

IN THE HIGH COURT OF SINDH, KARACHI

CP. No. D- 5786 of 2021

Date

Order with Signature(s) of Judge(s)

For hearing of CMA No.31584 of 2021 (Contempt)

14.03.2022

Mr. Muhammad Nishat Warsi, advocate for the petitioner along with the petitioner
Mr. Ali Safdar Depar, AAG
Malik Altaf Hussain, advocate for the respondent / KMC along with Mr. Saeed
Akhtar, Senior Director (Estate) KMC

The instant petition was disposed of vide order passed by this Court on
16.11.2021 with the following direction:

“.....The instant petition stands disposed of as not pressed, along with the pending applications, if any. However, the Senior Director (Estate) KMC is directed to consider the application dated 11.08.2021 filed by the petitioner and to decide the same in accordance with law within fifteen days' time from the date of receipt of this order after providing opportunity of hearing to the petitioner. Let a copy of this order be sent to the Senior Director (Estate) KMC for information and compliance”

Malik Altaf Javed, learned counsel for KMC, has filed a statement on behalf of KMC and submitted that the application of the petitioner could not be entertained in the light of the pendency of Civil Suit No.1516/2021 by and between the parties.

If this is the position of the case, the listed application cannot be stretched further, in a disposed of the matter. Since the order passed by this Court has been complied with, therefore, we do not see any substance in the application to dilate upon further, because of the pendency of the Civil Suit as discussed supra. The petitioner may seek his remedy before the competent court of law.

The listed application stands disposed of in the above terms.

JUDGE

JUDGE