

Learned counsel for the petitioners files an application under section 151 C.P.C., duly supported with affidavit of petitioner No.2 and states that the petitioners do not contest the matter on merits; however, pray that since no time has been granted by the Appellate Court while dismissing the FRA to vacate the subject premises, this Court may grant four months' time to petitioners for such purpose as due to financial restraint they are not in position to arrange alternate accommodation. The application is taken on record with direction to office to assign CMA number to it.

Considering the contention of learned counsel for the petitioners, the instant petition is dismissed in limine with pending application; however, four months' time is granted to petitioners from today to vacate the subject premises by handing over its possession to respondent No.1 through Nazir of the IXth Rent Controller Karachi East. The petitioners shall deposit amount of existing rent of intervening period with the Nazir of the said Rent Controller on or before 05th day of each month and this would be without prejudice to the claim of the respondent No.1 with regard to arrears of rent, if any. In case of failure in vacating the subject premises within four months hereof, the learned Rent Controller Karachi East shall issue writ of possession with police aid without notice to petitioners for getting the subject premises vacated and handing over its possession to respondent No.1.

JUDGE