

**ORDER SHEET**  
**THE HIGH COURT OF SINDH, KARACHI**  
C.P. No.D-6518 of 2020

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Date	Order with signature of Judge
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FRESH CASE

1. For order on Misc. No.27952/2020 (Urgent/App)
2. For order on office objection No.1, 18, 26 & 27
3. For order on Misc. No.27953/2020 (Exemption/App)
4. For hearing of main case.

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21.12.2020.

Ms. Khadija Kulsoom, Advocate for the petitioner.

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1. Urgency granted.
- 2-4. Through the instant petition the petitioner is seeking declaration that he may be declared the owner of the property comprising of Plots No.29, 30, 39, 40, Wool Washing Area, Landhi Cattle Colony, Karachi, on the basis of sale agreement dated 02.07.2019. The counsel was asked a question that how this petition is maintainable since firstly how could a declaration with regard to ownership of a property be claimed in a writ petition and secondly how could ownership be claimed simply on the basis of a sale agreement. No plausible explanation of both the questions has been furnished by the counsel, except by saying that the petitioner has purchased the property from the respondent No.7. Be that as it may, we are of the view that the petition is not maintainable as firstly a declaration with regard to ownership, which is a factual controversy and requires evidence and examination of various documents, cannot be made in a writ petition and secondly simply on the basis of a sale agreement ownership rights could not be claimed. The petition, thus, is found to be not maintainable and is dismissed in limine along with listed application.

JUDGE

JUDGE