

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
Suit No.241 of 2008

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

1. For order on CMA No.12837/2014
2. For order on CMA No.12838/2014
3. For order on CMA No.73/2015
4. For order on CMA No.74/2015
5. For order on CMA No.75/2015
6. For order on Nazir's report dated 19.11.2014
7. For hearing of CMA No.6107/2011
8. For hearing of CMA No.5399/2014
9. For hearing of CMA No.15662/2014
10. For hearing of CMA No.15275/2014
11. For hearing of CMA No.1064/2015
12. For Examination of the parties / settlement of issues

24.02.2015

Mr. Asghar BAngash, advocate for the Plaintiff.
Mr. Maroof Hussain Hashmi, advocate for Defendant.
Mr. Muhammad Yaqoob Nasir, advocate for Intervener.

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1 to 9 & 12 Deferred.

10. Counsel the applicants who have filed CMA No.15275/2014 is aggrieved by the fact that five shops in the property which have been sealed by the Nazir of this Court were in their possession as tenants. They are ready to vacate the premises but their moveables are also sealed with property. The counsel for the Plaintiff states that they all were required to pay rent but they have not deposited. Be that as it may, the ownership is under dispute and they are not willing to continue their business in the disputed property. At the request of the learned counsel, Nazir is directed to remove all things which were lying in the respective shops of the applicants at the time of sealing. However, the applicants will provide their whereabouts and Nazir will retain their ORIGINAL CNIC and Nazir will also take statement of the applicants on oath regarding since

when they were sitting in the premises and to whom they have paid rent if any and since how long they have not paid rent. Court may in future direct them to tender rent to the ultimate owner. This exercise is to be completed by the Nazir within three days and these shops shall be sealed again. Application stands disposed of.

11. Learned counsel for the Defendant undertakes to visit the office of the Plaintiff counsel to settle the dispute amicably.

JUDGE

SM.