

ORDER SHEET

IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD

C.P.No.S-1964 of 2017.

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

08.12.2017.

Mr. G. M. Ali Halepoto, Advocate for the petitioner.

Mr. Nouman Raja, Advocate for respondents No.1 to 4.

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Although the matter was notified by the office to be fixed for orders as to non-prosecution, the learned counsels agreed to proceed with the matter, as such the matter was heard.

2. Learned counsel for the petitioner states that the order passed under section XVI (1) of Sindh Rented Premises Ordinance, 1979 as impugned in the matter, had been passed based upon the written statement filed earlier in the matter, which was subsequently called upon for amendment and in the circumstances the said order could have not been passed where the relationship of landlord and tenant, according to him, had come under cloud. Learned counsel for respondents No.1 to 4 contends that the instant petition is not maintainable, as the same impugns the order under section XVI(1) of Sindh Rented Premises Ordinance, 1979.

3. Having heard the learned counsels, without disturbing the trial or the exercise of powers by the learned Rent Controller as well as the learned appellate Court it is, by consent, ordered that the petitioner shall in compliance to the order already passed under section XVI(1) of the Ordinance deposit the rent as well as the arrears within 45 (forty five) days from today; however, the said amount shall not be got withdrawn by the respondents No.1 to 4 till the conclusion of the element of relationship as is said to have been denied though subsequently.

4. This petition stands disposed of in the above terms.

JUDGE

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