

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI.
CONST. PETITION No. D-2201 OF 2021

Date	Order with signature of Judge
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For order as to maintainability of petition

15.09.2021.

Barrister Babar for the Petitioner
Mr. Abdul Jalil Zubedi, Assistant Advocate General Sindh
Mr. Ghulam Mohiuddin Asim, Additional Secretary (Admin) and
Mr. Dhani Bux Bhutto, Section Officer (legal), Planning &
Development Department

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Through these proceedings, the Petitioners seek enforcement of certain contractual obligations. Per counsel, since Petitioner's liability has already been determined, as such, petition in hand is maintainable. However, during course of arguments, when counsel was confronted with the prayer clause, whereby, Petitioner is seeking direction for appointment of an auditor by Respondents, to verify the accounts/bills and to pay off the liabilities of the Petitioner, he replied that in order to avoid the highhandedness of NAB or any other antigraft agencies, the Respondents are reluctant to do the needful as such finding no alternate and efficacious remedy the Petitioner has knocked the door of this Court.

We have heard the learned counsel for the Petitioner and also scanned the record which consists of more than thousand pages. Admittedly, the liability, if any, is an outcome of a contractual obligation which cannot be enforced through a writ petition.

In view of above, petition stands dismissed. However, for redressal of their grievance the Petitioners may approach the proper forum, if so advised, subject to law.

CHIEF JUSTICE

JUDGE