

ORDER SHEET
THE HIGH COURT OF SINDH BENCH AT SUKKUR
C. P. No. S – 230 of 2026

Date of hearing	Order with signature of Judge
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Fresh case

- 1. For orders on CMA No.626/2026 (Ex./A)
- 2. For hearing of main case

21.09.2026

Mr. Riaz Hussain Khaskheli, Advocate for the petitioner.

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At the outset, learned counsel for the petitioner submits that the instant petition has been filed against the issuance of non-bailable warrants by the learned Civil Judge/Family Judge-III, Gambat (Executing Court), in Family Execution Application No.01 of 2026, for non-compliance with the judgment and decree dated 29.03.2024 passed in Family Suit No.67 of 2022.¹

Learned counsel further submits that the petitioner does not press the challenge to the legality of the NBWs, as he is ready and willing to satisfy the decree by paying the decretal amount of maintenance and by delivering the decreed dowry articles, and that he proposes to move an appropriate application before the Executing Court for payment of the decretal amount in installments. He accordingly seeks suspension of the NBWs to enable the petitioner to appear before the Executing Court and for disposal of this petition on those terms.

Accordingly, the NBWs issued by the learned Executing Court are suspended for seven (07) days from today, subject to the petitioner furnishing a P.R bond in the sum of Rs.5,000/- (Rupees five thousand only) to the satisfaction of the Additional Registrar of this Court and appearing before the Executing Court within the said period. If the petitioner fails to appear within the stipulated period, the suspension shall stand recalled without further reference to this Court, and the Executing Court shall proceed in accordance with law.

¹ Judgment and decree dated 29.03.2024 passed in Family Suit No.67 of 2022 by the learned Civil/Family Judge-III, Gambat; Family Execution Application No.01 of 2026.

It is clarified that this order is confined to securing the petitioner's appearance before the Executing Court and shall not be construed as an expression of any opinion on the merits of the execution proceedings. The application for payment in installments, if and when made, shall be decided by the Executing Court on its own merits and strictly in accordance with law² and the right of the decree-holder to have the decree satisfied shall remain unaffected. The Executing Court shall proceed with the execution application with due expedition.

This petition stands **disposed of** in the above terms. Office shall transmit a copy of this order to the learned Executing Court for information and compliance.

J U D G E

Abdul Basit

² Section 13 of the West Pakistan Family Courts Act, 1964.