

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH, KARACHI.**  
**C.P.No.S-59 of 2016**

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DATE: ORDER WITH SIGNATURE(S) OF JUDGE(S).

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**HEARING / PRIORITY CASE**

1. For hearing of main case
  2. For hearing of CMA No.252/2016
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**19.10.2016**

Mr. Irfan Elahi Siddiqui, Attorney of the Petitioner is present in person.

Mst. Nighat Yasmeen, Respondent No.3 is present in person.

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Counsel for the Petitioner is called absent; same was the position since last eight months. Mr. Irfan Elahi Siddiqui has affected appearance on behalf of the Petitioner and says that he is the attorney of the Petitioner and voluntarily conceded that he has been evicted and the possession of the property in question has been handed over to Respondent No.3, who is present in Court and confirms the same fact. However, Mr. Irfan Elahi Siddiqui submits that notwithstanding that they are not interested to continue as tenant, but there are certain advances, which were made towards the Respondent No.3, which she needs to return. Mr. Irfan Elahi Siddiqui is explained at length that in the constitutional petition no such benefit could be provided and if there is any grievance, he can approach to the Court of competent jurisdiction for the recovery of any sum due against the Respondent No.3.

The Respondent No.3 is present in person and placed on record a statement, which is taken on record, however, she submits that she is being harassed by the Petitioner and his attorney.

Petitioner and his attorney are cautioned not to take law in their hands or cause any harassment to the Respondent No.3. S.H.O of the area is directed to provide any assistance needed by Respondent No.3 or her family.

In above terms, the instant petition is accordingly dismissed.

Judge

Manzoor