

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

Suit No.1546 of 2016

Order with signature of Judge(s)

1. For orders on Nazir Report dated 14.09.2018
2. For hearing of CMA No.10122/2018
3. For examination of parties/settlement of issues

27.09.2018

Mr. Umer Memon, Advocate for the Plaintiff
Mr. Mohsin, Associate of Mr. Mushtaq A. Memon, Advocate for
Defendant No.1

Nazir report dated 14.09.2018 is taken on record, which affirms that the funds were kept in an interest bearing security, on which a profit in the sum of Rs.5,234,333/- was accrued. Through CMA No.10122 of 2018 a prayer is made that these sums be released upon the Plaintiff who earlier had unconditionally withdrawn this suit for specific performance after depositing a sum of Rs.146,300,000/- with the Nazir of this Court, which principal amount has already been released, however the interest accrued thereon as affirmed by the Nazir is yet to be returned. In the circumstances at hand when Nazir has affirmed that interest accrued on principal amount to the tune of Rs.5,234,333/- is available with him and the Counsel for Defendant No.1 raising no objection, application is allowed. Nazir is directed to release the last mentioned amount to the Petitioner or his duly constituted attorney/representative upon proper identification, verification and following the codal formalities.

JUDGE