

**ORDER SHEET**  
**HIGH COURT OF SINDH, KARACHI**

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C.P. No.D-395 of 2020

<b>Date</b>	<b>Order with signature of Judge</b>
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**Present**

**Mr. Justice Muhammad Ali Mazhar.**

**Mr. Justice Yousuf Ali Sayeed.**

Muhammad Yaseen & another .....Petitioners  
Versus

Banking Court No.II, at Karachi & others.....Respondents

**Date of hearing 04.02.2020**

Mr. Raham Ali Rind advocate for the petitioners.

Mr. Mujahid Bhatti advocate for the respondent No.2.

Mr. Ghulam Mohiuddin, Assistant Attorney General.

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**Muhammad Ali Mazhar, J:** This petition has been filed to challenge the order dated 14.01.2020 passed by learned Banking Court No.II, Karachi in execution No.140 of 2016 (Suit No. 582 of 2016), whereby, the sale of the mortgaged property was confirmed in favour of Shehroz Khan (respondent No.3) and directions were issued to the Nazir of the Banking Court to issue sale certificate in favour of the auction purchaser with further directions to the Decree Holder to deliver the original title documents to the Nazir of the Banking Court.

2. When we raised the issue of maintainability of this petition on account of non availing the remedy of appeal by the petitioner, the counsel for the petitioners after arguing at some length agrees that the petitioners will file appeal for appropriate relief. In view of this statement, this petition is disposed of. Let petitioners file the appeal in accordance with law.

JUDGE

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