

SUIT NO.242/2021
A/W SUIT NOS.295, 366 AND 367 OF 2021 AND 1636/2020

Date

Order with signature of Judge

09.12.2021

Mr. Mansoor Ali Ghanghro advocate
Mr. Arshad Tayyabali advocate
Mr. Ammar Yasir advocate
Mr. Tahmasp Rasheed Rizvi advocate
Ms. Amna Usman advocate
Mr. Uzma advocate

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Order dated 30.11.2021 Nazir was directed to depute private guards on all properties as described in that order, whereas counsel for plaintiff in Suit No.242/2021 while referring order dated 19.02.2016 in J.M. No.1/1989 contends that Plot No.B-9-A, SITE, Karachi, was purchased by plaintiff (Mst. Amna Khalid) through Official Assignee of this Court, thereafter sale deed was executed in her favour, she has established a factory on that plot and enjoying peaceful possession; therefore that plot may be excluded from that order.

2. With regard to deployment of private guards, learned counsel for defendant claims *benami* share in that property and contends that defendants have been ousted from the possession of that factory. Admittedly possession of that plot and factory is with the plaintiff hence order dated 30.11.2021 shall be treated as final till next date of hearing. However, plot No.B-9-A SITE Karachi is excluded with regard to deployment of private guards. Needless to mention that claim of private parties would be heard and decided on merits and this order will not be considered as a declaration in favour of any party. Parties shall maintain status quo with regard to all

properties subject to above order. Whereas Nazir shall supervise the subject matter property as referred above by deputing any officer and parties would be at liberty to approach the Nazir with regard to any grievance regarding violation of status quo order.

3. Issue notice on CMA Nos.12813/2021 21247 in Suit No.1636/2020. To come up on 18.01.2022.

Office to place copy of this order in connected suits.

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