

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

SUIT NO.B-140/2009

Date

Order with signature of Judge

14.12.2021

Mr. Muhammad Asif Memon advocate
Mr. Abdul Qayyum Abbasi advocate and Mr. Salim Salam Ansari
advocate for interveners.

.....

Learned counsel for interveners First Dawood Investment Bank Limited and BR International Modarba contend that their case is that they provided finance to defendant No.1 and defendant No.1 handed over subject matter property to them on account of settlement however that property was attached under section 16 of the FIO.

2. In contra learned counsel for plaintiff contends that this is a suit by bank against defendants (customers) therefore interveners have no right to be joined as party.

3. It is settled principle of law that necessary or proper parties have right to be sued, defended and heard to the extent of the plea taken by the plaintiff, that this is a direct suit against customers and the interveners are not necessary party, however in view of attachment, possession and finance provided to defendant No.1, they are proper party. Hence listed applications for joining the interveners are allowed. Plaintiff shall join them as defendants.

J U D G E

IK