

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

High Court Appeal No.432 of 2023

Syed Sharjeel Hayat
Versus
Mazhar Kamal & others

DATE	ORDER WITH SIGNATURE OF JUDGE(S).
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Fresh Case

1. For orders on CMA No.5425/2023 (Urgent).
2. For orders on CMA No.5426/2023 (Exemption).
3. For hearing of main case.
4. For orders on CMA No.5427/2023 (Stay).

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Dated 05.12.2023

Syed Shahnawaz Hussain, Advocate for the Appellant.

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- 1) Urgency granted.
- 2-4) A preliminary decree in suit No.2753/2016 was allegedly passed on 07.04.2022 and such preliminary decree was drawn in terms of Order-XX Rule 15 CPC, as could be seen in terms of the order dated 10.10.2023, which was inadvertently drawn in some other form instead of Form No.21 Appendix 'D' of the First Schedule to CPC. The correction was only to such an extent and done by virtue of impugned order dated 10.10.2023.

If at all the appellant was aggrieved, he was aggrieved of order dated 07.04.2022 which has not been challenged and has attained finality. No interference as such is required and the High Court Appeal is dismissed in *limine* along with pending applications.

JUDGE

JUDGE

Ayaz Gul