

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

C.P No. D-4747 of 2022

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

Fresh case

1. For order on Misc. No.20174/2022
2. For order on Misc. No.20175/2022
3. For order on Misc. No.20176/2022
4. For hearing of main case.

16.08.2022

Syed Hassan Ali, Advocate for the Petitioner.

1. Urgency granted.
2. Granted subject to all just exceptions.
- 3-4. The Petitioner has invoked the jurisdiction of this Court under Article 199 of the Constitution so as to impugn a letter dated 15.07.2022, addressed by the Administrator Market Committee Karachi to the Senior Superintendent of Police, District Karachi East, regarding verification of ownership of certain shops and affirming that such premises were to be allotted to one Muhammad Aslam, whereas one Qamaruddin Arain claims to be his general attorney. As it transpires, that said Qamaruddin Arain has been impleaded as Respondent No.4 in the present matter and Paras-3 and 4 of the Petition reflect that the petitioner had filed 2 Suits No.1162/2021 & 1163/2021 in the Court of learned IInd Senior Civil Judge, Malir, Karachi for declaration and injunction, in which the Respondent No.4 had filed his written statements wherein he has averred that he has entered into a Sale Agreement dated 11-5-2005 with Mohammad Aslam for the purchase of Shop No.37/A, CAP-C-4, New Sabzi Mandi, Super Highway, Karachi, and that the learned trial Court subsequently rejected the complaints of both suits

vide orders dated 21.04.2022, against which the Petitioner has preferred 2 Civil Appeals No.48 & 49 of 2021 in the Court of Hon'ble District Judge, Malir, Karachi.

Under the circumstances, and where no cause of action has apparently arisen in favour of the Petitioner through issuance of the impugned letter, the Petition stands dismissed *in limine*, along with the pending miscellaneous application.

Judge

Chief Justice

TariqAli/PA