

**JUDGMENT SHEET
IN THE HIGH COURT OF SINDH, KARACHI**

Present:

Mr. Justice Muhammad Iqbal Kalhoro.

Mr. Justice Muhammad Abdul Rehman.

HCA No.227 of 2023

Ms. Asmat Rehman & others

.....

Appellants

Vs.

Mst. Tuahera Amir

.....

Respondent.

29.08.2025.

Mr. Muhammad Ali Waris Lari advocate for appellant.

None present for respondent.

J U D G M E N T

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MUHAMMAD IQBAL KALHORO J: We have heard learned counsel for appellants.

It appears that an administration suit was filed by a sister of appellants seeking her share in the properties (i) Plot No.B-96, Tipu Sultan Housing Society, Malir Cantt. Karachi (ii) Flat No.8, second floor, Kanwal Square, Street No.10, Plot No.SC-9, North Nazimabad, Karachi and (iii) Shop No.5 & 6, constructed on Plot No.SC-II, street No.9, North Nazimabad, Karachi. These properties were left by her father which had already been sold out by her brothers on the excuse that her whereabouts were not known. Having taken cognizance of such fact, learned Single Judge directed the appellants to deposit entire sale proceeds with Nazir of this court so that her interest could be secured in the case and proceedings u/o 20 rule 13 CPC could be made.

2. Learned counsel for appellants on one hand states that this order has been reviewed and learned Single Judge has directed the appellants to deposit only share of the respondent /their sister, and on the other hand is seeking modification in the order to the effect that only share of the sister of the appellants be allowed to be deposited. However, we do not agree with his arguments and do not find any illegality in the impugned order as proceedings u/o 20 rule 13 CPC are yet to commence and apparently appellants without joining their sister and without her permission had sold out the properties. We, therefore, find no merits in this appeal and dismiss it.

The Appeal stands disposed of alongwith pending application.

JUDGE

JUDGE