

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
SMA No. 51 of 2018

Order with signature of Judge(s)

1. For orders on office objection a/w reply of Ad Ld. Counsel on main petition.
2. For hearing of CMA No.291/2018

27.09.2018

Mr. Arif Khan, Advocate for the Petitioner

This CMA is moved in the circumstances where the deceased had 50% share in the properties which are detailed in the Schedule attached, which fact is evident from a review of the documents reproduced between pages 19 to 45. Learned counsel for the Applicant/Petitioner states that since the original title documents of these properties are in the possession of the co-sharer Syed Imtiaz Ahmed, therefore he is unable to have those produced in the Office to satisfy the objection raised. A request is made through the instant CMA that the said co-owner Syed Imtiaz Ahmed be directed to deposit these title documents with the Nazir of this Court to facilitate execution of the instant SMA to the extent of the share of the legal heirs of the deceased.

In these circumstances, application is allowed. Nazir is directed to call upon Syed Imtiaz Ahmed resident of V-I, 16th East Street, Phase-I, DHA, Karachi and retain possession of the title documents pertaining to the subject properties for the sole objective of having the share of the deceased mutated in the name of legal heir in accordance with law. Let this exercise be completed within two weeks and Nazir to file his report that documents have been obtained.

JUDGE