

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

First Appeal No.26 of 2023

Saleem Ahmed Khan  
Versus  
Habib Bank Ltd. & others

Date	Order with signature of Judge
------	-------------------------------

1. For orders on CMA 1750/23
2. For orders on CMA 1499/23
3. For hearing of main case.
4. For orders on CMA 1500/23

**Dated: 29.01.2024**

Mr. Abdul Shakoor for appellant.

-.-.-

The subject property was purchased in auction by the appellant 20 years before; sale certificate was issued on 21.10.2003 and it is claimed that the appellant got it registered before Sub-Registrar. Under what law, appellant's counsel is not aware of. Be that as it may, the appellant now i.e. after about 20 years, moved an application before the banking Court for possession of the subject property, title of which he acquired almost 20 years before. This is inconceivable that appellant has treated the banking Court as Civil Court. The appellant purchased the property in auction on 'as is where is basis' and as such application for possession is not maintainable nor the instant appeal. When appellant's counsel was confronted with such facts, he, on instructions, does not press this appeal, which is accordingly dismissed as not pressed along with listed applications.

**Judge**

**Judge**