

**ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI**

Suit No.1627 of 2021

Sher Afzal Khan

Versus

Farooq Danawala & others

Date	Order with signature of Judge
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For orders on CMA 13923/22

Dated: 06.10.2022

Mr. Ahmed Ali Hussain for plaintiff along with plaintiff in person.

Ms. Afsheen for defendants No.1, 2 and 4 along with defendants No.1 and 2 present in person.

Mr. Ghulam Akbar Lashari for SBCA/defendant No.7.

Mr. Altaf Ahmed for defendant No.10.

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Through this compromise application, plaintiff and defendants No.1 to 4 seeks compromise decree. The application is signed by plaintiff and defendants No.1 and 2 whereas defendant No.1 has also signed it on behalf of defendant No.3 as being his attorney. This suit is filed for rendition of accounts, specific performance and permanent and mandatory injunction. While the suit was pending the partners of the unregistered deed of partnership dated 01.10.1995 followed by some amendment by inducting some partners, have settled their terms/dispute amicably out of Court. Such terms are reduced in writing vide settlement agreement dated 14.07.2022 which is appended along with this compromise application as Annexure 'A' at page 77. It apparently is a comprehensive settlement in respect of partnership firm having its business of construction and developers and as such inadvertently certain irrelevant departments/parties were arrayed as defendants such Karachi Development Authority and Sindh Building Control Authority etc. Apparently the scope of this settlement is within the frame of suit for rendition of accounts amongst partners and the plaintiff does not press this suit against defendants No.5 to 10. Accordingly, the application is allowed and the suit amongst the parties in attendance i.e. plaintiff and defendants No.1 to 4 is decreed in terms of settlement agreement for which decree be drawn accordingly whereas suit stands dismissed as against rest of the defendants i.e. defendants No.5 to 10.

Judge