

ORDER SHEET
IN THE HIGH COURT OF SINDH CIRCUIT COURT MIRPURKHAS

C.P No.S-15 of 2026

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on office objection.
2. For orders on M.A No.2475/2024
3. For hearing of main case.

16.03.2026

Mr. Muhammad Sadiq Panhwar, advocate for petitioners.
Mr. Rafique Ahmed Laghari, advocate for private respondents.
Mr. Ayaz Ali Rajpar, Assistant A.G Sindh.
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The controversy in this matter is that, with respect to the inherited property, a compromise dated 08.12.2023 was entered into between the plaintiff and defendants whose names have been mentioned in the compromise (Iqrarnama). The suit was decreed and execution was also allowed and, in satisfaction of the decree, possession has also been obtained by the plaintiff through the Court. Subsequently, the petitioner filed an application under Section 12(2) CPC on the ground that he was not a party to the compromise and, hence, to his extent the compromise is not binding. Learned counsel for the respondents has drawn attention to the Vakalatnama filed on behalf of defendant No.1 whereby defendant No.2 was authorized as attorney and also filed written statement in the same capacity.

After arguing the matter at length, both the learned counsel, under instructions, state that they would be satisfied if the compromise dated 08.12.2023 between the parties recorded therein shall be maintained, whereas only to the extent of the present petitioner trial be conducted between the parties, which shall be concluded only to the extent of the present petitioner/defendant No.1 within a period of 30 days positively

without allowing any unnecessary adjournment to any party, and pass a judgment on merits and submit report with the Additional Registrar of this Court. It is further recorded that the exercise already conducted in execution proceedings shall not be reversed and shall be binding as far as the parties whose names have been recorded in the compromise/Iqarnama are concerned, nor shall the exercise of taking possession in execution proceedings be reversed with respect to defendant No.1 until disposal of the suit to his extent.

The instant petition is disposed of alongwith listed application in above terms.

JUDGE

Faisal