

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
Suit No.1580 of 1997

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DATE                                      ORDER WITH SIGNATURE(S) OF JUDGE(S)  
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1. For orders on CMA No.2605/2013
  2. For hearing of CMA No.878/2008
  3. For hearing of CMA No.6863/2006
  4. For hearing of CMA No.8337/1997
  5. For hearing of CMA No.10995/1998
  6. For hearing of CMA No.1004/1999
  7. For Evidence
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04.12.2014

Syed Wajahat Abbas, advocate for the Plaintiff.  
Mr. S.M. Akhtar Rizvi, advocate for the Defendant.

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1. Granted by consent of the Defendant No.1. Plaintiff at the time of evidence may file photocopies of the documents which he has already relied upon in the plaint.

2. This application is also granted and imposition of cost stand vacated.

3,4,5&6. These applications are disposed of with the observation that parties are already maintaining status quo, should continue till the final disposal of suit.

7. This case is pending since 1997 and earlier order of appointment of commissioner has been frustrated by the parties by their conduct. This time, I am appointing Commissioner Mr. Riazat Ali Seher, advocate having office at 201, Al-Fatima Chamber, Near Passport Office, Saddar, Karachi Cell: 0321-3457008 who will record in his office at 4:30 p.m onwards. Fee of the commissioner is fixed at Rs.20000/- per witness borne by the parties in terms of order of appointment of earlier commissioner. The Plaintiff is directed to obtain certified copies of the evidence already recorded, if any, either in this Court or before previous Commissioner and supply copy of evidence alongwith further evidence to the Commissioner on **18.12.2014**. Plaintiff witness shall be in attendance before the Commissioner alongwith advance

fee in their hand at 4:30 p.m for supply of the documents from the Plaintiff to the Commissioner then date will be fixed by the Commissioner for cross-examination after winter vacation, by consent of the parties. However, it is clarified whoever seeks adjournment after winter vacation Commissioner will charge Rs.2000/- per request of adjournment from the concerned party and shall deposit the same in the High Court Clinic Fund. If anybody fails to pay cost, commissioner will file interim report with an application for urgent orders on his interim report about defaulting party so that order for closing side for evidence of defaulting party. Adjournment shall **not** be for more than one week under any circumstances, once evidence started.

JUDGE

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