

ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI  
SMA No. 216 of 1990

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Order with signature of Judge(s)

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- For orders as to non-prosecution of CMA No.1959/2017

**19.09.2018**

Mr. Amir Aziz Khan, Advocate for the Petitioner  
Mr. Muhammad Abu Bakar Khalil, Advocate for Objector

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While the matter is fixed for non-prosecution of CMA No.1959 of 2017, counsel prefers not to press this application, however files a statement and supplies copy thereof to the counsel for the Objector, alongwith which copy of title documents of Property No.1 of the schedule being Office No.21, Allibhai Towers, Main Shaheed-e-Millat Road, Karachi are provided. Counsel states that these are the only title documents in respect of the various properties left by the deceased available with the Petitioner and he is willing to deposit them with the Nazir, who was mandated by this Court's order dated 28.04.2016 to have the property sold as per the directions contained in the said order. Counsel undertakes to deposit original title documents as soon as possible, upon which, Nazir to institute process of sale as envisaged by April 28<sup>th</sup> 2016 order. Court also been informed that the title documents of the remaining properties forming part of the schedule produced at Page-71 are not with the Petitioner however both the counsel concede that in case Nazir of this Court is appointed to obtain certified true copies of the remaining three properties at the cost of the parties those properties could also be put into auction in case they are not subject matter of any litigation.

Let this exercise be conducted by the Nazir of this Court at the cost of Rs.10,000/- per property equally shared by parties half and half and Nazir to conduct this exercise within three weeks and submit his report.

JUDGE