



ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
H.C.A. No. 212 of 2018.

Date	Order with signature of Judge
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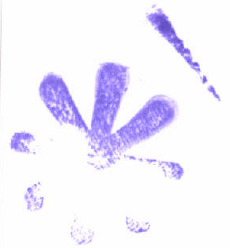
1. For hearing of main case.
2. For hearing of CMA No.1961/2018.

18.09.2019.

Mirza Sarfaraz Ahmed, Advocate for the appellant.
Raja Aftab Ahmed Khan, Advocate for respondent
Nos. 1 to 5.
Ms. Shabana Ishaque and Mr. Saathi M. Ishaque,
Advocates for respondent No.7.
Mr.Ghulam Mohiuddin, Assistant Attorney General.

After hearing the parties at considerable length it is noticed that the learned Single Judge, while not entertaining the objections raised by the counsel for the plaintiff and framing the issues, has not given a single reason for not entertaining the said objections which, in our view, is a sheer violation of ^{Section} ~~Article~~ 24-A of the General Clauses Act, since it is a settled proposition law that while entertaining or not entertaining any ground a Court is required to give reasons for the same. In the instant matter it is an admitted position that while not entertaining the objections, as raised by the plaintiff with regard to the counter claim by the respondent No.7, not a single reason has been given for not entertaining the same. We, therefore, in view of the circumstances, dispose off this ^{along with the listed application} High Court Appeal with the consent of the parties in the following manner:-

***"That the issues with regard to the counter claim and
with regard to the objections as raised by the plaintiff would
be heard by the learned Single Judge afresh and while***



entertaining or not entertaining the objections, as raised by the learned counsel for the plaintiff in the suit valid and cogent reasons for the same have to be given for either entertaining or not entertaining those objections."

Learned Single Judge would complete the said exercise preferably within a period of two months' time after giving opportunity of hearing to both the parties in Suit No.531/2009,

[Redacted Signature Box]

JUDGE

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JUDGE

Fida.

