

ORDER SHEET

IN THE HIGH COURT OF SINDH, KARACHI

Suit No.868 of 2017

Date	Order with signature of Judge
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- 1.For order on CMA No.820/2018.
- 2.For order on CMA No.821/2018.

19.01.2018

Khawaja Saiful Islam, Advocate for the Plaintiff
alongwith the Plaintiff Ahmed Ali.
Defendant No.1 Muhammad Sajid Hussain Zaidi
and Defendant No.3 Umm-e-Khatija Rubina present.

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1. Urgent application filed by the plaintiff is allowed.
2. This is a suit for specific performance, direction, part-possession, injunction and damages. The plaintiff is present with his counsel. Defendant No.1 Muhammad Sajid Hussain Zaidi and defendant No.3 Umm-e-Khatija Rubina both are present in court. The learned counsel placed on record the copy of general power of attorney already issued by the defendant Nos.2 and 3 in favour of the plaintiff, whereas defendant No.1 Muhammad Sajid Hussain Zaidi admits that he will execute the general power of attorney similarly in favour of the plaintiff within a week. The sale agreement was executed by the defendant No.1 with the plaintiff for sale of plot No.A-3, Drigh Colony No.3, Al-Falah Housing Society, Shah Faisal Colony, Karachi for the total sale consideration of Rs.1,20,00,000/-. The indenture of

lease is available at page 29 which was issued in the name of Syed Akhtar Abbas Rizvi, the deceased father of the defendant Nos.1 to 3. The compromise application has been signed by the plaintiff and his Advocate, whereas the defendant No.1 has signed the application in person alongwith defendant No.3. I have already mentioned that the defendant Nos.2 and 3 have already executed general power of attorney in favour of the plaintiff. The original power of attorney has been seen and returned and copy has been retained for the record. Since the parties have amicably resolved the issue, therefore, this suit is decreed in terms of the compromise. Pending application is also disposed of.

Judge

Asif