

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
C.P.No.D-782 of 2020

**FRESH CASE**

1. For order on Misc. No.3709/2020
2. For order on office objection no.18
3. For order on Misc. No.3710/2020
4. For hearing of main case.

**07.02.2020**

Mr. Zohaib Manzoor Dall, advocate for the petitioner.

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1. Urgency is granted.
2. Office objection is over ruled.
3. Exemption is granted.
4. It is stated by the learned counsel for the petitioner that the petitioner was a tenant of two Shops as are detailed in his petition, at Zaki Manzil, Baba Wali Darbar Hotel, Saddar Karachi, which was owned by Fayz-e-Hussayni Trust Karachi. It was sold in clandestine way and thereafter he was dispossessed from the shops in his possession by the official respondents at the instance of private respondents. By stating so, he by way of instant petition prayed for constitution of JIT to unearth the fraud allegedly committed in respect of sell of the Trust Property.

We have considered the above arguments and perused the record.

The issue of the dispossession of the petitioner from the shops allegedly in his possession and to determine the status whereof being trust property or otherwise obviously is involving the factual controversy, which could not be resolved by this Court in exercise of its constitutional jurisdiction.

In view of above, the instant petition being misconceived is dismissed in limine leaving the petitioner to exhaust the alternate remedy subject to law.

JUDGE

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