

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI

FRA NO.27/2017



-----  
Date Order with signature of Judge  
-----

**20.02.2019**

Mr. Muhammad Amin advocate  
Mr. Zahid Kabeer advocate

.....

Heard learned counsel for respective parties.

2. Perusal of impugned order reflects that evidence of enquiry officer Bawa Mian Qazi was not examined though affidavit in evidence was filed and he was cross examined. Relevant paragraph of impugned order is that :-

“The evidence of Habib Metro Bank’s officer cannot be taken as part and parcel of the instant rent case as he admitted to have been instructed by the applicant to appear before this court, without any authority letter from the bank.”

3. Learned trial judge has failed to assign the sufficient reason to discard the evidence hence this is a fit case for remand. Accordingly impugned order is set aside, case is remanded back for passing fresh order after hearing the parties.

  
JUDGE

IK