

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
Suit NO.942 of 2013

ORDER WITH THE SIGNATURE OF THE JUDGE

For hearing of CMAs Nos:

- 1) 8051/2013 (u/o 39 Rule 1&2 CPC)
- 2) 8052/2013 (u/o 40 Rule 1 CPC)
- 3) 8053/2013 (u/o XIII R. 1(3) CPC)
- 4) 9338/2013 (u/s 151 CPC)
- 5) 9339/2013 (u/s 151 CPC)

13.12.2013

Mr. Khawaja Muhammad Azeem, Advocate for Plaintiff.

Mr. Muhammad Shahzad Anjum, Advocate for Defendants

This is suit for administration and it has not been disputed by the defendants that the plaintiff is one of the legal heirs of deceased Muhammad Ali, who died on 27.04.2013, therefore, in terms of Order XX Rule 13 CPC, in the first place the Official Assignee is directed to take accounts of the entire belongings left by the deceased, including moveable and immovable properties. The Official Assignee is directed to examine all the legal heirs of the deceased on oath regarding the ownership of the properties left by the deceased and mentioned in the plaint. He should also obtain details of all the properties, other than the properties mentioned in the plaint, which may come to his notice through the defendants. He is also required to ensure the source of income coming into the hands of other legal heirs in the shape of business run by the deceased and/or rental income, if any, from any of the properties of the deceased. The parties are directed to file the photocopies of the documents of the properties which they claim to be the properties of the deceased at the time of his death or other properties in which they claim that they have share or jointly owned by them with the deceased. A comprehensive report should be filed by the Official Assignee within 15 days.

Copy of the plaint along with this order may be sent to the Official Assignee. Fee of the Official Assignee shall be Rs.20,000/-, which shall be paid by plaintiff and defendant in proportion to their share and it would be appropriated towards the cost of these proceedings at the time of final disposal of this suit.

Adjourned to a date in office.

JUDGE

Gulsher/PA