ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Suit No. 326 of 2012

Date Order with signature of Judge

For hearing of CMA No.5735 of 2016.

21.04. 2016

Khuwaja Shamsul Islam, Advocate for Plaintiff.
Mr. M. A. Isani, Advocate for Defendant No.1.

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Thorough application CMA No.5735 of 216, parties seek disposal of the suit, in terms of compromise application. For the sake of brevity, paragraph Nos. 1 and 2 are as under:-

> "01. That the Plaintiff and Defendant No.1 have arrived at a compromise/settlement to the effect that all the rights and obligations of the aforesaid parties under the Implementation Agreement dated 08.12.1992, subject matter of the aforesaid suit, shall remain in force and each and every clause of the said Agreement are binding upon both the parties, i.e. the Plaintiff and Defendant No.1 and both of them shall adhere to its binding clauses.
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> 02. That without prejudice to the rights and obligations of the Plaintiff and Defendant No.1 under the Implementation Agreement dated 08.12.1992, the said parties have now decided/agreed to the disposal of the above suit on recording of the above compromise and passing of a decree in terms thereof, duly mentioned in para 1 of the present application."

Learned counsel for defendant No.1 admits the contention of that application and extends no objection to decree instant suit.

With regard to defendant No.2, learned counsel for the plaintiff contends that he is Performa party, therefore, he does not press instant suit against defendant No.2, which is dismissed as not pressed.

Accordingly, suit is decreed in terms of above. Office shall prepare the decree.

JUDGE

SAJID