

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
FRA No.34 of 2020

Date	Order with signature(s) of Judge(s)
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1. For orders on CMA No.1931 of 2021 (if granted)
 2. For orders on CMA No.5383/2020 (Stay)
 3. For hearing of main case
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05.04.2021

Mr. Muhammad Arif Khan, advocate for petitioner
Mr. Iftikhar Javed Kazi, advocate for respondent
Mr. Bashif Kazi, AAG

At the conclusion of arguments, it was obvious that the rent of some of the months of 2017, 2018, 2019 and 2020, as disclosed in the order, was deposited belatedly in defiance and in violation of the tentative order passed by the Additional Controller of Rents, Clifton Cantonment. Learned counsel for petitioner concedes that if a reasonable time be given, he would vacate the premises.

It is needless to say that he has no explanation for the delay in depositing the rent in the aforesaid rent cases when clear direction for depositing the rent within time was given. Mr. Iftikhar Javed Kazi, learned counsel for respondent, has shown grace and submits that he would not evict the tenant in the next two months subject to advance rent. Accordingly, subject to payment of rent in advance and all other charges, payable under the agreement and under the law, in advance/within due date, he may not be evicted in the next two months. In case the utility bills are not cleared within due date and if the rent is not deposited in advance, the writ of possession shall be issued without notice to the appellant, with police aid, with permission to break open the locks.

The appeal has no substance and is accordingly disposed of along with pending application(s).

J U D G E