

Order Sheet

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

C. P. No. D - 1223 of 2022

Date of hearing	Order with signature of Judge
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Hearing of case (priority)

1. For orders on office objections at Flag-A
2. For hearing of CMA No.5280/2022 (S/A)
3. For hearing of main case

21.12.2022

Mr. Malik Altaf Javed, Advocate for petitioner No.1.
Mr. Sanwan Khan Jagirani, Advocate for petitioner No.2.
Mr. Zulfiqar Ali Naich, Assistant Advocate General Sindh.

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Learned Counsel appearing for petitioner No.1, while referring prayer clause of this petition, states that through this petition, the petitioners have impugned the judgment, dated 15.08.2022, whereby the learned Model Civil Appellate Court / 2nd Additional District Judge, Sukkur, while dismissing Civil Appeal No. 12 of 2022 maintained the order dated 04.12.2021 passed by the learned Executing Court / 2nd Senior Civil Judge, Sukkur in Execution Application No. 09 of 2012. He further states that the said appeal was preferred by the petitioners as well as Province of Sindh through Secretary, Irrigation & Power Department, Karachi and since the Province of Sindh has preferred Civil Revision Application No. S-204 of 2022 against the aforementioned judgment of the appellate Court, dated 15.08.2022, this petition may be converted into civil revision application with directions to decide the same together with the aforementioned civil revision application by the Single Bench of this Court.

Learned A.A.G. records his no objection to the proposal of learned Counsel for the petitioner.

Since it is an admitted position that the Province of Sindh has also preferred Civil Revision Application No. S-204 of 2022 against the judgment impugned in this petition, the instant petition is converted into civil revision application. Office is directed to withdraw this petition from the roll of Constitutional Petitions and enter the same into roll of Civil Revision Applications and fix the same on the same date and before the same Bench along with Civil Revision Application No. S-204 of 2022.

JUDGE

JUDGE

Abdul Basit