

THE HIGH COURT OF SINDH KARACHI

Present:

Mr. Justice Adnan Iqbal Chaudhry

C.P. No. S – 532 of 2026

[Ahmed Karim Soomro versus Habibullah and others]

Petitioner : Ahmed Karim Soomro through his
legal heirs through Mr. S.M. Ishrat
Ghazali, Advocate.

Date of hearing : 25-05-2026

Date of decision : 25-05-2026

ORDER

Adnan Iqbal Chaudhry J. – 1] Urgency granted. 2-4] Petitioner prays for a *writ* against order dated 13-05-2026 passed by the IXth Additional District Judge, Karachi (East) dismissing First Rent Appeal No. 76/2026 against order dated 04-05-2026 passed by the Vth Rent Controller, Karachi (East); whereby, the Rent Controller allowed execution application filed by the Respondent No.1 to eject the Petitioner by *writ* of possession.

2. In the first round, Rent Case No. 469/2017 filed by the Respondent No.1 against the Petitioner's father namely; Ahmed Karim Soomro (tenant) was allowed ex-parte on 28-04-2018. The said tenant then filed an application under section 12(2) CPC, which was dismissed on 23-01-2019. The tenant further filed First Rent Appeal No. 44/2019, which too was dismissed on 30-10-2019. The matter was further agitated by the tenant by way of C.P. No. S – 1237/2019, which also failed and was dismissed on 30-10-2023 with the cost of Rs.300,000/- on the Petitioner. The Petitioner's leave to appeal was then made to the Supreme Court of Pakistan, again dismissed. It was in the aforesaid facts that the Rent Controller allowed the execution application and issued a *writ* of possession ejecting the Petitioner.

3. The Petitioner has now initiated a second round of litigation by way of an application under Section 22 of the Sindh Rented Premises Ordinance, 1979 challenging the ex-parte ejectment order dated 28-04-2018, which was accordingly dismissed by the Rent Controller and then by the District and Sessions Judge, Karachi (East) vide orders dated 04-05-2026 and 13-05-2026 (impugned orders). The ground now being taken for a second round of litigation has already been considered in the previous litigation. No further *writ* lies when the Petitioner has exhausted remedies up to the Supreme Court of Pakistan. Petition is therefore dismissed as not maintainable.

JUDGE

SHABAN*