

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

HCA No. 210 of 2018

Mrs. Nida Irfan & another

Vs.

Abdul Majid & others

Before: *Mr. Justice Irfan Saadat Khan &
Mr. Justice Adnan-ul-Karim Memon, JJ*

Date: Order with signature of Judge

1. For orders on MA No.2122/18
 2. For orders on office objection
 3. For orders on MA No.1941/18
 4. For hearing of main case
 5. For orders on MA No.1942/18
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27.8.2018

Mr. Haider Waheed Advocate for appellants

Mr. Ali Zaidi holding brief for Mr. Muhammad Ali Lakhani Advocate
for respondents No.1,2 and 4

Mr. Muhammad Nouman Jamali Advocate for respondents No. 3, 5
and 6

.X.X.X.X.

1. Urgency application granted.

2 to 5: The only point agitated in the instant High Court Appeal by the learned Counsel for the appellants being that since the order of learned single Judge passed on 11.7.2018 is not specific that whether the status quo as prevailing prior to 14.6.2018 was maintained or there has been some modification in the status quo order which has been maintained. He states that he would be satisfied, if the matter is remanded to the learned single Judge for giving clarification and till such date any decision is given by the learned Single Judge, status quo order may also be passed.

On the other hand M/s. Nouman Jamali and Ali Ziadi have opposed the instant High Court Appeal and stated that this appeal is

misconceived and not maintainable. They stated that if the appellants want any clarification or has any confusion with regard to the order dated 11.7.2018 passed by the learned single Judge, they should approach the learned single Judge by filing a proper application in this regard hence this High Court Appeal being meritless is liable to be dismissed.

We have heard the learned Counsel for the parties at some length and tend to agree with the submissions made by the learned Counsel for the respondents who have appeared today. If there is any confusion or the matter requires any clarification, the appellants should move a proper application in this regard before the learned single Judge and no relief in this regard could be given to the appellants at this premature stage.

We therefore, do not find any merit in the instant High Court Appeal, which stands dismissed along with listed applications. The appellants, however, would be at liberty to move a proper application to the learned single Judge as deemed necessary by them.

So far as the grant of stay is concerned, in our view in the application if made to the learned single Judge, prayer of status quo order could also be made in the said application.

Judge

Judge

Order
9/5/2018
om. 20/8/2018
G.