

**ORDER SHEET
IN THE HIGH COURT OF SINDH
CIRCUIT COURT MIRPURKHAS**

C.P No.S-201 of 2026

DATE	ORDER WITH SIGNATURE OF JUDGE (S)
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1. For orders on M.A No.2979/2026.
2. For orders on office objections.
3. For orders on M.A No.2980/2026.
4. For hearing of main case.

05.10.2026

Mr. Wishan Das, Advocate for the petitioner.

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1. Urgency granted.

2 to 4. Through the instant petition, the petitioner has prayed for the following relief(s):

- a) To direct respondents No.3 and 4 not to cause any harassment to the petitioner and his family members except strictly in accordance with law;
- b) To direct respondents No.2 to 4 to provide lawful protection to the petitioner and his family members; and
- c) To grant any other relief deemed just and proper in the circumstances of the case.

Learned counsel for the petitioner has been heard and the material available on record has been carefully perused.

It appears from the contents of the petition as well as the submissions advanced at the bar that the grievance of the petitioner essentially stems from a dispute between the private parties regarding certain outstanding monetary amounts. The existence of such dispute is apparent from the record and its resolution would necessarily require determination of disputed questions of fact, including the respective rights and liabilities of the parties. Such controversy, being predominantly civil in nature, cannot appropriately be adjudicated upon in the constitutional jurisdiction of this Court.

It is well settled that the extraordinary constitutional jurisdiction of this Court cannot ordinarily be invoked as a substitute for the remedies available under the ordinary law for

recovery or determination of disputed monetary claims or enforcement of contractual/civil obligations. Where adjudication requires recording of evidence and determination of disputed questions of fact, the aggrieved party is required to approach the competent forum having jurisdiction in the matter.

However, the existence of a civil dispute does not confer any authority upon either party, much less upon the police or any other public functionary, to resort to harassment, coercion or any action otherwise than in accordance with law. The official respondents are, therefore, expected to discharge their statutory duties strictly in accordance with law and shall ensure that no unlawful harassment is caused to the petitioner or his family members. At the same time, this order shall not be construed as extending protection to the petitioner against any lawful proceedings, inquiry or action that may be undertaken by the competent authority in accordance with law.

So far as the alleged outstanding monetary amounts are concerned, the petitioner shall be at liberty to avail himself of the appropriate remedy before the competent forum, and any such proceedings shall be decided independently, on their own merits, without being influenced by any observation made herein.

With the above observations, no case for further interference in the constitutional jurisdiction of this Court is made out. Accordingly, the instant petition stands disposed of.

JUDGE

Adnan Ashraf Nizamani