

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD

Civil Revision Application No.23 of 2025

DATE	ORDER WITH SIGNATURE OF JUDGE
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- 1. For orders on CMA 491/2025 (U/A)
- 2. For orders on CMA 492/2025 (E/A)
- 3. For orders on CMA 493/2025 (Stay)
- 4. For hearing of main case

17.02.2025

Mr. Imran Ali Abro Advocate for Applicant.

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1. Granted.

2. Granted subject to all just exceptions.

3&4. Learned Counsel points out to page 69 Memo of Plaint, the Sale Agreement between the parties at page 83 and the cheque and its return Memo at page 85, to depict that there was a sale transaction between the parties for which Rupees One Million were paid in cash by the Applicant, which has been admitted by the Respondent in the Memo of Plaint, whereas the cheque for Rupees Two Million was given for completion of the transaction. However, the said transaction with respect to the said property has not been completed and therefore the Respondent was not entitled to encash the same. Learned Counsel further states that leave to defend application was filed before the learned 5th Additional District Judge Hyderabad, however, the same was not allowed and there exists every likelihood that the proceedings would culminate into passing of decree.

Points raised by the learned Counsel require consideration. Issue notice to Respondent for 11.03.2025. In the meanwhile, operation of the impugned Order is hereby suspended, however subject to the condition of deposit of Rupees Two Millions by the Applicant in cash with the Additional Registrar of this Court within 10 days from today.

Ali Haider