

ORDER SHEET
IN THE HIGH COURT OF SINDH
CIRCUIT COURT MIRPURKHAS

Constitutional Petition No.S-168 of 2026

DATE	ORDER WITH SIGNATURE OF JUDGE
------	-------------------------------

1. For order on office objection.
2. For order on M.A No.2185 of 2026.
3. For hearing of main case.

15.10.2026

Mr. Muhammad Ayoub Shaikh advocate for the petitioner
a/w petitioner.

Mr. Muhammad Sharif Solangi, A.A.G.
=

NISAR AHMED BHANBHRO, J: This Constitutional Petition is directed against order dated 06-03-2026 passed by learned Senior Civil Judge-I, Umerkot (trial court) in F.C.Suit No. 03 of 2024 Re: Herji Bheel and Kanji and others and order dated 19-05-2026 passed by learned Additional District Judge-II, Umerkot (Revisional court) in Civil Revision Application No.04 of 2026 Re: Herji v. Kanji and others. The learned trial court had granted application under Order I Rule 10 C.P.C filed by the Meero and others and order was maintained by the learned Revisional Court.

2. It is contended by learned counsel for the applicant that Meero and others were not the necessary parties as suit was filed whereby relief of specific performance of contract was claimed and land was purchased from respondents Kanji and others, therefore, joining of newly added defendants was not necessary for decision of the suit. He prayed to set aside the orders passed by courts below, by allowing this Constitutional Petition.

3. Learned A.A.G supported the impugned order.

4. Heard arguments and perused the record. Perusal of record reveals that per newly added defendants Meero and others they have interest in the suit property; therefore in such circumstances their joining in the proceedings of aforementioned suit was necessary in order to avoid from multiplicity of proceedings as if they are not joined in the proceedings, they will institute separate suit, which shall hurt the principle of judicial economy; hence instant Constitutional Petition fails and is dismissed accordingly alongwith listed pending application.

JUDGE

“Saleem”

