

ORDER SHEET
IN THE ISLAMABAD HIGH COURT, ISLAMABAD
JUDICIAL DEPARTMENT

W.P.No.4091/2015

Dildar Khan

Versus.

Additional District Judge, Islamabad and others

S. No. of order / proceedings	Date of order/ Proceedings	Order with signature of Judge and that of parties or counsel where necessary.
	22.11.2022	M/s Shafqat Abbas Tarar, Ehteram ul Haq Qureshi and Asia Batool, Advocates for the petitioner. Mr. Aamir Latif Gill, Advocate for CDA.

Through the instant writ petition, the petitioner, Dildar Khan, assails the order dated 11.06.2015 passed by the Court of the learned Additional District Judge, Islamabad, whereby the revision petition filed by the petitioner against the order dated 13.04.2015 passed by the Court of the learned Civil Judge, Islamabad, was dismissed. Vide said order dated 13.04.2015, the learned Civil Court allowed the application under Section 12(2) C.P.C. filed by respondent No.3/Mrs. Naheed Saleem seeking the setting aside of the ex-parte judgment and decree dated 14.05.2014 through which the suit for specific performance filed by the plaintiff, was decreed ex-parte.

2. After the application under Section 12(2) C.P.C. was allowed, the trial in the suit instituted by the petitioner has progressed

and the said suit is being defended by respondent No.3/Mrs. Naheed Saleem. I am also told that the said suit has been consolidated with another suit for recovery instituted by one Ijaz Hussain against respondent No.3/Mrs. Naheed Saleem.

3. Be that as it may, learned counsel for the petitioner submits that the petitioner will not press the instant writ petition which is against the concurrent orders passed by the learned Courts below provided a direction is issued to the learned trial Court to conclude the trial expeditiously and preferably within three months. The request is reasonable. Therefore, the instant writ petition is dismissed as withdrawn. The learned trial Court shall conclude the trial expeditiously and preferably within three months from today and submit a report to the Registrar of this Court.

(MIANGUL HASSAN AURANGZEB)
JUDGE