

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
Suit No.545/2013

DATE ORDER WITH SIGNATURE(S) OF JUDGE(S)

1. For hearing of CMA No.8445/2013
 2. For hearing of CMA No.9030/2013
 3. For hearing of CMA No.5328/2013
 4. For hearing of CMA No.6349/2013
 5. For hearing of CMA No.9388/2013
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06.11.2014

Ms. Shabana Ashaque, advocate for the Plaintiff.

Mr. M. Ilyas Khan Tanoli, advocate for the Defendant.

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1&2. Not pressed by the learned counsel for the Defendants and as such same are dismissed as not pressed.

4. Learned counsel for the Defendant had filed this CMA No.6349/2013 on 22.5.2013 for direction to the Plaintiff to deposit balance sale price which comes to Rs.3,22,35000/- in Court. Learned counsel for the Plaintiff has brought the said amount in Court vide cheque No.SSA 13936743 dated 21.10.2014 drawn at Soneri Bank Main Branch Karachi Al-Rahim Tower Building. Plaintiff is directed to hand over cheque to the Nazir of this Court during course of the day and Nazir is directed to invest the said amount in some profit bearing scheme of the government. Since Defendants No.1 to 8 who are claiming said amount to be deposited in Court are fully aware of the fact that according to their own showing they have also entered into another sale agreement with Defendants No.11 and 12. The Defendants are directed to file original title documents before Nazir of this Court within ONE WEEK and in case of their failure Nazir is directed to obtain the document from the Defendants, who have already been impleaded in this case, irrespective of the fact that they have notice of this case or not. The Nazir should obtain the original documents within one week and submit report and if they failed to deposit the documents Nazir should take over the suit property in his possession.

CMA No.5328/2013. In view of the above, interim orders passed earlier are confirmed and all the Defendants are directed not to create third party interest or hand over possession of suit property to anyone pending the suit except to the Nazir of this Court in above terms.

5. Contemnors are directed to file counter affidavit within one week and supply copy to the Plaintiff counsel in advance.

JUDGE

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