

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

F.R.A. No.29 and 31 of 2017

Shakeel Masih

versus

Muhammad Yaqoob

Date: Order with signature of Judge

1. For orders on CMA 4867/18
2. For hearing of CMA 7599/17
3. For hearing of main case

Dated: 23.05.2018

Mr. Zayyad Khan Abbasi for appellant.

Mr. Muhammad Zahid Kabeer for respondent.

By consent urgency is granted and the matter is taken up for hearing.

I have heard the learned counsel and perused the material available on record.

Although eviction application was filed on the grounds of default and personal requirement but it appears that in terms of tentative rent order rent for the months of June 2014 and December 2014 was deposited on 06.06.2014 and 08.12.2014 respectively. Thus rent of these two months was deposited late and delay of even one day cannot be condoned. Mr. Zayyad Khan Abbasi concedes to such fact and requests that in case a reasonable time is given to the appellant to vacate the premises, he would not press these appeals.

Accordingly and as agreed by Mr. Muhammad Zahid Kabeer six months' time is granted to the appellant to vacate the demised premises subject to payment of rent in advance and clearance of utility bills as and when become due. In case of failure to comply the above, writ of possession shall be issued forthwith with permission to break open the lock with police aid.

Both the FRAs, along with pending applications, stand disposed of in the above terms.

Judge