

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
Suit No.1355 of 2016

DATE

ORDER WITH SIGNATURE OF JUDGE

1. For order on CMA No.9165/16 (If granted)
2. For orders on CMA No.9166/16 (U/O 39 Rule 1 & 2 CPC).

31-05-2016.

Mr. Rehan Aziz Malik, Advocate for the plaintiff.

1. Granted.
2. Through this Suit, the plaintiff has challenged termination of his membership in defendant No.1 (“Karachi Gymkhana”) communicated to him vide Letter dated 26.05.2016. Learned Counsel for the plaintiff submits that membership has been terminated by the General Body of defendant No.1 without following the rules of defendant No.1 in this regard, specially Rule 30 of the Bye-Laws of defendant No.1. He further submits that even the Investigation Committee constituted by the General Body had recommended that the membership of Project Committee’s members be suspended and they may be proceeded against as per Karachi Gymkhana Rules, whereas, the impugned termination has been done without even following the recommendation of the Investigation Committee as well as rules of defendant No.1. He further submits that neither any Show Cause Notice was issued to the plaintiff nor the plaintiff has been confronted or given a chance to controvert the Investigation Committee’s Report, wherein, it has been stated that allegedly plaintiff had accepted the allegations leveled against him. He submits that though the plaintiff had earlier approached this Court by filing Suit No.1304 of 2016, however, the same has become infructuous in view of the impugned termination of the plaintiffs membership. He has also referred to orders passed by this Court on 30.05.2016 in Suit No.1349 of 2016 and others, wherein, the impugned termination letters have been suspended.

Let notice be issued to the defendants No.1 & 8 only for 03.06.2016. Till the next date, the operation of impugned Letter of termination dated 26.05.2016 available at Page 545 of instant file shall remain suspended.

J U D G E