

IN THE HIGH COURT OF SINDH AT KARACHI

Suit No. 965 of 2008

Date	Order with signature of Judge
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1. For orders on CMA No.9032/2013 (U/O 1 R 10 CPC)
2. For orders on CMA No.9033/2013 (U/S 151 CPC)
3. For orders on Nazir's report dated 8.7.2013.

30/09/2013:

Mr. Arshad Hussain Khan, Advocate for the plaintiffs and Defendant No.4.

Mr. Moiz Ahmed Advocate holding brief for Mr.Akhlaq Ahmed Khan, Advocate for Defendants No.1 to 3.

Mr. Aamir Aziz Khan, Advocate for Defendant No.5.

Mr. Muhammad Nishat Warsi, Advocate for applicant/ intervenor Ghulam Akber.

1. Keeping in view of the order dated 5.7.2013 there is no dispute left in this case between the parties. Today this case is fixed for orders on CMA No.9032 of 2013 filed under Order 1 Rule 10 CPC. This application has been filed by a stranger to the proceedings who even otherwise till date has no right which may be disturbed on compliance of Order dated 05.07.2013 intervenor is neither a necessary party nor he has any grievance against the parties in the proceedings. Therefore, this application (CMA No.9032 of 2013) is dismissed with no order as to costs.

2. Since application (CMA No.9032 of 2013) filed by the applicant/intervenor has been dismissed this application has become infructuous and is dismissed as having become infructuous.

3. The Nazir report dated 8.7.2013 is of no consequence after the order dated 5.7.2013. However, is taken on record.