

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

CP D 1583 of 2016

DATE	ORDER WITH SIGNATURE OF JUDGE(S)
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1. For orders on CMA No.32616/2016.
2. For orders on CMA No.32617/2016.
3. For hearing of CMA No.7139/2016.
4. For hearing of main case.

25.03.2025

Mr. Muhammad Amir Khan, advocate for the petitioner.
Mr. Muhammad Asif Malik, advocate for the respondent.

Present petition is pending since 2016 wherein final notice of recovery of Cantonment Board has been assailed. The only premise of the petitioner's learned counsel is that the property does not fall in remit of the Cantonment area. All the documents placed on record by the petitioner himself demonstrate that the address falls in the Malir Cantonment. Counsel for the respondent states that even approval plan etc for the petitioner's property have been obtained from Cantonment Board itself. Therefore, no case is made out for permitting the petitioner to abjure its duty in the garb of this petition.

Learned counsel was asked to demonstrate documentation of title to show disconnect with cantonment board, however, he remains unable to do so. Counsel was also confronted as to whether approvals etc for the same property was sought from the Cantonment and once again he remains unable to assist. While the petitioner remains at liberty to demonstrate any territorial exclusion to the Cantonment Board itself, no case is made out for direct recourse to writ jurisdiction. In view of foregoing, petition is dismissed.

Judge

Judge