

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

Ex. No. 61 of 2011

Order with signature of Judge(s)

- For orders on CMA No.232/2018

05.10.2018

None present. Similar was the case on the last date of hearing, a perusal of the order dated 19.12.2013 reflects the conduct of the counsel for the decree holder, which is reproduced as under:-

“On 16.08.2013, learned counsel for the decree holder made a statement before the Court that he will provide full assistance to the learned Official Assignee so that the decree could be executed. The learned Official Assignee has submitted Reference No.02/2013 dated 23.11.2013, where he has stated that he had sent letter dated 24.08.2013 to the learned counsel for the decree holder to attend this case before him on 29.08.2013, but since no one had attended this matter on behalf of the decree holder before him, he had to send further reminders dated 30.08.2013, 06.09.2013 and 05.10.2013 to the learned counsel for the decree holder. It has been further stated in his Reference by the learned Official Assignee that despite numerous reminders no one had appeared before him on behalf of the decree holder. In the circumstances, there is no other option left, but to adjourn this matter sine die.”

It appears that no serious efforts have been made by the counsel for the decree holder to have the decree executed. Accordingly the instant Execution Application is dismissed on account of non-prosecution.

JUDGE