

**ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI.**

RA NO.. 133 OF 20 17

Date	Order with signature of Judge.
	<p style="text-align: center;"><u>Fresh Case</u></p> <ol style="list-style-type: none">1. For Orders on CMA No. 10932 /2017 (Urgent)2. For Orders on CMA No. 10933 /2017 (Exemption)3. For Hearing of Main Case4. For Orders on CMA No. 10934 /2017 (U/R XLI Rule 5 CPC)

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
RA No. 133 of 2017

Date: Order with signature of Judge

1. For orders on CMA No.10932/17
 2. For orders on CMA No.10933/17
 3. For hearing of main case
 4. For orders on CMA No.10934/17
-

23.11.2017

Mr. Muhammad Arif Shaikh for applicant
.X.X.X.X.

1. Urgency application granted.
 2. Exemption application granted subject to all just legal exceptions.
- 3 & 4: The impugned order is only respect of admission of a suit while considering application under section 5 of the Limitation Act.

I have gone through the impugned order and it appears to be a mixed question of law and facts and hence point of limitation was deferred as an appropriate issue is required to be framed. All observations made in the order dated 17.8.2017 which is impugned here are tentative in nature. The appellant is at liberty to raise all such points including the point of subsequent agreement which he claimed to have denied in the leave application. While considering leave application the trial Court shall not be influenced by the impugned order and that shall be disposed of in accordance with law.

The revision application sands disposed of along with pending applications.


Judge