

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH, KARACHI**

**Execution Application No.93 of 2016**

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**Date**

**Order with signature of Judge**  
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1. For order on CMA No.360/2017.
2. For order on CMA No.361/2017.

**18.08.2017**

Mr. Shahan Karimi, Advocate for the Decree Holder.  
Ms. Nahl Chamdia, Advocate for the Judgment Debtor No.1.  
Mr. Sohail Nadeem representative of J.D.No.1 (Capital One Equities Limited) is also present.  
Parvaiz Kausar, Decree Holder is also present.

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1. The urgent application is allowed.
  2. The Suit No.938/2009 was decreed in terms of compromise against the defendant No.1. However, due to non-satisfaction, the decree holder filed this execution application. The decree holder and judgment debtor No.1 have filed CMA No.361/2017 under Order 23 Rule 3 read with Section 151 CPC. The decree holder is present in person whereas on behalf of judgment debtor No.1 Mr. Sohail Nadeem has signed the application. Certified copy of Board's Resolution is also attached with objection of the J.D. No.1 which shows that the J.D. No.1 has authorised Mr. Sohail Nadeem to appear in the Execution Application. Copy of pay order is also attached with the compromise application which has been handed over to the decree holder in original and he admits to have received the same in court. Since the decree has been satisfied, therefore, the counsel for the decree holder does not want to proceed further. The execution application is disposed of in terms of CMA No.361/2017.

The decree holder and his counsel both undertake that the complaint filed by the decree holder to the Karachi Stock Exchange against the J.D. No.1 will be withdrawn by the decree holder within two weeks.

Judge