

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
High Court Appeal No.7 of 2024
(Ali Muhammad and 5 others Vs. Muhammad Ali & 7 others)

Dated	Order with signature of Judge
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Present:
Mr. Justice Muhammad Shafi Siddiqui
Justice Ms. Sana Akram Minhas

Hearing Case (Priority)

1. For orders on office objection/reply at A.
2. For hearing of main case
3. For hearing of CMA No. 15 of 2014

Dated 09.05.2024

Syed Hassan Jafri Advocate for the Appellants
Mr. Amir Asher Azeem Advocate for the Respondent No.1 to 5

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In a suit for administration one of the properties was auctioned and the co-sharer/co-owner purchased the share of the Appellants. The Appellant's share in the said property is only to the extent of 16% out of the offer of Rs.109,000,000/-, 16% comes out to Rs.17,440,000/-. Perhaps on account of some calculation error an additional amount was deposited and an application for return of this additional amount was filed on 12.10.2023, which was taken into consideration and the additional amount that is beyond 16% of the share of appellant was ordered to be returned.

We do not find any error in the impugned order, the Appellants are entitled to the extent of 16% of the amount offered of the co-owner, which will remain deposited in the best profitable scheme. The appeal as such merits no consideration and is dismissed. The application of appellant for return of 16% which is pending for consideration with the learned Single Judge be heard and decided at the earliest.

JUDGE

JUDGE