

Order Sheet

IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR

C. P No. D – 2087 of 2017

Date	Order with Signature of Hon'ble Judge
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For directions

1. For orders on withdrawal statement of Petitioner No.23 dated 16-12-2020
2. For hearing of CMA No.7224/2021 (C/A)
3. For hearing of CMA No.1321/2019 (C/A)

22-02-2022

Mr. Abdul Sattar Mahessar, Advocate for the Petitioners
Chaudhry Azhar Elahi, Advocate for Respondents 2 to 4
Mr. Muhammad Hamzo Buriro, Deputy Attorney General

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1. Statement is taken on record. This Petition is dismissed to the extent of Petitioner No.23.

2. Through this Application, the three Petitioners namely Sikander Ali Mahessar, Muhammad Nawaz Bhatti and Zikrullah Korai, seek contempt proceedings against the Respondents in respect of order dated 05-09-2018. In the Contempt Application at Para 7, they have themselves stated that earlier in some Petition they were entered into compromise with Respondents, whereas, even otherwise the order dated 05-09-2018 has not adjudicated their matter. Respondents' Counsel submits that those who had entered into compromise are not covered by the said order including the order passed by the Apex Court in Civil Appeal No.1644/2013 through which order in C.P No.D-417/2010 passed by this Court was upheld. In view of such position, the Application does not merit consideration and is accordingly dismissed.

3. In response to the alleged contempt, compliance report has been filed on behalf of Respondent-Bank, wherein it is stated that the arrears of the Petitioners in this Application will be paid in three installments as per the order passed by the Apex Court and the final installment will be paid with the Salary of May, 2022. Counsel has also placed on record order dated 02-09-2021 of this Court passed in C.P No.D-7574/2017 where in similar circumstances, the Contempt Applications were disposed of. In view of such position, the Contempt Application is disposed of and the Respondents shall act accordingly.

Judge

Judge

ARBROHI