

ORDER SHEET

HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD

M.A No.09 and 10 of 2024

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

09.12.2025

Syed Talib Shah, Advocate for appellant (s)
M/s Muhammad Aleem Arain and Masood Rasool Babar
Memon, Advocates for respondent (s)

Counsel for respondent No.1 submits copies of the order dated 21.10.2025, passed on an application under Section 12(2), C.P.C., under the cover of statements, which are taken on record.

Heard Counsel. For reasons to be recorded, these appeals are partly allowed to the extent that the matter is remanded to the executing Court to conduct an enquiry in terms of Order XXI Rule 58 C.P.C., in light of the documents available on this file and/or any others which may become available , including, but not limited to, the report of the Mukhtiarkar dated 20.02.2024 (available at page 57) and the written statement/objections of the Sub-Registrar (available at page 61). The executing Court is directed without prejudice to the observation made by this bench to complete the exercise independently and on its own terms and reasons within forty-five (45) days from the date of receipt of this order. Office is directed to prepare photocopy of the above-mentioned documents and forward the same to the Executing Court along with certified copy of this order for further action by the Executing Court.

JUDGE

AHSAN K. ABRO