

**ORDER SHEET.**  
**IN THE ISLAMABAD HIGH COURT, ISLAMABAD.**  
**JUDICIAL DEPARTMENT.**

Review Application No.08 of 2020  
M/s Mohammad Nadeem Securities (Pvt.) Ltd.  
Versus  
M/s DJM Securities (Pvt.) Ltd., etc.

| S. No. of order/ proceedings | Date of order/ Proceedings | Order with signature of Judge and that of parties or counsel where necessary. |
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07.09.2020      Mr. Fazal e Raziq Janjua, Advocate for applicant.

**FIAZ AHMAD ANJUM JANDRAN, J.-** This review application has been filed against the order dated 21.01.2020, passed by the learned Division Bench of this Court, wherein application filed by the respondent under Order VII Rule 10 read with Section 20 of the Code of Civil Procedure ('C.P.C') was accepted and it was ordered that the plaint shall be returned to the plaintiff/respondent No.1 for its presentation before the Court of competent jurisdiction.

2.      Learned counsel for the applicant contends that the document available at Page 59 shows that the office of the Chief Executive Officer of the petitioner's company is situated in Islamabad and said document has not been considered, that the suit filed by the applicant/appellant was contested by the respondent/defendant, wherein written statement was filed without any Resolution by the Board and needless to mention that any proceedings/suit without any Board Resolution in favour of the person who is signing/instituting the proceedings is not legal.

3. Learned counsel has been heard at considerable length and record has been perused with his able assistance.

4. Record shows that the suit filed by the applicant/appellant was in the nature of recovery and the law on the subject has been discussed in detail in the judgment, sought to be reviewed.

As far as the stance of the learned counsel that respondent/defendant filed the suit without any Board Resolution is concerned, be that as it may, this ground would be available to the applicant in the proceedings of the suit to be conducted by the Court of competent jurisdiction but in accordance with law.

5. This Court through the judgment-under-review has not decided the controversy rather has given the findings qua presentation of the plaint to the Court of competent jurisdiction established for the purpose.

The scope of review jurisdiction is limited to the extent of discovery of new fact/evidence, a mistake apparent on the face of the record or clerical, arithmetical mistake, not a single ground exists warranting review of the order; hence, present review application is hereby dismissed.

(MOHSIN AKHTAR KAYANI)  
JUDGE

(FIAZ AHMAD ANJUM JANDRAN)  
JUDGE