

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
CP.No.S-348 of 2018

Date	Order with signature of Judge
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1. For hearing of main case.
2. For hearing of CMA No. 1324 of 2018 (Stay).

04th March 2020

Mr. Abdul Razzak, advocate for petitioner.
Mr. Masood Khan Ghory, advocate for respondent No.1.
Mr. Rehan Aziz Malik, advocate for respondent No.2.
Ms. Leela Kalpana, Addl. A.G. Sindh.

Heard learned counsel for the respected parties.

Through instant petition, petitioner who claimed as tenant and brother of petitioner in CP.No.S-1670 of 2017 after order of the rent controller whereby eviction application was allowed, at appellate stage preferred application under Order 1 rule 10 that was dismissed. Subsequently, he challenged the basic order under Section 12 (2) CPC that was also dismissed then he preferred FRA that was too dismissed.

Admittedly petitioner has failed to substantiate the plea that in fact he is the tenant and paying the rent in accordance with law. Perusal of orders passed by both courts below reflect that petitioner has jumped in this litigation to rescue his brother Iqbal without any proof that he has remained tenant or he is depositing the rent. Accordingly, instant petition is dismissed alongwith pending application.

JUDGE

