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SIND ORDINANCE NO.VI OF 1981

THE SIND CIVIL COURTS (AMENDMENT) ORDINANCE, 1981

[5th April, 1981]

An Ordinance to amend the Sind Civil Courts Ordinance, 1962 and to repeal the Sindh Courts Act, 1926 and the Karachi Courts Order, 1956.

Preamble.

WHEREAS it is expedient to amend the Sind Civil Courts Ordinance, 1962, in the manner hereinafter appearing and to repeal the Sind Court Act, 1926 and the Karachi Courts Order, 1956;

NOW, THEREFORE, in pursuance of the Proclamation of the fifth day of July, 1977 and the Laws (Continuance in Force) Order, 1977, the Governor of Sind is pleased to make and promulgate the following Ordinance:—

Short title and commencement.

1. (1) This Ordinance may be called the Sind Civil Courts (Amendment) Ordinance, 1981.

(2) It shall come into force at once.

Substitution of section 7 of west Pakistan Ordinance II of 1962.

2. In the Sind Civil Courts Ordinance, 1962 (hereinafter called the said Ordinance), for section 7, the following shall be substituted:—

Original Jurisdiction of the Court of District Judge.

"7. Subject to any law for the time in force, the original jurisdiction of the Court of the District Judge in civil suits and proceedings shall be without limit of the value thereof excepting in the Karachi District where the original jurisdiction in civil suits and proceedings of the value exceeding one lac of rupees shall be exercised by the High Court.".

Amendment of section 24 of West Pakistan Ordinance II of 1962.

3. In the said Ordinance, in section 24—

(a) for the words "fifty thousand rupees", wherever occurring, the words "one lac of rupees" shall be substituted;

(b) in sub-section (2), in clause (a), the words "and shall be heard at the headquarters of the district" shall be omitted.

Transfer of suits

[4. All original suits and proceedings of the value not exceeding one lac of rupees, pending in the High Court immediately before the commencement of this Ordinance, shall, on such commencement, stand transferred to the Court of the District Judge, Karachi.].

Repeal of Bombay Act VII of 1926 and President Order No.2 of 1956.

5. The Sind Courts Act, 1926, as applicable to Karachi and the Karachi Courts Order, 1956 are hereby repealed.