

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

C.P No.S- 1087 of 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on office objection
2. For Katcha Peshi.

17.10.2016.

Mr. Sher Muhammad Laghari, State Counsel.

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None present for the petitioner and private respondents.

Learned State Counsel has already filed comments on behalf of official respondents-police officials, wherein, they have categorically stated that they have not caused any harassment to the petitioner or his family.

From perusal of the petition it appears that dispute in question primarily is of civil nature involving some commercial transaction and 3rd Class Suit No.03/2015 is also pending before the learned Civil Judge No.II, Nawabshah. Earlier also the petitioner has moved this Court and has obtained an order that he should not be harassed by respondents. After filing of the instant petition it should have been vigilantly pursued by the petitioner and his counsel.

Be that as it may, this petition is disposed of with the direction to all respondents that they should not cause any harassment to the petitioner by adopting coercive tactics. In the meantime, parties are also directed to pursue their remedy which is already sub judice before the civil Court in a diligent manner. Respondents police officials, it is expected will not be influenced by private Respondents and shall conduct themselves within the parameters of law. With these observations, instant Constitutional Petition stands disposed of.

JUDGE

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

C.P No.S- 1325 of 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
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17.10.2016.

Mr. Sher Muhammad Laghari, State Counsel alongwith ASI Nasarullah P.S Bhan.

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Mr. G.M Laghari, Advocate, holding brief for Mr. Ayaz Hussain Tunio, Advocate, who represents the petitioner. Mr. Rashid Ali Ujjan learned counsel files vakalatnama on behalf of private respondents No.3 & 4 (Faiz Muhammad and Sijawal) and claims a copy of the petition. The same should be provided to him today during course of day. Today, official respondent No.2 SHO Bhan has also filed his statement, wherein, inter alia it is mentioned that the petitioner and his wife are accused in Crime No. 101 of 2016 under Section 489-F PPC lodged at P.S B-Section Dadu by respondent No.3.

Adjourned to a date in office.

JUDGE

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

C.P No.S- 1384 of 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on office objection
2. For Katcha Peshi.

17.10.2016.

Mr. Nasarullah Khaskheli, Advocate alongwith petitioner.

Mr. Sher Muhammad Laghari, State Counsel alongwith SIP Ali Nawaz Mallah SHO P.S Jamal Shah, WHC Anwar Ali and WPC Waheed Ali of P.S Jamal shah.

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Learned State Counsel submits that the petitioner is involved in FIR No. 14/2016 under Section 9(c) of Control of Narcotics Substances Act, 1997 lodged at P.S Jamal Shah and the case has already been challaned. He further submits that the petitioner is also involved in Crime No. 03/2011 under Section 324, 353, 34 PPC which was lodged at P.S Jamal Shah on 24.01.2011.

Learned counsel for the petitioner submits that in earlier FIR No. 03/2011 the petitioner was already acquitted and the order dated 23.10.2013 is available in the present case file at Page-17. With regard to second FIR No. 14/2016 under Section 9(c) of Control of Narcotics Substances Act, 1997, he has invited Court's attention to the release order dated 06.08.2016 issued by the learned Sessions Judge.

Be that as it may, from the record it appears that law is taking its course.

Respondents cannot on the basis of pendency of some criminal case against the petitioner cause harassment to him. In these circumstances, this petition is disposed of with the direction that the respondents should conduct themselves strictly in accordance with law and should not cause any harassment to the petitioner or his family members.

JUDGE

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

R.A No. 352 of 2010

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For Katcha Peshi.
2. For hearing of CMA 1226/10

17.10.2016.

Mr. Ashfaque Nabi Kazi, Assistant A.G alongwith Agha Sohail,
Secretary, Board of Revenue Sindh.

Mr. Abdul Ghafoor Hakro, Advocate for respondent No.1.

Mr. Imran Qureshi, Advocate for respondent No.2.

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In compliance of the order dated 20.09.2016, today Agha Sohail, Secretary, Board of Revenue Sindh has appeared and to a query explains that due to inter departmental procedures the matter was delayed. Today, a Statement has been filed by Mr. Ashfaque Nabi Kazi the learned Assistant A.G Sindh alongwith a cheque of Rs.1059534/- dated 14.10.2016 (Cheque No.37952994) in compliance of the above order, which will be deposited with the Deputy Registrar of this Court who shall accept the same as per with the rules and invest the amount in some profit bearing scheme. The appearance of Secretary, Board of Revenue Sindh is dispensed with, unless ordered by this Court.

Learned A.A.G Sindh for the applicants seeks some time to prepare the case. Time allowed.

Adjourned to 07.11.2016 at 11:00 a.m.

JUDGE

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

C.P No.S- 556 of 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on office objection
2. For Katcha Peshi.
3. For orders on M.A 13826/16

17.10.2016.

Mr. Ali Abbas Memon, State Counsel alongwith SIP Muhammad Juman Khoso, SHO P.S Jhol and ASI Shahbaz on behalf of SHO P.S Sanghar.

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Petitioner, who has been produced in custody by Jail Authorities, District Jail Sanghar, states that respondents are unnecessarily causing harassment to him and his family members and he apprehends that officials may kill him in some fake encounter.

This petition has been vehemently opposed by the learned State Counsel who has filed detailed parawise comments alongwith copies of various FIRs in which petitioner has been nominated. He further contends that different cases in respect of these FIRs are pending in Trial Court(s). Admittedly, petitioner's another Constitutional Petition No.D-2073 of 2015 is still sub judice in this Court. However, it is submitted that after filing of the said petition, respondent No. 3 has demanded (illegal) gratification from the petitioner and the latter is being continuously pressurized by respondents to withdraw his aforementioned petition. Respondent No.2 the concerned S.S.P is directed to hold an inquiry into the allegation of demanding (illegal) gratification by police officials. Report in this regard should be filed within three weeks from today with the Additional Registrar of this Court.

Be that as it may, the officials are directed to conduct themselves strictly in accordance with law and should not cause any harassment to the petitioner or his family members. It is also directed that the Trial Court(s) in which cases are pending should decide the matter as expeditiously as possible.

In view of the above, this petition stands disposed of alongwith listed application.

JUDGE

Ali Haider

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

Cr. Appeals Nos.S- 45 & 47 of 2013

DATE	ORDER WITH SIGNATURE OF JUDGE
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17.10.2016.

M/s Ghulam Shabir Shar and Ghulamullah Chang advocates for appellants.

Syed Madad Ali Shah advocate for complainant.

Mr. Shahid Ahmed Shaikh, A.P.G. for the State.

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By consent adjourned to 10.11.2016. Office is directed to fix these appeals according to roster on that date.

JUDGE

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

C.P No.S- 857 of 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
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For orders as to non-prosecution of main petition, as notices not issued as costs and copies have not been supplied by the learned counsel for the petitioner.

17.10.2016.

Matter is fixed for non-prosecution on account of non-payment of costs.

A week's time is granted to comply with the office note. Adjourned.

JUDGE

Ali Haider

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

Cr. Misc. Appln. No.S-66 of 2011

DATE	ORDER WITH SIGNATURE OF JUDGE
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For orders on M.A 7531/2016

17.10.2016.

Syed Tariq Ahmed Shah, Advocate for the applicant.

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Learned counsel requests for a fixed date. Office is directed to issue intimation notices to all the parties for the next date. Matter is adjourned to 24.10.2016. Office is directed to fix this matter according to roster.

JUDGE

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

R.A No. 281 of 2011

DATE	ORDER WITH SIGNATURE OF JUDGE
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For orders on C.M.A 1490/2016

17.10.2016.

Mr. Zafar Ali Vighio, Advocate, holding brief for Syed Ali Anwar Shah learned counsel for applicant, who could not reach today because of some personal problem.

Adjourned.

JUDGE

Ali Haider

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

R.A No. 84 of 2015

DATE	ORDER WITH SIGNATURE OF JUDGE
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For orders on C.M.A 1551/2016

17.10.2016.

Mr. Fakhuruddin Dahraj, Advocate for respondent No.3-b.

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Counsel for respondent No.3-b requests that the copy of revision application be provided to him. Applicants' counsel is directed to provide copy of the case to the respondent No.3-b's counsel so that the matter can be proceeded on the next date of hearing.

Adjourned.

JUDGE

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

R.A No. 08 of 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
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For orders on C.M.A 1507/2016

17.10.2016.

Mr. Shakeel Ahmed Zai, Advocate for respondent No.1.

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Counsel for respondent No. 1 submits that applicant's side is avoiding to proceed the instant matter as well as execution proceedings pending before the Executing Court. Hence, requests that this matter may be fixed on an early date. Office is directed to fix this matter on 25.10.2016 and issue intimation notices to all the parties. Urgent application stands disposed of.

JUDGE

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

R.A No. 51 of 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
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For orders on statement.

17.10.2016.

Mr. Muhammad Noor Din learned counsel representing the applicant files a Statement to withdraw this matter simplicitor. His vakalatnama is available in case file which does provide him an authority, inter alia, to withdraw the case. Consequently, this revision application is dismissed as withdrawn with no order as to costs alongwith pending applications.

JUDGE

Ali Haider

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

R.A No. 50 of 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
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For orders on statement.

17.10.2016.

Mr. Muhammad Noor Din learned counsel representing the applicant files a Statement to withdraw this matter simplicitor. His vakalatnama is available in case file which does provide him an authority, inter alia, to withdraw the case. Consequently, this revision application is dismissed as withdrawn with no order as to costs alongwith pending applications.

JUDGE

Ali Haider

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

R.A No. 193 of 2009

DATE	ORDER WITH SIGNATURE OF JUDGE
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17.10.2016.

Mr. Jhamat Jethanand, Advocate for the applicants.

Mr. Naimatullah Soomro, Advocate for respondents No.1(i) & (ii).

Mr. Allah Bachayo Soomro, A.A.G.

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After hearing at some length this matter is adjourned and all learned counsel agree that the entire case may be decided at Katcha Peshi stage. Accordingly, office is directed to call R & Ps of the instant Revision Application alongwith R & Ps of Civil Appeal No.44 of 2001. Office to ensure that complete record and proceedings of the matter is before the Court on next date of hearing.

Adjourned to 01.11.2016 at 11:00 a.m.

JUDGE

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

R.A No. 149 of 2010

DATE	ORDER WITH SIGNATURE OF JUDGE
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17.10.2016.

Mr. Muhammad Arshad S. Pathan, Advocate for the applicants.

Mr. Arbab Ali Hakro, Advocate for respondents No.1 to 9.

Mr. Allah Bachayo Soomro, A.A.G .

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By consent, the matter is adjourned to 03.11.2016 at 11:00 a.m. Both learned counsel state that there is an earlier order whereby instant revision application is to be decided at Katcha Peshi Stage. Consequently, office is directed to call entire R & Ps so that the matter may be proceeded on next date of hearing. Adjourned.

JUDGE

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

R.A No. 151 of 2010

DATE	ORDER WITH SIGNATURE OF JUDGE
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17.10.2016.

Mr. Arbab Ali Hakro, Advocate for the applicant.

Mr. Rafique Ahmed, Advocate for respondent No.1.

Mr. Allah Bachayo Soomro, A.A.G for respondents No.5 to 8.

Mr. Naimatullah Soomro, Advocate for respondent No. 10.

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Bailiff's report shows that respondents No.2 to 4 could not be served as they have shifted from the given address. It is an old case a revision application of 2010 which still could not be proceeded because of parties were not served. Accordingly, office is directed to serve the unserved respondents through publication. The above exercise should be completed within 10 days from today whereafter this matter shall be fixed in Court for further proceeding.

JUDGE

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

R.A No. 96 of 2007
C.P No.S- 200 of 2010

DATE	ORDER WITH SIGNATURE OF JUDGE
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17.10.2016.

Mr. Tahseen Ahmed H. Qureshi, Advocate for the petitioner/applicants.

Mr. Abdul Rehman Shaikh, Advocate for respondent(s).

Mr. Allah Bachayo Soomro, A.A.G.

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Today, counsel for petitioner in C.P No.S-200/2010 and for applicants in R.A No.96/2007 files statement alongwith documents in R.A No. 96/2007, same is taken on record and copy whereof has been provided to respondent's counsel, who requests for some time to go through the same and file objection, if any. Adjourned. Office is directed to fix this matter after three weeks.

JUDGE

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

R.A No. 143 of 2010

DATE	ORDER WITH SIGNATURE OF JUDGE
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For further orders as counsel for applicant has not filed the application to bring the L.Rs record the L.Rs of deceased applicant as per court order dated 18.12.2013.

17.10.2016.

Mr. Zafar Ali Vighio, Advocate for the applicant.

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None present for respondents.

Today, learned counsel for the applicant files an application under Order 22 Rule (4) CPC for bringing the legal heirs of the applicant on record, which is taken on record. Let office issue notice of this application to the respondents for next date of hearing.

Adjourned to 27.10.2016.

JUDGE

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

R.A No. 224 of 2012

DATE	ORDER WITH SIGNATURE OF JUDGE
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17.10.2016.

Mr. Muhammad Hassan Chang, Advocate for the applicants.

Mr. Ali Abbas Memon, State Counsel.

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Learned counsel for the applicants seeks time to comply with the order dated 28.10.2014, whereby CMA 01/2014 was allowed and applicants were directed to file the amended title. Till date no amended title has been filed. In the interest of justice and only as a last chance, the counsel is allowed a week's time to file the amended title in compliance of the earlier order failing which adverse consequences shall follow. Once the amended title is filed office is directed to issue notices of the case to the parties whereafter this matter will be fixed in Court for further proceeding. Adjourned.

JUDGE

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

2nd Appeal No. 03 of 2008

DATE	ORDER WITH SIGNATURE OF JUDGE
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17.10.2016.

Mr. Zafar Ali Vighio, Advocate, holding brief for Mr. Ahmed Ali Shaikh, Advocate for the applicant/intervenor.

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Case record shows that till date appellants' counsel has not filed the amended title of this appeal as directed by the order dated 26.09.2016. Today none is present for the appellant. Only in the interest of justice and as a last chance this appeal is adjourned with the direction that compliance of the earlier order shall be made within ten (10) days from today failing which adverse consequences will follow. Office is directed to fix this matter after ten (10) days in Court for further proceeding.

JUDGE

