

ORDER SHEET

IN THE HIGH COURT OF SINDH AT KARACHI

Constitution Petition No. **D – 1845** of 2024

Date	Order with signature of Judge
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FRESH CASE

1. For orders on Misc. No. 8285/2024.
2. For orders on office objection No. 1 & 2.
3. For orders on Misc. No. 8286/2024.
4. For hearing of Main Case.

19.04.2024:

Mr. Faisal Ahmed A. Memon, advocate for petitioner.

1-4. While confronted the learned counsel for the petitioner as to maintainability of instant petition, which prima facie appears to be totally misconceived and not maintainable as it has been filed against the Order dated 03.12.2021 passed by the District Judge/Model Civil Appellate Court, Thatta in Civil Appeal No. nil of 2021 [*Re: Shoukat Niazi v. Province of Sindh & others*], whereby, the appeal was withdrawn by the appellant, learned counsel for the petitioner could not assist this Court as to maintainability of instant petition, however, submits that the aforesaid appeal was withdrawn by the counsel without proper instructions. This cannot be a valid ground for filing instant petition against the order as referred to hereinabove, whereas, petitioner may avail the remedy as may be available to him under the facts and circumstances of the instant case before the proper forum.

Accordingly, instant petition being misconceived is dismissed in limine alongwith listed applications.

CHIEF JUSTICE

JUDGE

A.S.