ORDER SHEET THE HIGH COURT OF SINDH, AT KARACHI CP No.S-2755 of 2017

Date

Order with signature(s) of Judge(s)

Hearing/Priority Case

- 1. For hearing of CMA No.11969 of 2017
- 2. For hearing of main case

31.03.2021

Mr. Ghulam Hussain, Advocate for the Petitioner

Mr. Shahzad Bashir, Advocate for Respondent No.1

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Learned counsel for the petitioner argued the matter at some length. He has taken me to cross examination of the respondent and argued that one of the premises lying in the same vicinity was not disclosed in the affidavit in evidence by the respondent. I have heard the learned counsel on this point and also perused entire cross examination.

Although there was some kind of admission that the respondent owned another shop where subject shop is situated, however, at the time of filing eviction application the referred shop was lying vacant and requirement of law is that all those shops which are adjacent to the shop in question if lying vacant should be disclosed and should also submit about suitability of shop.

This being the position, learned counsel for petitioner submits that he would be satisfied if reasonable time of six [6] months is given to him to vacate the premises. Learned counsel for the respondent is greed to such proposition provided rent of six months be paid by the petitioner in advance. Let such advance rent of next six months be deposited by the petitioner and in case of failure writ of possession without notice with police aid shall be issued.

Petition stands disposed of in above terms alongwith pending applications.

. JUDGE