

IN THE COURT OF X ADDITIONAL DISTRICT JUDGE, KARACHI SOUTH

Civil Appeal No. 38/2026

Parco Gunvor Limited,
Formerly Total Parco Pakistan Limited (PGL),
Through its authorized representative,
Mr. Saifullah (Assistant Manager Legal),
Holding CNIC No. 45505-0383651-9,
Having Regional Office at
14th Floor, Dolmen City Tower B
HC-3, Block 4, Scheme 5,
Clifton, Karachi.....Appellant

Versus

1. Pakistan Defence Housing Authority
2/B, East Street, Phase-1, DHA, Karachi
2. M/s. Aramco.....Respondents

Mr. Zaheer Hussain learned counsel for appellantMr. Abdul Qayyum Abbasi learned counsel for respondent No.1M/s. Farjad Ali Khan, Sarfaraz Ahmed and Muhammad Noman Jamali learned
counsels for respondent No.2**ORDER****14-04-2026**

1. By this order I intend to dispose of above mentioned civil appeal arising out from impugned order dated 27.02.2026 passed by the learned IXth Senior Civil Judge, Karachi, South (hereinafter referred to be trial Court) in Civil Suit No. 513/2026, whereby the learned trial Court issued ^{only 1} notices to other side and filed instant appeal with following prayers:-

- i. Set aside the impugned order dated 27.02.2026 passed in Civil Suit No. 513/2026 by the 9th Senior Civil Judge, South, Karachi being contrary to law, facts, equity, and the material available on record.
- ii. Suspend the operation of the impugned order dated 27.02.2026.
- iii. Grant Permanent injunctions restraining the Defendants, its officers, agents, representatives, or any person acting on its behalf, from awarding/licensing or commencing the operations on the subject property to the respondent No.2 or any other entity in the same lines of business.



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iv. Grant any other relief as may appear just and proper to this Honourable Court.

2. The facts of the case in very brief are that the appellant filed the above Suit No. 513/2026 for Declaration, Cancellation, Possession, Permanent and Mandatory Injunction against the respondents with following prayers:-

- i. Declare that the plaintiff is entitled to an extension of the license agreement dated 8th April, 2011 in respect of Plot No. 17-A, Survey No. 26, Phase-I, DHA, Karachi, on fresh terms and conditions as stipulated under Clause 4.3 of the license agreement.
- ii. Declare that the notice dated 24th December, 2025 issued by the Defendant, whereby the Plaintiff's request for extension was denied and the Plaintiff was directed to hand over possession of the suit property, is illegal, arbitrary, and malafide.
- iii. Declare that the Final Hand over notice dated 31st January, 2026, issued by the Defendant, whereby the Plaintiff's request for extension was denied and the Plaintiff was directed to hand over possession of the Suit property, is illegal, arbitrary, and malafide.
- iv. Declare that the Defendant's act of dispossessing the Plaintiff from the suit property on 31st January, 2026 and causing damage to the Plaintiff's owned assets therein, is illegal, arbitrary and malafide.
- v. Cancel/set aside/annul any agreement, license, document or whatsoever issued in favour of the Defendant No.2 and/or any other entity on the subject petrol pump site.
- vi. Direct the Defendant to communicate its financial requirements pertaining to the extension of the License Agreement dated 8th April, 2011, and thereafter grant the extension upon the Plaintiff's acceptance of such proposal for 15 years.
- vii. Direct the Defendant to restore possession of the Suit Property in favour of the Plaintiff, including all assets, equipment, machinery, infrastructure, and installed facilities belonging to the Plaintiff, which were unlawfully dispossessed or removed.
- viii. Grant permanent injunction restraining the Defendants, its officers, agents, representatives or any person acting on its behalf, from awarding/licensing or commencing the operations on the Subject Property to the Defendant No.2 or any other entity in the same lines of business.
- ix. Award the costs of the suit to the plaintiff.
- x. Grant any other relief as may appear just and proper to this Honourable



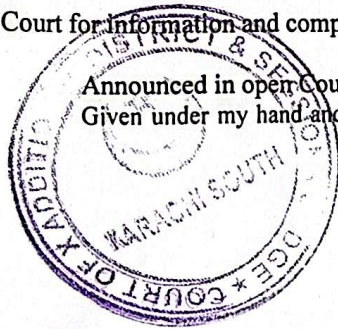
Heard learned counsel for parties and perused the record.

I have considered the respective submissions and have gone through the record. Today matter was fixed for hearing. Learned counsel for the appellant and respondents appeared and agreed upon to remand the matter and the trial Court will decide the issue of the hearing in details. As the trial Court had passed no any adverse order, only notices were issued which was challenged and shown great apprehension & loss therefore, the undersigned passed order dated 03.03.2026 without touching the merits.

Order of this Court passed on dated 03.03.2026 without notice of the other parties and without touching the merits of the case ad-interim injunction was granted to maintain the status quo vide order dated 03.03.2026 however same is hereby vacated today. Both Parties are directed to appear before the learned trial and learned trial Court is directed to proceed the matter and after hearing their arguments decide the application Under Order XXXIX Rule 1 & 2 read with section 151 CPC expeditiously purely on merits in accordance with law. The above directions would not affect the merits of the case. Let copy of this order along with R & P of Civil Suit No. 513/2025 be sent to learned trial Court for information and compliance.

Announced in open Court

Given under my hand and the seal of the Court, this 14th day of April, 2026



(ROSHAN ALI BUGHIO)

XTH ADDITIONAL DISTRICT JUDGE
KARACHI (SOUTH)

[illegible]

**SERIESHTEDAR
ADDITIONAL DISTRICT
& SESSIONS JUDGE
COURT No.X
KARACHI SOUTH**