

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

Date	Order with signature of the Judge
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Present:

Mr. Justice Muhammad Iqbal Kalhoro.
Mr. Justice Syed Fiaz ul Hassan Shah.

C.P.No.D-1562 of 2013

Muhammad Nadeem Khan Petitioner

Vs.

Province of Sindh & others Respondents.

11.11.2025.

Syed Shafqat Ali Shah Masoomi, Advocates for petitioner
Mr. Javed Raza, advocate for respondent No.3.
Imran Ahmed Khan Abro, AAG.

O R D E R

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MUHAMMAD IQBAL KALHORO J: Claim of the petitioner is that he had participated in a bidding process and purchased a commercial Plot No.1 street Shahrah-e-Khaliq, Sector 1, Haroon Bahria cooperative Housing Society measuring 592 Sq. Yds. According to him, his bid was accepted and he was required to submit 25% of the total price which he did and hence his bid was accepted vide letter dated 30.05.1987. But subsequently Society refused to accept his claim, hence he approached the Registrar. He submits that the Registrar, Cooperative Societies had decided case in his favour but the Society challenged his order before respondent No.2, Provincial Minister Law, Government of Sindh, who has decided through impugned order in favour of the Society. He has placed reliance on the documents available at page 39 onwards.

2. In response to this petition, objections were filed on 20.12.2014 more than 11 years ago. In clear terms, in para No.4, the Society has taken a plea that the documents filed by the petitioner are forged and fabricated. Further, an FIR No.557/2012 was registered against petitioner and his father at P.S. Saeedabad, Karachi, in which Magistrate has declared them as proclaimed offenders.

3. For last 11 years, petitioner has not filed any rejoinder to rebut the claim of forged documents taken up by the Society in objections. More so, it appears that on criminal side an action has been taken by the Society against the petitioner and his father accusing them to have committed forgery in documents. The impugned order shows that this fact has been deliberated in detail and the opinion has been given that the documents relied upon by the petitioner are forged. That fact is further supported by a report dated 10.08.2005 prepared by the Criminalistic Division. In addition, it has been said

in the order that petitioner had failed to show the documents of his membership of the society, the challan issued by the society to deposit the amount etc. Nothing, other than the same documents, has been relied upon by the petitioner here. But as stated above, the genuineness of the said documents is not beyond a suspicion. More so, we cannot in constitutional jurisdiction, decide the same, as it requires evidence. We, therefore, find no merits in this petition and dismiss the same.

The petition stands dismissed alongwith pending application.

JUDGE

JUDGE

A.K