

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Suit No. 2608 of 2016

Date	Order with signature of Judge
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1.For order on CMA No.15237/2017
2.For order on CMA No.15238/2017

07.11.2017

Mr. Mansoor ul Arfin advocate for the plaintiffs
Mr. Samad Ali advocate for the defendant No.1
Salma Irshad, plaintiff Ni.1 is present.
Shehla Nargis Zaheer, defendant No.1 is also present.

1. Urgency granted.
2. Through this suit, the plaintiffs have sought declaration that property No.22-B, East Avenue, Phase-I, DHA, Karachi was orally gifted to them and they are entitled to get the property mutated in their name in the record of defendant No. 2 to 4. They further stated that they are in possession of the property. The plaintiffs and defendant No.1 are brothers and sisters. During pendency of this suit, they have resolved the dispute amicably and learned counsel for the plaintiffs has filed this application. The plaintiff No.1 has signed the compromise application and she is also attorney of plaintiff No.2. The indenture of original special power of attorney is available at page No. 13. In clause 4 the principal has authorized the attorney to enter into the compromise in any legal proceedings involving the aforesaid property. The defendant No.1 is also present and she has signed the compromise application along with her counsel. The defendant

No.1 also admits that she will not have any claim in the aforesaid property and the plaintiffs are absolute owners. It is further stated that according to the wishes of their parents, the plaintiffs agree to pay an amount of Rs. 10 million to the defendant No.1. Since the plaintiffs and defendant No.1 have resolved their dispute amicably, therefore, the suit is decreed in terms of compromise. So far as defendant No. 2 and 4 are concerned, the suit against them is dismissed as withdrawn. The defendant No.2 to 4 may carry out the exercise of mutation/transfer in accordance with their rules and regulations and the plaintiffs and defendant No.1 shall comply with the requirements.

JUDGE

Aadil Arab