

ORDER SHEET
IN THE HIGH COURT OF SINDH
CIRCUIT COURT MIRPURKHAS

Civil Revision Application No.S-350 of 2024

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For order on office objection.
2. For hearing of main case.

16-03-2026.

None present for the applicant.

Mr. Shanker Lal advocate for the respondents.

Mr. Ayaz Ali Rajpar, A.A.G

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Heard learned counsel for the respondents on legal question framed on the last date of hearing. Case of the applicant is that the plaint filed by the applicant was rejected under Order VII Rule 11 C.P.C on the ground that permission from S.E.C.P was not obtained before filing the suit. When put to the learned counsel for the respondents as to under which provision of law, was it mandatory to obtain permission for filing suit from S.E.C.P, no response could be received nor any provision was relied by the learned counsel.

Hence, for the reasons to follow, instant Revision Application is **allowed**; the impugned Judgment dated 22-08-2024 passed in Civil Appeal No. 17/ 2024 by the learned District Judge/ MCAC, Tharparkar @ Mithi and Order dated 21-02-2024 passed in T.C.Suit No.04/ 2023 by the learned Civil Judge-I, Mithi, are hereby set aside; and matter is remanded back to the learned trial Court to decide the case on merits after framing of the issues and recording evidence of the parties, expeditiously within a period of 90 days from the receipt of this Order; and upon conclusion of trial, compliance report be filed with the Additional Registrar of this Court.

The instant Revision Application stands disposed of in the above terms

JUDGE

