

ORDER SHEET

HIGH COURT OF SINDH AT KARACHI

SMA No.159 of 2000

Date

Order with Signature(s) of Judge(s)

- 1.For orders on CMA No.507/2017.
- 2.For orders on CMA No.418/2017.

07.04.2017

Mr. Mushtaq Ahmed Chandio, Advocate for the Petitioner.

The letter of administration in this matter was granted much earlier and finally on 17.03.2008 surety documents were also returned back. After lapse of considerable period of time, the counsel for the petitioner has moved CMA No.418/2017 under Section 151 CPC for the appointment of Nazir of this court to get the property mutated in the name of the legal heirs. The learned counsel complains that despite hectic efforts, the Assistant Commissioner Aram Bagh, Karachi, South, and Mukhtiarkar Aram Bagh, Karachi, South are not taking any interest for the purpose of mutation/transfer in accordance with the law. For this grievance this application at this stage is not maintainable, however, the petitioner may file appropriate proceedings against the concerned Mukhtiarkar Aram Bagh, Karachi, South and Assistant Commissioner Aram Bagh, Karachi, South if they are not performing their duties in accordance with the law. At the same time office is directed to forward the copy of this order to Deputy Commissioner, Aram Bagh, Karachi, South who may look into as to why the case of mutation is being delayed and why the action is not being taken for the purpose of mutation in accordance with the law. The application is disposed of.

Judge

Asif