

ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI  
C.P. No.S-357 of 2020

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Date	Order with signature of Judge
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For hearing of main case  
29.01.2024

Mr. Mubashir Bashir, Advocate for the petitioner.  
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Despite notice, none has affected appearance on behalf of respondents.

Learned counsel after arguing the matter at length states that he would only press the instant petition to the extent that judgment passed by the Appellate Court to the extent of dowry articles where it has been held that the respondent will pay the value of the gold ornaments at the value existed at the time of marriage. Learned counsel states that in respect of gold ornaments, the Hon'ble Supreme Court of Pakistan in number of cases such as Mst. Ayesha Shaheen v. Khalid Mehmood (2013 SCMR 1049) has held that the value of the gold ornaments should be calculated on the current market value rather than on the date when the marriage was solemnized. Contention raised by the petitioner seems to be the correct state of law. Accordingly, petition is allowed. Judgment of the Appellate Court is modified to the extent that the respondent/defendant is directed to pay equivalent value of the gold ornaments/jewelry per clause 17 of the Nikahnama at the current market rate.

JUDGE

Aadil Arab