

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Suit No.1239 of 2012

Date	Order with signature of Judge
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1. For hearing of CMA No.9875/12 (U/S 94 CPC.)
2. For hearing of CMA No.5511/14 (U/A 204)
3. For hearing of CMA No.5512/14 (U/O40 Rule 1.)
4. For hearing of CMA No.18964/15 (U/O VII Rule 11 C.P.C)
5. For hearing of CMA No.18965/15 (U/O 13 Rule 8 CPC)
6. For hearing of CMA No.18963/15 (U/O 39 Rule 4 CPC.)

13.03. 2017

Mr. Sufiyan Zaman, Advocate for Plaintiff.
Mr. Altaf Ahmed Shaikh, Advocate for Defendant No.1
alongwith attorney Zulfiqar Ali.
Mr. Abu Bakar Khalil, Advocate for Defendant No.8.
Mr. Sharafuddin Mangi, State Counsel.
Mr. Ghulam Abbas, Advocate for Board of Revenue.

On 13.2.2017 the following order was passed.

13.02. 2017

Mr. Haider Waheed, Advocate alongwith Mr. Ahmed Masood, Advocate
for Plaintiff.
Mr. Altaf Ahmed Shaikh, Advocate for Defendant No.1.
Mr. Waleed Khanzada holding brief for Mr. Shabbir Shah, Advocate.
Mr. Abu Bakar Khalil, Advocate for Defendant No.8.
Mr. Sharafuddin Mangi, State Counsel.
Mr. Ghulam Abbas, Advocate for Board of Revenue.

Mr. Altaf Ahmed Shaikh, Advocate submits that he also represents
Defendant No.1, whereas, Mr. Waleed Khanzada holding brief for Mr.
Shabbir Shah, Advocate requests for adjournment on the ground that he is
busy before another Bench. He also represents Defendant No.1. Perusal of
record reflects that Defendant No.1 is being represented through an
Attorney Mr. Zulfiqar Ali Mirrani, who has given Vakalatnama to Mr.
Shabbir Shah, Advocate, which was presented in Court on 22.10.2014,
whereas, he has also given Vakalatnama to Mr. Altaf Ahmed Shaikh,
Advocate, which was presented in Court on 24.08.2016. The signatures
appended to the subsequent Vakalatnama do not exactly match with the
signatures given on the Vakalatnama of Mr. Shabbir Shah, Advocate.

In the circumstances, let the defendant No.1 herself as well as her Attorney
be present in Court on the next date. Adjourned. Interim order, passed
earlier, to continue till the next date of hearing.

On 27.2.2017 Mr. Shabbir Shah Advocate appeared for defendant and requested for time to call the defendant as well as her Attorney. Today pursuant to Order dated 27.02.2017 one Zulfiqar Ali has affected appearance and claims to be attorney of defendant. He is directed to appear on the next date as well.

However, as per the contention of Mr. Altaf Shaikh Advocate, who is also appearing in this matter on behalf of the defendant through one of its Attorneys, it appears that there is another attorney of defendant No.1. Both these Attorneys have given Vakalatnama to different Counsel at the same time, whereas, the query of the Court remains unanswered with regard to the Power of Attorney as well as alleged ownership of land by defendant No.1. Let the second attorney of defendant No.1 namely Dr. Shafaqat Ali Shah as well as the defendant No.1 be also present in Court on the next date, for their examination in terms of Order 10 Rule 4 CPC. Adjourned. Interim order, passed earlier, to continue till the next date of hearing.

J U D G E

Ayaz P.S.