

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

J.C.M. No.51 of 2022
J.C.M. No.37 of 2020
Suit No.1649 of 2020

DATE	ORDER WITH SIGNATURE OF JUDGE(S).
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J.C.M. No.51 of 2022

1. For orders on CMA No.3135/2022 (If granted).
2. For orders on CMA No.3136/2022 (U/S 151 CPC).
3. For orders on CMA No.3137/2022.

J.C.M. No.37 of 2020

1. For orders on CMA No.3138/2022 (If granted).
2. For orders on CMA No.3139/2022 (U/O 23 R-1 CPC).

Suit No.1649 of 2020

1. For orders on CMA No.18790/2022 (If granted).
2. For orders on CMA No.18791/2022 (U/O 23 R-1 CPC).

Dated 12.12.2022

Mr. Jam Zeeshan Ali, Advocate for the petitioner in JCM No.51 of 2022, for the plaintiff in suit No.1649/2020 and for respondents in JCM No.37 of 2020.

Mr. Yousuf Naseem, Advocate for petitioner in JCM No.37 of 2020 and for defendants in suit No.1649 of 2020.

1. Urgency granted in all matters.

In connected suit No.1649 of 2020 plaintiff No.2 has expired and the amended title is being filed which is taken on record which shows the legal heirs of the plaintiff No.2.

Learned counsel for the petitioner in JCM No.51 of 2022 has assisted me in relation to the dispute between the parties. In essence, it is stated that in terms of the scheme of arrangement, an understanding between the directors is reached and that would lead to the withdrawal of pending litigation i.e J.C.M. No.37 of 2020 and suit No.1649 of 2020. The scheme of arrangement is available at page-157 in J.C.M No.51 of 2022. It seems as if all parties having interest in petitioners No.1 and 2 have been resorted to in view thereof it is deemed appropriate to pass orders for the withdrawal of

the connected JCM No.37 of 2020 and Suit No.1649 of 2020. Order accordingly.

JCM No.37 of 2020 and Suit No.1649 of 2020 are dismissed as withdrawn along with pending applications with no orders as to costs.

As far as JCM No.51 of 2022 is concerned, let the meetings of two companies being demerged through this scheme of arrangement be convened on the respective dates, as suggested and the notice in the meantime be issued to the SECP for filing their para-wise comments. In the meantime, publication may also be effected at the earliest. JCM No.51 of 2022 be fixed in about three weeks time.

Office to place copy of this order in above connected matters.



JUDGE.

Awar Gul