

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

**Suit No.96 of 2016**

<b>Date</b>	<b>Order with signature of Judge</b>
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1.For orders on CMA No.13853/2017

2.For orders on CMA No.13854/2017

**12.10.2017**

Mr.M. Ishaque Ali, Advocate for the Plaintiff (Summit Bank Ltd).  
Mr.Akhtar Ali, Head of Administration and Mr.Waqar Muhammad,  
Head of Brand Expansion, Summit Bank are also present.

Mr.Abdul Aziz Abro, Advocate for the Defendants  
Defendants Ms.Sakina Jawed and M.Bilal Omer Vohra (legal heirs  
of Javed Omer Vohra defendant No.1) are present.

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1. Granted.

2. This is a suit for specific performance, declaration,  
mandatory injunction and transfer of property. The plaintiff's  
attorneys Akhtar Ali and Waqar Muhammad both are present and  
their power of attorneys are available at page-17 to 27 of the court  
file. Ms.Sakina Jawed and M.Bilal Omer Vohra legal heirs of the  
deceased Javed Omer Vohra (defendant No.1) are also present with  
their counsel. Along with urgent application CMA No.13854/2017  
has been filed under Order 23 Rule 3 CPC for recording their  
compromise and decree the suit in terms thereof.

The counsel for the legal heirs of the defendant No.1 submits that  
M.Bilal Omer Vohra is the attorney of other legal heirs i.e.  
Ms.Fouzia Perveen Vohra, Ms.Saira Faraz, Mst.Sakina Javed,  
Ms.Fatima Amir and Ms.Ayesha Mubashir. Copy of power of  
attorney is attached with the Vakalatnama of Mr.Abdul Aziz Abro,  
Advocate. In the power of attorney executed by the plaintiff and the  
legal heirs of the defendant No.1 the attorneys have been conferred  
powers to enter into compromise. The compromise application has

been signed by the plaintiff's attorney and their counsel and legal heirs of the defendant No.1 through their attorneys as well as their counsel. The suit is decreed in terms of compromise.

The attorney of the legal heirs of the defendant No.1 agrees that he will complete the transaction within 10 days and the transfer of the property will be effected in the office of Pakistan Defence Officers Housing Authority (Defendant No.2). In case the attorney of legal heirs of the defendant No.1 fails to abide by the terms and conditions of the compromise decree, the plaintiff will be entitled to file execution application for the execution of the decree in accordance with law. Since this compromise is between the private parties, therefore, the suit against the defendant No.2 is dismissed as withdrawn.

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Judge