

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH, KARACHI**  
**C.P No.S-257 of 2023**

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Order with signature of Judge(s)

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Hearing/priority case

1. For hearing of MA No.2009/2023
2. For hearing of main case

**28.03.2024**

Mr. Ashraf Ali Shah, Advocate for the petitioner  
Mr. Rafiq Ahmed Rajorvi, Additional Advocate General  
Respondent No.1 Khadija Farooq is present in person  
M/s. Afzal Baloch, Cashier of District Courts East and Asad Mufti,  
Clerk of Cashier are present  
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Cashier from the District Courts, Karachi East is present and has submitted a Statement, which reflects that sum of Rs.300,000/- has been deposited by the petitioner so far. These sums are being deposited in pursuance of the judgment and decree of the trial court dated 05.11.2020, where the Court was pleased to *inter alia* grant maintenance for the minor at the rate of Rs.10,000/- per month with annual increment of 10%. When posed with the question as to why these sums were not released to the respondent (mother), Cashier stated that because no withdrawal application has been made and the lady never approached them. When he was further posed with the question that whether the respondent mother was informed that the payments have been made he replied in negative. Directions were long ago issued to all the District Judges that maintenance should directly be deposited to the accounts of the mothers. It is a clear case that these directions have not been complied with. Let MIT-II to investigate the matter and file a report. Cashier is directed to immediately release the sums lying with him to the respondent mother and in future amounts be directly paid into the designated account of the mother.

When posed with the challenge that why the petitioner has not submitted up-to-date maintenance for the minor, counsel contends that whatever difference is seen in the Statement he will make good of it. Petitioner is directed to make payment of all the arrears forthwith and has to be punctual in the payment of the maintenance. It appears that the petitioner is not depositing the current maintenance, as the trial court clearly provided annual increase of 10%, which is not reflected in the statement. He is directed to ensure that all the payments are up-to-date and correct amounts are paid, which were the basis of the relief provided to him through order dated 11.04.2023. Fifteen days' time is given to the petitioner to make compliance.

Adjourned to 16.04.2024.

JUDGE

B-K Soomro