

# IN THE HIGH COURT OF SINDH KARACHI

Before :

Mr. Justice Muhammad Iqbal Kalhoro  
Mr. Justice Adnan-ul-Karim Memon

**CPNo.D-277 of 2023**

Anwar Ali  
Petitioner: In person

Respondents: Nemo.

Date of hearing  
& Decision: 16.01.2023.

## **ORDER**

**ADNAN-UL-KARIM MEMON, J.** Through this Constitutional Petition, the petitioner is seeking annulment of his termination letter dated 03.05.2021 issued by the office of Administrator Anjuman Hayat-ul-Islam Karachi, inter alia, on the ground that he was appointed as Naib Security Guard on 26.06.2018 and was illegally removed from service on 03.05.2021 due to receiving the unknown envelope, which was assailed in Civil Suit No.967/2021, however, the same was dismissed under Order 7 Rule 11 CPC for want of jurisdiction.

2. Petitioner present in person has contended that it is wrong to suggest that the petitioner is involved in the criminal group of Surjani as no evidence is brought on record. He prayed for setting aside the termination letter dated 03.5.2021.

3. We have heard the petitioner who is present in person and perused the office order dated 03.05.2021 issued by the Administration Anjuman Hayat-ul-Islam Karachi.

4. Anjuman Hayat –ul –Islam Pakistan (Karachi) is a charitable institution registered under the Societies Registration Act, of 1860. The main objective of its establishment was to provide financial, medical, and social assistance to the poor and downtrodden people of the sub-continent, and prima facie the same does not fall within the purview of Article 199(5) of the Constitution, therefore,

the forum chosen by the petitioner to assail the vires of office order dated 03.05.2021 is not proper. Besides, the allegations leveled against the petitioner could not be looked into under Article 199 of the Constitution. On the above proposition of law, the principle has already been settled in the case of Muhammad Ashraf and others vs. United Bank Limited and others (2015 SCMR 911).

5. We are cognizant of the fact that this Court cannot entertain the grievance of the petitioner against a private charitable institution, having no backing of the law, under Article 199 of the Constitution. Consequently, the instant Petition stands dismissed in limine along with the listed applications. However, the Petitioner may avail appropriate remedy as provided to him under the law.

**JUDGE**

**JUDGE**

Nadir\*