

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
HCA No. 23 of 2024

Date

Order with signature of Judge

- 1) For orders on office objection a/w. reply as at 'A'.
- 2) For hearing of Main Case.

07.10.2025.

M/s. Umair Usman, Shahmir Memon and Areeba Maqbool,
Advocates for Appellant.

Mr. Mayhar Kazi, Advocate for the Respondents No.1 to 4.

MUHAMMAD IQBAL KALHORO, J.- Appellant filed a suit for declaration, recovery, damages and interest before learned Single Judge of this Court and the value of the suit as determined by him was Rs.55,900,000/-.

After service respondents appeared and filed an application under Order VII Rule 10 CPC seeking return of the plaint on the ground that the suit had the value less than pecuniary jurisdiction of this Court. This application has been allowed by impugned order dated 21.12.2023 and the plaint has been returned to the appellant to be presented before the relevant Court having pecuniary jurisdiction.

Meanwhile, by the Sindh Civil Courts (Amendment) Act VI of 2025, unlimited pecuniary jurisdiction has been conferred upon the Senior Civil Judges working in Karachi to adjudicate all the cases which earlier due to higher pecuniary jurisdiction were filed before the High Court. Now by virtue of the said Act, all the Senior Civil Judges working in Karachi have been conferred unlimited pecuniary jurisdiction. So, technically the suit filed by the appellant one way or the other is now entertainable only by the Senior Civil Judge. And even if we allow this appeal, it will not make much difference.

We, therefore, simply observe that although the learned counsel for the respondents was right at the time of filing the application and the learned Single Judge was also right in agreeing with this proposition that the suit fell within the pecuniary jurisdiction of Senior Civil Judge instead of High Court. But since now by virtue of Sindh Act No. VI of 2025, the unlimited pecuniary jurisdiction has been given to the Senior Civil Judge at Karachi, we dispose of this appeal and direct the Senior Civil Judge concerned to proceed with the suit on merits from the stage as it was when the impugned order was passed and decide it within a reasonable time preferably within one year.

This appeal is accordingly disposed of.

J U D G E

J U D G E

Nasir/