

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

C.P No. 1363 of 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

1. For orders on office objection
2. For Katcha Peshi.

10.11.2016.

None present for the petitioner.

Mr. Ashfaqe Nabi Kazi, Assistant A.G alongwith DSP Irfan Shah,
CIA Center Tando Allahyar and SIP Adam Abro, SHO P.S
Chamber.

-.-.-.-.

Today, learned A.A.G files statements/comments on behalf of official respondents, which are taken on record.

DSP, CIA Tando Allahyar, and SHO P.S Chamber are in attendance and deny their involvement in this financial dispute between the petitioner and private respondents and also mention in their statements that a FIR bearing Crime No. 43/2016 is registered at P.S A-Section Tando Allahyar, which fact is also mentioned in the petition.

This petition is disposed of with the directions that respondents shall not cause any harassment to the petitioner and even private respondents have any grievance against the petitioner, the same shall be redressed by invoking due process of law and since already a case is pending in the concerned Court, let the law take its own course.

JUDGE

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

C.P No. 1471 of 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

1. For orders on office objection
2. For Katcha Peshi.

10.11.2016.

Mr. Ashfaque Nabi Kazi, Assistant A.G alongwith ASI Abdul Hakeem Kumbhar, P.S Chotyaryoon.

-.-.-.-.

Today, Mr. Yawar Abbas Mughal, Advocate, files vakalatnama on behalf of petitioners, who are also present in person.

On a query, lady petitioner No.1 Mst. Sughra Bibi confirms the contents of the petition as well as her affidavit of freewill and nikahnama by stating that she being sui juris has contracted freewill marriage with petitioner No.2 Kamil Shah out of her own freewill and she was neither kidnapped nor enticed by him.

Today, Mian Taj Muhammad Keerio, Advocate, files vakalatnama on behalf of respondent No.7 Mola Bux Shah, and refutes the allegation in the petition and further submits that private respondents have never extended threats to petitioners.

The official respondents have also filed their reply/comments and according to which FIR No. 18/2016 has been lodged against the private respondents regarding which they are seeking remedy before the concerned Court.

Be that as it may, it is directed that private respondents shall not cause any harassment to the petitioners nor will take law in their hands for committing any illegal act, whereas, official respondents will provide the petitioners protection in accordance with law if they are approached with such a request. With these observations and directions, this petition stands disposed of.

JUDGE

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

C.P No. 1746 of 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

1. For orders on office objection
2. For Katcha Peshi.

10.11.2016.

None present for the petitioner.

Mr. Ashfaque Nabi Kazi, Assistant A.G.

-.-.-.-.

Grievance of the petitioner is that private respondents are trying to dispossess her from the property which belongs to her late father.

Today, learned A.A.G has filed comments on behalf of official respondents in which it has been mentioned that though the dispute between the parties is of civil nature but a FIR No.33/2013 has been lodged against private respondents on 22.05.2013.

Be that as it may, this petition is disposed of with the directions that respondents shall not cause any harassment to the petitioner and she will be provided protection in accordance with law by the official respondents if they are approached with such a request. It is clarified that above criminal case shall be decided by the concerned Court in an expeditious manner.

JUDGE

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

C.P No. 1750 of 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

1. For orders on office objection
2. For Katcha Peshi.

10.11.2016.

Mr. Muhammad Sulleman Dahri, Advocate, holding brief for Mr.
Mazhar Ali Laghari, Advocate for petitioner.

Mr. Ashfaque Nabi Kazi, Assistant A.G.

-.-.-.-.

After, filing of statement by learned A.A.G on behalf of official respondents, this petition can be disposed of.

According to the parawise comments, numerous criminal cases have been registered against Amin s/o Gul Muhammad and Allah Jurio s/o Aadam Mallah, respondents No.4 & 5 respectively.

However, this petition is disposed of with the directions that private respondents shall not cause any harassment to the petitioner and official respondents will provide the petitioner protection in accordance with law if they are approached with such a request. With regard to pendency of various criminal cases, the law will take its own course.

JUDGE

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

C.P No. 1799 of 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

1. For orders on M.A 15889/13
2. For orders on office objection
3. For orders on M.A 15890/16
4. For Katcha Peshi.

10.11.2016.

Though no one is present on behalf of the petitioner, but this petition since involves the issue of life and liberty, therefore, it is taken up in the interest of justice.

1. Granted.
2. Deferred for the time being.
3. True translation of the annexure(s) to be filed on or before the next date of hearing.
4. It is, inter alia, contended that Petitioner is a senior citizen and respondent No.5, his real son, in league with respondent No.4, the area Mukhtiarkar are causing harassment to petitioner and trying to dispossess him from his house and also from ancestral agricultural land and police officials instead of providing him protection are patronizing the private respondent.

Issue notices to the respondents as well as A.A.G for 30.11.2016. Private respondent shall be served through all modes except publication. In the meantime, respondents are restraining from causing any harassment to the petitioner, whereas, official respondents are directed to provide the petitioner protection if they are approached with such a request.

JUDGE

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

M.A No. 06 of 2011

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

10.10.2016.

Mr. Bhagwan Das Bheel, Advocate for appellant.

-.-.-.

Mr. Abdul Ghafoor Hakro, Advocate, holding brief for Mr. Munawar Ali
Bhutto, who represents private respondents and is reported to be unwell.

Adjourned.

JUDGE

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

R.A No. 30 & 31 of 2011

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

10.10.2016.

Mr. Abdul Ghafoor Hakro, Advocate for applicant.

Mr. Jagdish R. Mullani, Advocate for respondent No.1.

Mr. Ashfaque Nabi Kazi, Assistant A.G.

-.-.-.

Counsel for the parties submit that respondent No.9 Muhammad Juman in R.A No. 31/2011 is still unserved. Office is directed to effect service of notice on him through all modes except publication for next date of hearing. Office is further directed to furnish a specific report about the exercise undertaken.

On a joint request adjourned to 12.12.2016.

JUDGE

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

R.A No. 32 of 2011

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

10.10.2016.

Mr. Sundar Das, Advocate for applicant.

-.-.-.

Office is directed to repeat notices through concerned learned District Judges of districts Mirpurkhas and Umerkot for next date of hearing.

Adjourned to a date in office.

JUDGE

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

R.A No. 33 of 2011

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

10.10.2016.

Mr. Sundar Das, Advocate for applicants.

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

Mr. Ashfaque Nabi Kazi, Assistant A.G.

-.-.-.

Since Mr. Muhammad Arshad S. Pathan, Advocate, who represents respondent No.2 is not present, therefore, matter is adjourned to a date in office.

Interim order passed earlier to continue till next date

JUDGE

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

R.A No. 101 of 2011

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

10.10.2016.

Mr. Abdul Hameed Bajwa, Advocate for applicant.

-.-.-.

Today, respondent No.2 Shafique s/o Muhammad Sharif is present and requests for some time to engage a Counsel. Time allowed.

Adjourned to a date in office.

JUDGE

Ali Haider

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

R.A No. 121 of 2011

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

10.10.2016.

None present for applicant.

Mr. Dildar Ali Khan, Advocate for respondent No.6.

-.-.-

It appears from the order sheets that contesting parties-applicant and respondents No.1 to 5 are not proceedings with the matter and today Mr. Dildar Ali Khan, Advocate, who represents respondent No.6 submits that primarily the dispute is between applicant and private respondents over a piece of land and a suit for specific performance of contract filed by the applicant was dismissed and the decision was maintained by the Appellate Court against which present Revision Application has been preferred. As far as the status of respondent No.6 is concerned, he submits that whoever will succeed the litigation will get the lease amount in terms of Para-3 of his written statement available at Page-41. Be that as it may, if the parties fail to proceed on next date of hearing, the matter shall be heard and decided in accordance with law.

Adjourned to 13.12.2016.

JUDGE

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

R.A No. 160 of 2011

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

1. For orders on C.M.A 562/11
2. For Katcha Peshi.

10.10.2016.

None present.

-.-.-.

From the record it appears that from 11.02.2013 petitioner is not proceeding with the matter and continuously his Counsel is called absent. Today is the same position. The cause list shows that name of applicant's Counsel Mr. Muhammad Idrees Naqshbandi is appearing and again there is no intimation from his side for his absence. Consequently, this Revision Application is dismissed for non-prosecution alongwith listed application.

JUDGE

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

R.A No. 172 of 2011

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

1. For hearing of C.M.A 1349/15
2. For Katcha Peshi.
3. For hearing of C.M.A 899/11

10.10.2016.

None present for applicant. Same was the position on last date of hearing and the order of 01.02.2016 observes that applicant's side is not proceeding with the matter, which was adjourned merely in the interest of justice but with a note of caution that on account of continuous absence appropriate orders shall be passed. Since today neither applicant nor his Counsel is present nor any intimation is given for such an absence, therefore, this Revision Application is dismissed for non-prosecution alongwith listed applications.

JUDGE

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

R.A No. 269 of 2011

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

10.10.2016.

Mr. Ashfaqe Nabi Kazi, Assistant A.G.

-.-.-.

Today, Mr. Noor Ali, who is attorney of respondent Al-Mehran Cooperative Dairy and Society Ltd., files vakalatnama of Mr. Muhammad Hassan Chang, Advocate, who is reported to be unwell. Vakalatnama is taken on record.

Adjourned to a date in office.

JUDGE

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

R.A No. 295 of 2011

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

10.10.2016.

Mr. Ali Abbas Memon, State Counsel.

-.-.-.

Mr. Aqeel Ahmed Siddiqui, Advocate, holding brief for Mr. Faiz Muhammad Chandio, Advocate, who will represent applicants in the proceedings.

None present for private respondents.

Adjourned to a date in office.

JUDGE

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

R.A No. 314 of 2011

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

10.10.2016.

Mr. Ali Abbas Memon, State Counsel.

-.-.-.

None present for applicant. Same is the position for the last few dates. The matter is adjourned with a note of caution that if on next date of hearing applicants' side fails to proceed the matter, the same shall be heard and decided in accordance with law.

JUDGE

Ali Haider

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

R.A No. 336 of 2011

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

10.10.2016.

Mr. Jagdish R. Mullani, Advocate for applicant.

Mr. Ali Abbas Memon, State Counsel.

-.-.-.

None present for private respondents. Office is directed to repeat notices by all modes except publication on the unserved respondents.

Adjourned to a date in office. Interim order passed earlier to continue till next date

JUDGE

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

R.A No. 342 of 2011

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

10.10.2016.

Syed Masood Ali one of the legal heirs of applicant is present in person and informs that Mst. Zohra and Mst. Imtiaz Begum, who are respondent No.4(i) and respondent No.6, respectively, have passed away. Counsel for the applicant is directed to file an appropriate application to bring the legal heirs of these deceased respondents on record.

Adjourned.

JUDGE

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

R.A No. 220 of 2010

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

1. For orders on C.M.A 752/15
2. For Katcha Peshi.
3. For hearing of C.M.A 733/10

10.11.2016.

Mr. Shamsuddin Memon, Advocate for applicant.

Mr. Muhammad Arshad S. Pathan, Advocate for Respondents
No.1,3,5, & 6. .

Mr. Amjad Ali Sahito, Advocate for respondent No.4.

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

Mr. Fayyaz Ahmed Mughal, one of the legal heir of respondent
No.2, is present in person.

-.-.-.

Arguments heard. All the learned Counsel have concluded their arguments. Reserved for announcement of order. However, it is clarified as it has been not specifically denied during course of arguments that a portion of the agricultural land in question is being utilized for construction of a hospital, without completing requisite formalities under the law and laid down procedure for conversion of use of land from agricultural to any other. In order to avoid further complication in the matter, as admittedly till date official partition has not been done, the applicant is restrained from raising construction of the hospital or undertaking any such measure which can change the complexion and character of the land in question, and which change could pre judge the suit proceedings.

Counsel for the parties are at liberty to file a list of case law in the form of synopsis in support of their arguments.

JUDGE

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

C.P No.S- 410 of 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

For orders as to non-prosecution of main petition, as notices not issued as costs and copies have not been supplied by Counsel for petitioner.

10.11.2016.

None present for the petitioner.

In the interest of justice, a week's time is granted to comply with the office note. Adjourned.

JUDGE

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

C.P No.S- 755 of 2014

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

For orders as to non-prosecution of main petition, as office objections have not been complied with by the learned Counsel for the petitioner.

10.11.2016.

None present. It appears from the order sheets that since 12.02.2016 petitioners' side is not appearing and proceeding with the matter and this case is being adjourned merely in the interest of justice. Office note shows that today neither cost has been paid nor copies have been supplied in the office for further proceeding in the matter. Consequently, instant Constitutional Petition is dismissed for non-prosecution.

JUDGE

Ali Haider

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

C.P No.S- 410 of 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

For orders as to non-prosecution of main petition, as notices not issued as costs and copies have not been supplied by Counsel for petitioner.

10.11.2016.

None present for the petitioner.

In the interest of justice, a week's time is granted to comply with the office note. Adjourned.

JUDGE

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

C.P No.S-1300 of 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

For orders as to non-prosecution of main petition, as notices not issued as costs and copies have not been supplied by Counsel for petitioner.

10.11.2016.

Petitioners are present in person and state that their Counsel is busy before learned Division Bench. However, they have been informed about the office note and three days' time is granted to them for the same failing which adverse consequences shall follow. Adjourned.

JUDGE

Ali Haider

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

R.A No. 40 of 2015

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

For orders on C.M.A 1848/16

10.11.2016.

Mr. Kaleemullah Khan, Advocate for applicant.

-.-.-.

It is submitted, inter alia, that due to pendency of this Revision Application the execution filed by the applicant is not proceeding.

Urgency granted. Office is directed to fix this Revision Application in fourth week of November, 2016.

JUDGE

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

R.A No. 158 of 2014

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

1. For orders on C.M.A 150/16
2. For Katcha Peshi.

10.11.2016.

Mr. Sunil Kumar Maheshwari, Advocate, holding brief for Mr. Abdul Hameed Bajwa, Advocate for applicants, is reported to be busy before learned Division Bench.

Mr. Amir Ali son of Murad Khan, one of the legal heirs of respondent No.1 who has passed away, is present and seeks time to engage Counsel. Time allowed.

To come up on 30.11.2016.

JUDGE