

ORDER SHEET
IN THE LAHORE HIGH COURT, LAHORE.
JUDICIAL DEPARTMENT

For Private Use

W.P. No. 20957 of 2019.

Trust Investment Bank Limited.

Vs.

Federation of Pakistan etc.

S. No. of order/ Proceeding	Date of order/ Proceeding	Order with signature of Judge, and that of Parties or counsel, where necessary
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17.07.2019. Mr. Hafeez ur Rehman Chaudhry, Advocate for petitioner.
Mr. M. Khalid, Deputy Attorney General and Mr. Zahid Javed Butt, Assistant Attorney General for Pakistan, on Court's call.

C.M. No.07/2019.

This is an application for grant of interim relief.

2. Notice to respondents for the date already fixed i.e. 26.09.2019. In the meanwhile and subject to notice, interim relief already granted by this Court vide order dated 09.04.2019 shall continue.

(Muhammad Sajid Mehmood Sethi)
Judge

Mian Farrukh

True Copy
In Case No. 5428
Examiner: JIS (Writ Branch)
Lahore High Court, Lahore

Examiner Copy Supply Section
No. 87 of
Order 1994

9/7/19

petition re

Case No.

Date of

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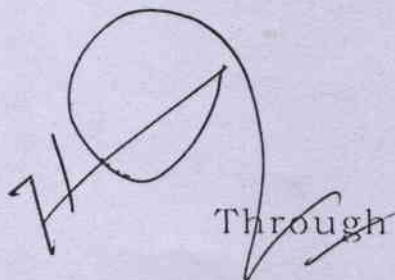
petitioner has good prima facie arguable case and there are all chances of its success in the main appeal the contents of which may kindly be treated as an integral part of this petition.

5. That balance of convenience also leans in favour of the petitioner bank and against the respondents.
6. That if the relief prayed for is granted and the impugned letters dated 27.06.2019 and 08.07.2019 are not suspended and the order dated 09.04.2019 is not restored, the petitioner Bank shareholders, depositors etc. would suffer an irreparable loss and injury.

PRAYER:

In view of the above submission, it is respectfully prayed that the pending decision of the titled application, the operation of the impugned letters dated 27.06.2019 and 08.07.2019 may kindly be suspended, the respondents may kindly be restrained from taking any adverse action in any manner whatsoever.


Any other relief which this Honourable Court deem fit and proper in the circumstances off the case may also very kindly be granted.

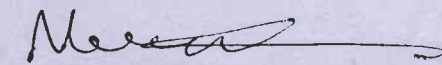

Through

HAFEEZ UR REHMAN CH.
Advocate Supreme Court
CNIC: 35202 2799598-7


M. ABDULLAH CH.
Advocate High Court

ATTESTED
Examiner
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APPLICANT/PETITIONER


MALIK ASIF IQBAL
Advocate High Court


NOOR DAD CHAUDHARY
Advocate High Court

LAWMEN ASSOCIATES
4-A, Mozang Road, Lahore

20957

WRIT PETITIONER NO. ----- OF 2019.

Trust Investment Bank Limited,
Non-Banking Finance Company
Incorporated under the Companies
Ordinance, 1984, Having its registered
Office at 6th floor, MM Tower, 28A/K,
Gulberg-II, Lahore, Through its duly
constituted Attorney namely
Through its director namely **Mamoon ur Rasheed Qureshi** (CNIC NO.91400-0376583-1)

..... PETITIONER

Versus

1. **Federation of Pakistan**

Through Secretary Finance,
Having office at G-8/1, Aiwan-Sanat
Tijarat Road, Mauve Area,
Islamabad

2. **Securities & Exchange Commission of Pakistan**

Through its Chairman
Having its office at State Life Building No. 2,
Egerton Road,
Lahore.

3. **Commissioner Securities & Exchange Commission of Pakistan**

Having its office at State Life Building No. 2,
4th Floor, North Wing, Wallace Road,
I.I. Chundrigar Road,
Karachi

ATTESTED

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4. **Pakistan Stock Exchange Limited**

Through its Managing Director
Having offices at Stock Exchange
Building, Stock Exchange Road,
Karachi

5. **RIZWAN UL HAQ, ADDITIONAL JOINT DIRECTOR,**

Securities & Exchange Commission of Pakistan, NIC Building, Jinnah Avenue Blue Area,
Islamabad.

..... **RESPONDENTS.**

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IN THE LAHORE HIGH COURT LAHORE

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C.M. No. _____ /2019

IN

C.M. No. 05 /2019

IN

Writ Petition No.20957 of 2019

For Private Use

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Lahore High Court, Lahore

.... Petitioner

Trust Investment Bank Limited

VERSUS

Federation of Pakistan & Others

.... Respondents

**APPLICATION UNDER ORDER XXXIX RULE 1 & 2 READ WITH
SECTION 151 OF THE CODE OF CIVIL PROCEDURE, 1908
SEEKING AD-INTERIM RELIEF.**

Respectfully Sheweth:

1. That the above mentioned application for restoration of main writ petition is pending adjudication before this Hon'ble Court and is fixed for 26.09.2019.
2. That after the dismissal for non-prosecution of the main writ petition on 25.06.2019, the Petitioner Bank on the same day filed application for restoration (CM.No.5/2019) wherein this Hon'ble Court has issued notices for 26.09.2019 and in compliance with Court's order the Petitioner Bank has submitted "Fard Talbana" for the service of respondents vide Diary No.2035 dated 29.06.2019. **Copy of Fard Talbana is attached herewith.**
3. That after the dismissal of writ petition Respondent No.3 vide Notice/ Letter No.PSX/N dated June 27, 2019 has again placed the Petitioner Bank under defaulter segment and trading in share is also suspended and also initiate process of issuance of buy back minority share and practically halted all the activities of the bank resulting in loss of business, good will and mental and financial loss to the shareholder, depositors, bank employees and bank is exposed to multiple litigation. **Copy of Letter issued by PSX is attached herewith.**
4. That for the reasons stated in the appeal and restoration application, the restoration application is likely to be accepted the


petitioner has good prima facie arguable case and there are all chances of its success in the main appeal the contents of which may kindly be treated as an integral part of this petition.

5. That balance of convenience also leans in favour of the petitioner bank and against the respondents.
6. That if the relief prayed for is granted and the impugned letters dated 27.06.2019 and 08.07.2019 are not suspended and the order dated 09.04.2019 is not restored, the petitioner Bank shareholders, depositors etc. would suffer an irreparable loss and injury.

PRAYER:

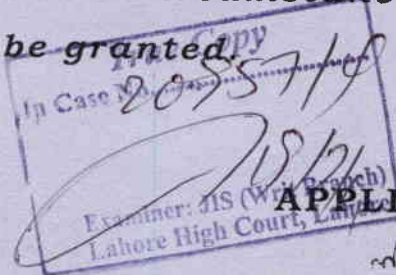
In view of the above submission, it is respectfully prayed that the pending decision of the titled application, the operation of the impugned letters dated 27.06.2019 and 08.07.2019 may kindly be suspended, the respondents may kindly be restrained from taking any adverse action in any manner whatsoever.

Any other relief which this Honourable Court deem fit and proper in the circumstances off the case may also very kindly be granted.


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General Administration Order 1999
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