

IN THE HIGH COURT OF SINDH AT KARACHI

Suit No. 1146 of 2012

Date	Order with signature of Judge
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1. For orders as to maintainability of the suit
(Vide Courts order dated 27.11.2012 & 7.3.2013)
2. For non prosecution
(In terms of Hon'ble Court's order dated 9.9.2013)
3. For orders on CMA No.10353/2013 (U/S 151 CPC)

10/10/2013:

Mr. Muhammad Aslam, Advocate for the plaintiffs.

Mr. Kashif Hanif, Advocate for Defendant No.6.

Mr. Sabbir Hussain, Advocate for Defendant No.7,
alongwith Muhammad Nawaz, Law Officer of
Defendant No.7.

Mr. Wasif Riaz, Advocate for Defendant No.8.

Ms. Rehmat-un-Nisa Shehla, Advocate for Defendant
No.13.

1. This suit is pending since 31st August, 2012, and this Court has repeatedly ordered/specifically directed the plaintiffs to satisfy the Court regarding maintainability of the suit. Such directions/orders were given on 27.11.2012 and 7.3.2013 and subsequently on the date being given at the request of learned counsel for the plaintiffs that he has to prepare the case. Today he conceded that in the plaint he has not even mentioned the cause of action. The prayer clause is also silent about rights of the plaintiffs which they want to assert in this case. In the circumstances, the suit is dismissed in terms of Order 7 Rule 11 CPC for not disclosing the cause of action. It is indeed a matter of regret that in this suit defendants' counsel have made appearance and filed

written-statements but no assistance has been given regarding maintainability of this suit.

2&3. Since this suit has been dismissed under Order 7 Rule 11 CPC these items have become infructuous and no order is required to pass any order on the same.

S.Akhtar

JUDGE