

THE HIGH COURT OF SINDH, KARACHI

Present:

Mr. Justice Adnan Iqbal Chaudhry
Mr. Justice Muhammad Jaffer Raza

C.P. No. D-5431 of 2025 (Arun Kumar Perwani Vs. Province of Sindh & others)

Petitioner : Through Mr. Rafay Zafar, Advocate.

Date of hearing : 11-11-2025

Date of order : 11-11-2025

ORDER

Muhammad Jaffer Raza, J. - Through instant Petition, the Petitioner seeks a declaration that Report dated 26.11.2024 issued by the Forensic Division (Sindh Police) be declared as null and void.

Briefly the facts pertaining to the instant Petition are that the Petitioner who is a tenant, is embroiled in a rent dispute with Respondent No. 7 wherein, he is contesting a case for ejection preferred by the noted Respondent under Section 15 of the Sindh Rented Premises Ordinance, 1979 (“**The Ordinance**”). Learned Counsel has stated that he has also filed an application under Section 12 of the Ordinance. Learned Counsel has argued that in order to effectively adjudicate the dispute between the respective parties before the learned Rent Controller, the Petitioner preferred an application under Article 164 of the Qanun-e-Shahadat Order, 1984 (“**The Order**”). The said application according to the Petitioner was granted vide order dated 06.11.2024 whereby, the mobile phone in the possession of the respective parties was directed to be sent for forensic analysis. Thereafter, in compliance of noted order dated 06.11.2024 the mobile phone was provided to the office of the learned Rent Controller and subsequent to the same, the Impugned report was generated. The Impugned report stated that the

extraction report of mobile phone cannot be generated as the same had expired back in 2017. Thereafter, the Petitioner moved a subsequent application on 06.02.2025 seeking further directions from the Rent Controller to transmit the mobile phone to the Cyber Crime Wing of the Federal Investigation Agency. The said application was dismissed vide order dated 10.10.2025 by the learned Rent Controller.

The Petitioner through the instant Petition is seeking a declaration against the Impugned report which was presented and finalized on 26.11.2024. Learned Counsel was specifically confronted as to whether the order dated 10.10.2024 was impugned at any forum by the Petitioner. The answer to that query was in the negative and it was frankly conceded by the learned Counsel that the noted order has attained finality. In light of the same, we are not inclined to issue notices in the instant Petition and the same is dismissed in limine.

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