

Date: _____ Order with signature of Judge _____

- 22.09.2026**

1. This is an application under Order XXIII Rule 3 CPC for compromise, filed by the Appellant [Rana Akhter] and Respondent No.1 [Masood Hussain]. The application is accompanied by separate affidavits of both parties and a Compromise Deed. Today, the Appellant and Respondent No.1 are present in person along with their counsel. They reiterate the contents of the compromise application as well as the Compromise Deed and state that they have entered into the compromise of their own free will, without any pressure, and that they will abide by its terms.

2. The dispute between the parties relates to property No. B-31, Block-2, Gulistan-e-Jauhar, Karachi. According to the application and the Compromise Deed, the parties have settled the matter amicably, and Respondent No.1 has no objection to the acceptance of the present appeal, as both the parties have agreed to transfer the subject property in favour of their children.

3. The terms of settlement, as set out in the application and repeated in the Compromise Deed, are that the subject property shall be transferred in the names of the following legal heirs of the Respondent and the Appellant through registration of an Oral Gift Deed before the concerned Sub Registrar, namely (1) Saqib Masood (Son), (2) Ruba Masood (Daughter), (3) Nirmal Masood (Daughter) and (4) Warisha Masood (Daughter); that the subject property shall be used by these legal heirs only, and they shall make all decisions about it only with the full mutual consent of each other; that neither the Appellant nor Respondent No.1 shall create any third party interest in the subject property, and only the said legal heirs

shall have the right to sell it, and that too jointly with the mutual consent of each other; that after execution of the Oral Gift Deed, the Appellant and Respondent No.1 shall have no right, title or interest in the subject property; that the parties shall not file any appeal or other proceeding before any court against this compromise; and that the dispute stands fully and finally settled, rendering the execution proceedings initiated under the impugned judgment and decree of the learned lower court infructuous. By the Compromise Deed, both the parties further declare that they obtained independent legal advice and that they entered into the compromise voluntarily, without any coercion or undue influence.

4. I have heard the parties and their counsel and gone through the application, the affidavits and the Compromise Deed. Accordingly, CMA No. 442/2026 is allowed and the compromise between the parties is recorded. The impugned judgment and decree of the learned lower Court are set aside, and the present IInd Appeal is disposed of in terms of the compromise application and the Compromise Deed, both of which shall form part of the Decree. Decree be prepared accordingly.

J U D G E

Imran