

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C. P. No. D-669 / 2026

Date	Order with signature of Judge
------	-------------------------------

- 1) For orders on Misc. No. 2881/2026.
- 2) For orders on office objection No. 1 to 3.
- 3) For orders on Misc. No. 2882/2026.
- 4) For orders on Misc. No. 2883/2026.
- 5) For hearing of main case.

10.02.2026.

Mr. S. Farhan Hussain, Advocate for Petitioner.

- 1) Granted.
- 2 to 5) Through the instant Petition, the Petitioner has impugned order dated 29.07.2025 passed by learned Senior Civil Judge-I Karachi East in Suit No. 8734/2025 (Old No. 642/2013).

Brief facts of the case are that Respondent No. 2 had earlier filed the above noted Suit which was withdrawn by the noted Respondent unconditionally under Order 23 Rule 1 CPC. Thereafter, the Petitioner moved an application challenging the said withdrawal and the noted application was dismissed vide impugned order dated 29.07.2025.

Learned Counsel for the Petitioner has argued that the Respondent No. 2 had no right to withdraw the noted Suit as certain rights pertaining to NOC were still subjudice before the noted Court. It is evident from the perusal of the impugned order that the noted Suit was withdrawn unconditionally by Respondent No. 2 and the learned trial Court has correctly noted that if the Petitioner has any grievance regarding the issuance of said NOC, they are at liberty to avail appropriate remedy under the law. With these observations the Petition is without merit is hereby dismissed **in limine**.

J U D G E

Arshad/

J U D G E