

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
CP No.D-7233 of 2021

Raees Khan ...Vs... Government of Sindh & others

Date	Order with signature of Judge
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*BEFORE: Irfan Saadat Khan,
Agha Faisal, JJ*

1. For order on Misc. No.31732/2021 (Urgent/App)
2. For order on office objection No.18.
3. For order on Misc. No.31733/2021 (Exp/App)
4. For hearing of Main Case

17/12/2021:

Mr. Ashiq Muhammad, Advocate for the petitioner.

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Irfan Saadat Khan, J. The instant petition has been filed as the petitioner sought directions from this Court for Respondent No.5 to conduct inquiry against the Respondent No.6 as according to the learned counsel, the Respondent No.6 is involved in some corrupt practices. At the very outset, the counsel was directed to satisfy the Court with regard to the maintainability of this petition, to which he replied that to get an inquiry against a person is a fundamental right as enshrined under Article 199 of the Constitution of Islamic Republic of Pakistan. He was directed to show from Article 199 of the Constitution that any such fundamental right exists under Article 199 which empowers any person to seek such right in respect of conducting inquiry against any person by a High Court while exercising writ jurisdiction. As it is settled proposition of law that under Article 199, this Court ^{can} ~~did~~ not enter into factual controversies, disputed facts/matters or conducting inquiry in respect of certain matters, hence on the face of it this petition is found to be not maintainable. Moreover, from the language used in the instant petition, it is evident that petitioner seems to have some personal grudge against the Respondent No.6, which could also not taken up in a writ petition. This petition therefore is found to be wholly misconceived and not maintainable, hence dismissed in limine, alongwith the listed applications.

JUDGE

JUDGE