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**ORDER-SHEET**  
**IN THE HIGH COURT OF SINDH, CIRCUIT COURT LARKANA.**  
Civil Revision No.09 of 2008.

Date of hearing	Order with signature of Judge
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**Hearing of case.**

1. For orders on CMA No.51 of 2008. E/A.
3. For haring of Main case.

**22.09.2017.**

Mr. Noushad Ali Taghar Advocate for petitioner.  
Mr. Naimatullah Bhurgri State Counsel.  
Sameer Hussain/Respondent No.13 is present.

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This is a Civil Revision wherein the petitioner has impugned order dated 29.4.2008 passed by the Additional District Judge, Larkana, in Appeal No.Nil of 2008, through which order of the learned Senior Civil Judge, Larknaa, dated 13.3.2008 in F.C.Suit No.89 of 2007 for rejection of the plaint has been maintained. The application for rejection of plaint under Order 7 Rule 11 CPC was only filed by respondent No.13 Sameer Hussain who is present in court and submits that he has settled the matter with the petitioner and he has no objection, if both the impugned orders be set-aside and matter be remanded to the trial court for recording of the compromise. In view of such position by consent of respondent No.13 who was the aggrieved party and on whose application the impugned orders were passed are set-aside and the matter is remanded to the trial court where the Suit shall be deemed to be pending and they may file their compromise accordingly. However, this shall be without prejudice to the right of other respondents, if any.

Civil Revision stands disposed of in above terms.

  
**JUDGE**