

Order Sheet
IN THE HIGH COURT OF SINDH,
BENCH AT SUKKUR

Civil Revision No.S-288 of 2024

Date of hearing	Order with signature of Judge.
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Fresh Case

- 1.For orders on office objections
- 2.For orders on CMA 1874/24
- 3.For hearing of main case
- 4.For orders on CMA 1875/24
- 5.For orders on CMA 1876/24

29-11-2024

M/s Farooq Iftikhar Goraho & Touheed Nazeer, Advocates for applicant.

1. Urgency is granted.
2. Office objection(s) to be complied with within a week.
3. Exemption is granted subject to all just legal exceptions.

4&5. Counsel states that respondents filed Summary Suit No.23 of 2021 and 24 of 2024, which are now being heard by the Court of District Judge, Naushahro Feroze, while at the same time applicant filed Civil Suit No.66 of 2021 for cancellation of the same instrument, which is pending before the Court of 1st Senior Civil Judge, Naushahro Feroze. Counsel states that since the subject matter of the both the suits is same, the applicant filed Application under section 24 CPC before the Court of District Judge, Naushahro Feroze for consolidation of both the Summary Suits and Civil Suit, which was dismissed by impugned order dated 13.11.2024. Counsel states that there is serious danger of conflicting judgments being passed by the Courts below and he has

placed reliance on the case of *Khalid Pervez Bhatti v. Mst. Madiha Rafiq* **(2017 MLD 323)**.

Contentions raised require consideration. Let notices be issued to respondent No.3 for **13.01.2025**. Meanwhile, proceedings of the Civil Suit No.66 of 2021 and Summary Suits No.23 of 2021 and 24 of 2021 pending before the Courts below are stayed till the next date of hearing.

JUDGE

Ahmad

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