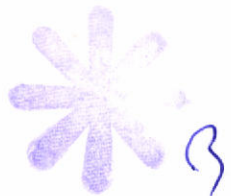


ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
IInd Appeal No. 60 of 2018



Date: Order with signature of Judge

1. For orders on CMA No.5033/18
 2. For orders on office objections
 3. For orders on CMA No.5034/18
 4. For hearing of main case
 5. For orders on CMA No.5035/18
-

30.5.2018

Mr. Abdul Qadir for petitioner
.X.X.X.X.

1. Urgency application granted.
- 2 to 5: Learned Counsel after arguing the matter at length and after going through the cross examination available at pages 241, 243 and 245, made a request that he may be allowed to file a suit for cancellation of a registered instrument in favour of respondent. No one has stopped them from filing such suit or availing such remedy, however as far as this second appeal is concerned, the findings of two Courts below do not require any interference hence this second appeal is dismissed. The appellant is at liberty to initiate proceedings for cancellation of registered instrument, if he so desire and if such suit is filed that may be dealt with in accordance with law.

The pending applications are also dismissed.


Judge

IN THE HIGH COURT OF SINDH KARACHI
IInd Appeal No. 60 of 2018

Abdul Razzak through his Attorney.....Applicant
VERSUS
Abdul Habib.....Respondent

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Certified to be true copy,

Sd/-MUHAMMAD SHAFI SIDDIQUI
JUDGE


for M. Rasheed Baloch 31/5/18
Assistant Registrar (Civil/Writ SB)

IInd Appeal No.60 of 2018.

Karachi, dated: 31th May ,2018.

Forwarded for information and compliance to:

1. The IXTH Additional District Judge, Karachi (West) in Civil Appeal No.272/2017, (Reg. Abdul Razzak & another versus Abdul Habib).
2. The VIIth Senior Civil Judge, Karachi (West) in Civil Suit No. 267 of 2014, (Reg. Abdul Habib versus Abdul Razzak & another).

for M. Rasheed Baloch 31/5/18
(Abdul Rasheed Baloch)
Assistant Registrar (Civil / Writ SB)