

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

Ex. No.198 / 2000

Date	Order with signature of Judge
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| 1. | For orders on CMA No.337/2016 |
| 2. | For hearing of CMA No.69/2016 |
| 3. | For hearing of CMA No.36/2013 |
| 4. | For hearing of CMA No.106/2011 |
| 5. | For hearing of CMA No.107/2011 |
| 6. | For hearing of CMA No.458/2010 |
| 7. | For hearing of CMA No.941/2010 |

05.10.2016

Mr. Hamid Idrees, advocate for the D.H.
Mr. Najeeb Jamali, advocate for J.D No.5.
Mr. Ghulam Haider Shaikh, advocate for A/P.

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1&6. Through CMA No.36/2013 Decree Holder has claimed that the entire decretal amount has been paid to the decree holder. The D.H confirms that they have no objection to the grant of this application. I am surprise to note that how this application is pending for the last three years after satisfaction of the decree for formal declaration that the execution stand satisfied.

Mr. Ghulam Haider Shaikh, learned counsel appearing for and on behalf of the Auction Purchaser claims that decree cannot be satisfied by the J.D since his client has purchased the property against valuable consideration and auction has been confirmed. However, since 01.3.2010 there is no order of confirmation of sale by this very Court. He has himself filed an application CMA No.**458/2010** which confirms that at least according to his own feeling the sale has not been confirmed in his favour.

In view of the above facts whatever amount has been deposited by the A/P with all benefit lying with the Nazir may be returned to the A/P.

2 to 5 & 7 All these applications have become infructuous stand disposed of since execution has been disposed of.

Execution stands disposed.

JUDGE

SM