

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
Suit No.1374/2012

DATE ORDER WITH SIGNATURE OF JUDGE

1. For orders on CMA No.6689/15
2. For orders on CMA No.6690/15

30.4.2015

Mr. Salman Hamid Advocate for plaintiff
Mr. Atiq Ahmed Siddiqui Advocate for defendant
.X.X.X.

1. Granted.
2. This is a suit for specific performance filed by the plaintiff against the defendant No.1. Defendants No.2 to 5 are proforma defendants. Both the learned Counsels are in attendance along with the plaintiff and the defendant No.1. They have read the contents of the compromise application which is also supported by an affidavit of the plaintiff. The terms of the compromise are within the frame and ambit of the suit. Prima facie, it is agreed that subject to encashment of post-dated cheques as handed over to the defendant No.1 by the plaintiff, the sale deed in respect of the subject properties arising out of the sale agreement dated 02.6.2009 shall be executed. In case of failure on the part of defendant No.1 after encashment of cheques, the Nazir shall execute the sale deed on behalf of defendant No.1. However before the execution of the sale deed, the Nazir to ascertain that all cheques have been encashed.

The suit is decreed in terms of the compromise application as well as in the above terms.

Judge