

**ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI**

Suit No.1544/2012

DATE	ORDER WITH SIGNATURE(S) OF JUDGE(S)
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- 1.For order on CMA No.7900/2014
- 2.For order on CMA No.7901/2014

12.6.2014

Mr. Muhammad Haseeb Jamali, for plaintiff

This Court has already disposed of the suit on merit and a decree has been prepared. The learned counsel states that he has also filed an execution application. Whether execution application is filed or not, the contempt application is only an attempt to encroach upon the authority of the executing Court. Whatever relief against defendants or their officials was claimed by the plaintiff has already been decreed and now the plaintiff / decree holder should seek redressal of his grievance, if any, through the executing Court. It goes without saying that the executing Court is fully authorized to even order arrest and detention of those who are defeating the judgment and decree. No order can be passed in a disposed of suit for compliance of any order after the judgment and decree as the proceedings of suit terminates on the date of passing of the judgment and decree and all orders stand merged in the decree and the Court becomes functus officio. All proceedings subsequent to the judgment and decree are to be filed not by the plaintiff, but by the decree holder against the judgment debtors / defendants or anybody covered / bound by the judgment and decree. No urgency is made out and even otherwise contempt application is not maintainable. In view of these circumstances, the urgency as well as contempt application are dismissed.

JUDGE