

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C. P. No. D-552 of 2026

Date	Order with signature of Judge
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FRESH CASE.

- 1. For orders on Misc. No.2353/2026.
- 2. For orders on Office Objection No.1 to 3.
- 3. For orders on Misc. No.2354/2026.
- 4. For orders on Misc. No.2355/2026.
- 5. For hearing of main case.

02.02.2026.

Mr. Farooque H. Naek, Advocate for the Petitioner.

1. Granted.

2-5. The Petitioner essentially impugns three Letters, issued by the Ministry of Privatization, Government of Pakistan as far back as 18.09.2024, 16.12.2024 and 27.08.2025, at the request of its auditors, M/s. Crowe Hussain Chaudhary & Co., Chartered Accountants, requesting confirmation as to certain liabilities by way of principal and markup being due and outstanding as of 30th June 2023, 2024 and 2025 respectively, whilst also eliciting a declaration as to the quantum payable.

Having examined the impugned letters, it is manifest that the same neither constitute a decision or a demand so as to give rise to any actionable grievance, and merely call for the Petitioner to clarify its position vis-à-vis the liabilities specified. As it transpires, that has already been done in as much as the Petitioner is said to have responded to the Auditors through its reply dated 01.01.2025, stating its position that nothing stands due on account of the principal and only a sum of Rs.235.42 Million remained payable by way of markup. That was

followed by another letter dated 01.09.2025 reiterating such stance, and a more recent communication dated 19.01.2026 is also said to have been addressed to the Privatization Commission in that regard. Even otherwise, it has been pleaded in the Memo of Petition that the matter stems from a Contract/Agreement entered into between the Respondent No. 2 and the Petitioner on 26.05.1992 for the sale/purchase of 90% of the total paid up capital of Pak China Fertilizers Limited, with the dispute ensuing thereunder having been referred to arbitration, culminating in an Award that was made a Rule of the Court. Execution proceedings are said to be pending before the Islamabad High Court. Hence, all questions as to satisfaction of the decree would fall to be determined in that proceeding. As such, the matter does not present a fit case for issuance of a writ and stands dismissed accordingly, along with the pending Miscellaneous Applications.

JUDGE

JUDGE

MUBASHIR