

ORDER SHEET
THE HIGH COURT OF SINDH AT KARACHI
CP.No.D-7077 of 2015

Date: Order with signature(s) of the Judge(s)

1. For orders on CMA No. 16662 of 2021 (Contempt).
2. For hearing of CMA No. 3883 of 2017.

03rd September 2021

Mr. Mukesh Kumar Karara, advocate for petitioner.
Mr. Abdul Wahab Baloch DAG holding brief for Mr. Mr. Ali Safdar
Debar, AAG.

Mr. Hafezullah Khan, Focal Person, Senior Members of Board of
Revenue (BoR) Sindh.

Mr. Nadeem Ahmed Qureshi, Law Officer, Law Department contends that Law Department has no nexus with instant petition. Accordingly, contempt notice against Law Secretary is dispensed with. Whereas, Focal Person/Senior Member BoR present seeks time to submit compliance report.

At this juncture, Focal Person BoR contends that biometric verification with regard to transfer of property by the Registrar is not existing in whole Sindh, however, in some offices there is such practice connected with NADRA. It is pertinent to mention here that transfer of property is an important issue which must always be ensured to be safe and secure both for seller(s) and purchaser(s) because we have been witnesses to matters where illiterates and *Parda-observing* ladies come forward with plea of being deprived of their properties which, *even*, includes *registered documents*. Since, there are chances of manipulation through illegal manners even while completing process of *registered documents* and victims thereof consist of illiterates and *Parda Nasheen* ladies. The main aim and object of '*transfer of property*' was / is always to ensure safe and complete transfer of property which requires *identity* and *competence* of the '*transferor*'. To examine '*competence*' shall always be responsibility of the *Registrar* but '*identity*', if can be affirmed by a single touch, then such modern technology must be introduced. The given

circumstances, gives room for judicial propriety to come into play and demands that every transfer must be through NADRA verification and such mechanism shall be available with the Registration Offices connected with NADRA. Thus Inspector General Registration and Senior, Member Board of Revenue shall ensure such mechanism is introduced after consultation with NADRA within one month.

To come up on 16.09.2021 at 9.30 am.

J U D G E

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SAJID.