

**ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI**

C.P. No.D-1715 of 2024

Mansoor Ahmed & another

Versus

Farooque Ahmad & others

Date	Order with signature of Judge
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1. For orders on Misc. No.7791/24
2. For orders on Misc. No.7792/24
3. For orders on Misc. No.7793/24
4. For hearing of main case.

Dated: 18.04.2024

Mr. Aamir Jamil for petitioners.

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Impugned in this petition is an order passed in Revision Application No.84 of 2023. In a suit filed by the respondent for declaration, injunction and cancellation bearing No.138 of 2023, an application under order VII rule 11 CPC was filed on the count that the suit was barred by time. The application was dismissed by the trial Court against which the revision was preferred which met the same fate hence this petition.

At the very outset this is not an appellate Court wherein we could exercise such discretion and jurisdiction as an appellate Court exercises. The two forums below have applied their mind and have dismissed the application under order VII Rule 11 CPC. The cancellation of the document sought was allegedly registered in the year 2022 and ostensibility issue was raised. There is nothing for us to interfere in this lis against concurrent findings of two forums below hence the petition being misconceived is dismissed in limine along with listed applications. The legal issue(s) however, as it relates to maintainability or limitation, may be taken up at the time of framing of issues which may be dealt with in accordance with law.

Judge

Judge