ORDER SHEET

IN THE HIGH COURT OF SINDH, KARACHI

Suit No.2506 of 2015

Date

Order with signature of Judge

1.For orders on Nazir's report dated 11.1.2016 2.For hearing of CMA No.1927/2016 3.For hearing of CMA No.6141/2018 4.For hearing of CMA No.6142/2018

<u>26-04-2018</u>

Mr.Hamid Ali, Advocate for the Plaintiff. Yawer Kadir Managing Partner of Plaintiff No.1 and Partner of Plaintiff No.2 is present in person. Mr.Asim Iqbal, Advocate for SSGCL (Defendant No.2)

The Nazir's report dated 11.1.2016 reflects that in pursuance of an order dated 29.12.2015 Umer Kadir son of Ghulam Kadir Shahwani furnished solvent surety by depositing solvency certificate issued by Mukhtiarkar (Revenue) Taluka Bhiria dated 30.12.2015 along with registered deed in respect of Agricultural Land with 02 pay orders of Rs.5,00,000/- each in favour of Nazir of this court.

Counsel for the plaintiff and defendant No.2 have filed a statement in which it is stated that the Nazir may be directed to issue cheque in the sum of Rs.800,413/- out of the deposited amount of Rs.10,00,000/- in favour of the defendant No.2. The statement is also signed by Advocate for the plaintiffs. Advocate for the defendant No.2 and Yawer Kadir Managing Partner of Plaintiff No.1 and Partner of Plaintiff No.2 so that the matter may be resolved. Mr.Asim Iqbal, Advocate for the Defendant No.2 (SSGCL) submits that on payment of Rs. 800,413/- to the SSGCL being a collecting agency of GST this amount shall be transmitted to FBR to close this issue. By consent the suit is disposed of with the directions to the Nazir to issue cheque in favour of SSGCL on account of GST mentioned in the current bill i.e Rs. 800,413/-. After receiving the cheque from the Nazir by duly authorized representative of SSGCL the claim of GST mentioned in the joint statement will be satisfied. The Nazir shall also return the solvency certificate to the applicant/surety on proper identification and verification. The Nazir shall also release the remaining amount to Yawer Kadir Managing Partner of Plaintiff No.1 and Partner of Plaintiff No.2 on proper verification.

Judge

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