

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Adm. Suit No.13 of 2005

Date	Order with signature of Judge
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- 1.For hearing of CMA No.80/2016
 - 2.For hearing of Nazir's report dated 8.12.2016

31.01.2018

Mr.M. Mustaque Qadri, Advocate for the Applicant/Surety.
None present for the plaintiff and defendants.

On 26.7.2005 the court ordered that that the vessel will be released from arrest subject to furnishing surety or cash amount to the satisfaction of Nazir of this court in the sum of US\$ 2954/-. The endorsement of Nazir is available at reverse side of the order that Syed Muhammad Shahid son of Syed Shakeel Ahmed for defendant No.2 furnished the surety vide bond No.40376 dated 26.7.2005 in US Dollars.

On 20.10.2015 the suit was fixed for settlement of issues, but nobody was present for the plaintiff, therefore, the suit was dismissed for non-prosecution by the learned Judge of this court, thereafter, restoration application was filed which was also dismissed on 17.8.2016 for non-prosecution. The surety Syed Muhammad Shahid son of Syed Shakeel Ahmed has filed CMA No.80/2016 for the release of surety amount. The application is supported by personal affidavit of Syed Muhammad Shahid son of Syed Shakeel Ahmed, which is duly verified by ISMS Department of this court. The Nazir's report dated 8.12.2016 is available on record, which shows that surety was furnished in view of the order dated 26.7.2005 by Syed Muhammad Shahid son of Syed Shakeel Ahmed. Nobody is present to oppose this application. Since the suit has already been dismissed, surety may be discharged after proper verification and identification. The application is disposed of.

Judge

