

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

Ex. No. 11 of 2018

Order with signature of Judge(s)

- For hearing of Execution Application

04.09.2018

Syed Ghulam Hyder Shah, Advocate for Decree holder

Learned counsel for the Decree holder states that all modes of serving the Judgment debtor have been exhausted to the extent that publication in the daily 'Jang' dated 15.06.2018 has also been made. When this execution was filed on the first date i.e. 19.02.2018 notices were directed to be issued to the Judgment debtor. While notices were issued, however they returned un-served with the report of the Bailiff that the address was not complete. Whereafter, notices were repeated at the correct address. As the Decree holder was unable to provide any further address of the judgment debtor, this Court through order dated 22.05.2018 desired that the JD be served by way of publication, on which the aforementioned publication was made.

Learned counsel for the Decree holder submits that the suit was also decided *ex-parte* as the JD chose to stay away from the Court, and now having exhausted all possibilities of serving the Judgment debtor, under order XXI Rule 23 this Court should order that decree be executed. In the circumstances at hand, the request is allowed. Nazir of this Court is directed to execute the decree as per law.

JUDGE