

THE HIGH COURT OF SINDH KARACHI

Present:

Mr. Justice Adnan Iqbal Chaudhry &
Mr. Justice Jawad Akbar Sarwana.

High Court Appeal No. 282 of 2024

[Maha Shaikh & others v. Syed Aziz Hssan & another]

Appellants : Maha Shaikh and others through
Khawaja Shams-ul-Islam, Advocate.
Date of hearing : 26-08-2024
Date of order : 26-08-2024

ORDER

Adnan Iqbal Chaudhry J. - 1] Urgency granted. 2] Deferred. 3] Exemption granted subject to all just exceptions.

4-5] The Appellants have assailed order dated 13-08-2024 passed by the learned Single Judge on a contempt application in Suit No. [-] 2366/2023; whereby the matter was put of “for perusal of the remaining counter affidavit/s and consideration of framing of charge. The alleged contemnors shall be present in person on the said date”. Mr. Shams-ul-Islam, learned counsel for the Appellants submits that for all intent and purposes the learned Single Judge has decided to frame charge against the Appellants without hearing them. In our view, learned counsel is reading into the order what is not there. The learned Single Judge has merely put of the matter for “**considering**” the framing of charge which he may or may not do after a hearing. At this stage the appeal is premature and the questions/grounds raised by the Appellants in the appeal as well as those agitated by the counsel are to be raised before and considered by the learned Single Judge. The appeal is therefore dismissed in *limine* alongwith pending application(s).

JUDGE

JUDGE

SHABAN*