

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

R.A No.335 of 2010

DATE ORDER WITH SIGNATURE OF JUDGE

1. For hearing of CMA No.1152/2010
2. For hearing of main case

05.08.2019.

Mr. Arbab Ali Hakro, advocate for applicants
Mr. Abdul Hameed Bajwa, advocate for respondent
Mr. Wali Muhammad Jamari, AAG

Learned counsel present agree that these proceedings may be disposed of by an order directing the partition of the subject property which is agricultural nature to be effected by the concerned revenue authorities as the subject property is claimed by the parties as legal heirs in their respective Sharia capacity. It is also agreed that as the share /entitlement of the parties is ultimately to be concluded based upon the interpretation of section 4 of Family Laws Ordinance, 1961 as such any right created despite such a position coming out from the revenue record will be subjected to the said right and as such the impugned order may be set aside in the above terms. Ordered accordingly.

Sajjad Ali Jessar

Sd/- MEHMOOD A. KHAN,
JUDGE.

