

ORDER SHEET

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR
Civil Revision Appln. No. S-221 of 2025

Date of hearing	Order with signature of Judge
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Hearing of case

1. For orders on office objections.
2. For hearing of main case
3. For hearing of CMA No.1458/2025

19.2.2026

Mr. Manzoor Hussain Mahesar, Advocate for the applicant
Syed Fida Hussain, Advocate for the respondents No.2 to 5.
Mr. Zulfiqar Ali Naich, Assistant Advocate General

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Upon commencement of hearing, the learned counsel for the private respondents, on instructions, makes an unequivocal and unreserved statement at the Bar that his clients assert no claim, right, title, interest, or concern, present or contingent, in or to Plot bearing C.S Nos. 45 and 46, admeasuring 1089 square feet, which stands in the name of the applicant by virtue of registered Sale Deed No.1050 dated 13.11.2000, in respect whereof the competent Municipal Authority has issued the corresponding extract.

Learned counsel for the applicant, taking benefit of and expressly advertng to the said categorical disclaimer, submits that, for the purposes of satisfaction of Execution Application No.15 of 2024, it would suffice if a protective direction is issued to the executing fora so that, while giving effect to and satisfying the writ of possession, the corporeal identity and metes and bounds of the afore-described property, as delineated in the registered instrument and the municipal extract, are neither encroached upon nor in any manner disturbed, altered, or diluted.

The learned counsel for the private respondents, as well as the learned Assistant Advocate General, when confronted with the proposal so advanced, signify their concurrence without demur.

In these circumstances, and in view of the consensual posture adopted by all learned counsel present, it is ordered that the learned Executing Court shall, prior to and as a condition precedent for giving effect to the writ of possession, ensure that the property claimed by the applicant, being Plot C.S. Nos. 45 and 46 admeasuring 1089 square feet on

the strength of registered Sale Deed No.1050 dated 13.11.2000 and the municipal extract, is specifically identified, demarcated, and excluded from the purview and operation of the writ of possession.

Such demarcation shall be carried out through the City Surveyor in seisin with the concerned Mukhtiarkar, in the presence of the respective contesting parties or their duly authorized representatives, and the exercise shall be concluded within a period not exceeding fifteen (15) days from the date of receipt of this order, under a speaking report to be placed on the execution file.

In view of the foregoing arrangement, which effectively secures the avowed interest of the applicant and renders the substratum of the instant civil revision application spent and infructuous, learned counsel for the applicant, on instructions, does not press the present civil revision application any further.

Resultantly, the Civil Revision Application stands dismissed as withdrawn, along with the listed application(s), with no order as to costs.

J U D G E