

IN THE HIGH COURT OF SINDH AT KARACHI

Suit No. 622 of 2011

Date

Order with signature of Judge

For hearing of CMA Nos:

- | | | |
|----|---------------|------------------|
| 1. | 10264 of 2013 | (U/O 1 R 10 CPC) |
| 2. | 11547 of 2011 | (U/S 151 CPC) |
| 3. | 2639 of 2013 | (U/S 151 CPC) |

03/12/2013:

One Syed Ahsan Ahmed neighbour of plaintiff Mst. Asma Zainab is present.

None present for the defendants.

Mr. Muhammad Rashid, Advocate for intervenor
Muhammad Shakeel.

1. Learned counsel for the applicant/intervenor has filed this application (CMA No.10264 of 2013) in a suit for administration of the properties which has been converted from SMA to a suit. The intervenor claims that he has having a decree in Civil Suit No.713 of 2012 passed by the Court of III-Senior Civil Judge, Karachi-Central, and filed copies of judgment and decree today in Court which is taken on record. Learned counsel says that intervenor may be impleaded in this suit. The intervenor is already having a decree in his hand from a competent Court of Law and, therefore, he should approach the same Court who may execute the decree if he wishes. By becoming a party in this suit he could not get anything through this suit since his interest has already secured by a competent Court of law. In the circumstances, no case is made out for becoming a party in this suit this application (CMA No.10264 of 2013) is dismissed.

2&3. The plaintiff neighbour is present in Court and informs that plaintiff is not available on account of death of someone in his family.

Adjourned to a date in office.

JUDGE