

Advocacy Training Program for The Members of Karachi Bar Association, Batch - 1

28 JANUARY – 06 FEBRUARY 2020



Karachi and High Court Bar Associations nominated 41 young lawyers for this training

Report by: **Mohammad Murtaza Khan**

The program was opened with the recitation of Holy verses of Quran. Later, Mr. Shahid Shafiq, Learned District and Sessions Judge/Senior Faculty Member welcomed the participants and invited Director General, Sindh Judicial Academy, Hon'ble Mr. Justice Muhammad Ali Mazhar to enrich the participants with his invaluable thoughts. The Hon'ble DG greeted the participants and elaborated the features of a good lawyer. He also discussed the traits of a good lawyer including attire, punctuality, value to time, behavior, verbal inappropriacy, presentation of legal proceedings etc. He also suggested all the participants to receive maximum benefits out of the lectures of Hon'ble Judges and attend each session with complete dedication and commitment.

Hon'ble Mr. Justice Syed Hassan Azhar Rizvi delivered a lecture on Laws Relating to Municipal Corporation and Sindh Building Control Authority. The lecture consisted of the background of Karachi Municipal Act, 1933, different provisions of the Act and the provisions of Sindh Building Control Authority Ordinance-1979. The selected topics were relevant to the participants. Different case laws were also discussed in order to clarify the topics.

Hon'ble Mr. Justice Fahim Ahmed Siddiqui, Judge High Court of Sindh delivered a lecture on Trial in a Family Court. At the outset, he shared aims and objectives of the session. The session was opened with a quick brainstorming activity where a question "Whether non-fulfilment of the promise of marriage is a family dispute?" was floated to open discussion.

Hon'ble Mr. Justice Muhammad Shafi Siddiqui delivered a lecture on Civil Procedure Code, 1908. The session was divided into several topics which included: 1) Jurisdiction of Civil Court, 2) Pleading, 3) Service of Summons, 4) Execution of Judgment and 5) Decree. He discussed the jurisdiction of a court and Res Judicata in Civil matters. The session was concluded after a detailed discussion on Section 33 of Civil Procedure Code, 1908.

Hon'ble Mr. Justice Adnan Iqbal Chaudhry, Judge High Court of Sindh took another session on Civil Procedure Code, 1908. It was the continuation of the earlier session. It was taken on Interlocutory Applications in suit. He defined it as an application to the Court

in any suit, appeal or proceeding that has already been instituted in such a Court, other than a proceeding for execution of a decree or order. It was also discussed that how application and appeals are made for interlocutory injunction.

Hon'ble Mr. Justice Aqeel Ahmed Abbasi, Judge High Court of Sindh delivered a lecture on Tax Laws in Pakistan. He expressed his views about the profession of Advocacy. Hon'ble Lordship discussed thoroughly about excise tax, sales tax, custom duties, Federal Excise Duty and said that they were federal taxes imposed on business activities across the country. His Honor shared that after 18th amendment, various forms of taxes had been divided into Federal Taxes and Provincial Taxes.

Hon'ble Mr. Justice Agha Faisal, Judge High Court of Sindh

gave a lecture on Constitution of Pakistan & Fundamental Rights. His Honor referred a book "The Constitutional Limitations". He also referred

This was the very first time in the history of Sindh Judicial Academy when the Hon'ble sitting Judges conducted the lectures

to a German legislator who gave the theory of basic structure of a Constitution. While discussing the role of judges at the time of writing judgments, he shared that if some of judges give

their judgements in contrary to the majority of judges then the judgements of the minority view also takes value besides the views of the majority judges: the minority also have valid reasons to justify their view points. At the end of the session it was concluded that law cannot be called beneficial unless it could be applied in real terms.

Hon'ble Mr. Justice Irfan Saadat Khan, Senior Puisne Judge, High Court of Sindh sensitized the participants on Proceedings Before Rent Controller Under Sindh Rented Premises Ordinance, 1979 & Cantonment Rent Restriction Act, 1963. He opened the session and shared that the lecture would focus on "Pagri System". He also discussed the Rent Laws and shared that these laws were meant to regulate the relations between a Tenant and a Landlord and all the disputes that arise between the two. Citing various Rent Laws, His Lordship mentioned that the first Rent Law was promulgated in Punjab in 1941 in the name of Punjab Urban Rent Restrictions Act, 1941 which was followed by House Rent Act, 1946 in NWFP. In 1947, the Punjab Urban Restriction Act, 1941 was repealed by Punjab Urban Rent Restriction Act, 1947 then further repealed by the same Acts of 1949 and 1952 respectively. Hon'ble Lordship quoted several case laws related to Pagri and Rent of Premises.

