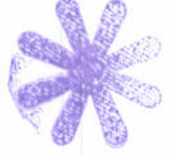


ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
CP No.D-2650 of 2023

Order with signature of Judge

Fresh Case

1. For order on Misc. No.12750 of 2023
2. For order on office obj
3. For order on Misc. No.12751 of 2023
4. For hearing of main case



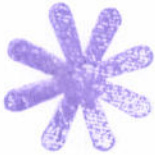
31.05.2023

Mr. Manzoor Hussain Khoso, Advocate for the petitioner

-o-o-o-

- 1]. Urgency granted.
- 2]. Deferred for the time being.
- 3]. Exemption is granted subject to all just exceptions.
- 4]. The petitioner has challenged a notice dated 17.2.2023 impugned in this petition which was consequential to earlier notices which has been challenged before the Commissioner Karachi by way of an appeal u/s 84 of the Cantonment Act. Alongwith the main appeal an application for interim stay was also filed which is pending adjudication. Subsequently impugned notices have been independently challenged without any relief that till such time the appeal is heard and decided no consequential action shall be taken. Since it is not a frame of this petition as to the pendency of the appeal, we are unable to adjudicate this issue, the question in relation to which is in fact pending before the Commissioner Karachi as available at page 71. The petition, as such, is incompetent as a question is subjudice already. The petitioner should avail the remedy at the lowest forum of the hierarchy as provided to them under the law.

Accordingly, the petition being misconceived is dismissed alongwith pending applications.



Mush/ps

JA
JUDGE

JUDGE