

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
CP No.2465 of 2017
CP No.2466 of 2017

Date	Order with signature of Judge
1.	For hearing of CMA No.5335/2019
2.	For hearing of CMA No.1804/2019
3.	For hearing of CMA No.5337/2019
4.	For hearing of CMA No.1803/2019
5.	For hearing of CMA No.2646/2019

18.03.2022

Mr. Abdul Abid, Advocate Attorney of Petitioner
is present in person.

Mr. Babar Ali Shaikh, Advocate for Respondent No.1.

.-.-.-.

1&3. Disposed off as having become infructuous.

2&4. After hearing both the learned counsel at considerable length and having noted that:-

(a) On 25.2.2019 when the matter was fixed before the learned Single Judge, two applications were listed for orders as well as, two applications were fixed for hearing (beside the main petitions), all of which were dismissed by the short order of the even date notwithstanding that on the applications fixed for orders even no notices were issued, thus no opportunity of hearing was provided to the rival side, which fact has been admitted by the learned counsel appearing for the Respondent.

(b) In the reasons penned down by the learned Single Judge dated 05.03.2019, our learned brother has though chosen to dismiss all these applications, but the reasoning are silent on the merits or demerits of these applications and the grounds which led the learned Single Judge to arrive at such conclusion are also not given, causing prejudice to the petitioner, which led him to file these review applications.

We therefore, under the circumstances and with the consent of both the learned counsel allow these review applications and remand these petitions to any Judge sitting on the Appellate side as per roster to consider all the applications de novo, without being prejudiced by the impugned orders or ensuing reasoning and after providing opportunity of hearing to the parties, decide the same in accordance with law preferably within a period of 60 days' time. Till such time the operation of the order dated 25.02.2019 and impugned judgment dated 05.3.2019 to remain suspended having been set aside, and

parties to be treated at the position which they stood before the passing of these orders. However it is clarified that the instant order not to cause any prejudice to the matters pending between the petitioner and the respondent before any Court of law.

Office is directed to place a copy of this order in the connected petition.

5. Dismissed as not pressed.

JUDGE

JUDGE

SM