

**ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI**

High Court Appeal No.373 of 2023

Mst. Shazia Sohail  
Versus  
Mst. Wajib Sultana & others

Date	Order with signature of Judge
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1. For orders on CMA 4507/23
2. For orders on office objection a/w reply as at "A"
3. For orders on CMA 4508/23
4. For hearing of main case
5. For orders on CMA 4509/23

**Dated: 23.10.2023**

Mr. Zahoor Ahmed for appellant.

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For grant of Letters of Administration, an SMA bearing No.158 of 2009 was filed, which was essentially granted on 02.03.2010. It is stated that the deceased was survived by a widow and two daughters.

Record reflects that suits were then filed by some of the relatives of the deceased and for the properties left by the deceased, disclosing their intent. Two compromises were reduced into writing in Suits No.357 of 2009 and 4 of 2010. These compromises also include the properties, which were subject matter of the Letters of Administration.

In consideration of such compromises, it seems that an order dated 26.09.2023 was passed in SMA No.158 of 2009, which was once taken into consideration and disposed of via order, referred above. On the events subsequent to filing of the succession petition, it seems that the parties have amicably resolved their dispute and the terms were reduced into writing and the terms of grant of Letters of Administration are of no benefit to the parties as they have subsequently reached to a settlement through a civil Court hence learned Single Judge rightly

converted that matter/succession petition, after considering objections, into a suit. In case parties, as stated, have entered into an agreement they may toe the object further by filing execution application or as they deem fit and proper. We do not see any reason to interfere in the impugned order, which has primarily converted the succession application into a suit. Parties may address the Court for their respective rights which shall be considered in accordance with law.

In view of above, instant High Court Appeal stands dismissed along with listed applications.

**Judge**

**Judge**