

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C. P. No. D-6245 of 2022

Date	Order with signature of Judge
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FRESH CASE.
1. For orders on Misc. No.26580/2022.
2. For orders on Misc. No.26581/2022.
3. For hearing of main case.

09.03.2026.

Syed Ovais Ali Shah, Advocate for the Petitioner.

The Petitioner has invoked the jurisdiction of this Court under Article 199 of the Constitution, assailing the reporting of its name on the eC.I.B. As it transpires, the matter was filed as far back as 2022 and not pursued since, hence has only come up for the first time in Court today. Learned counsel for the Petitioner sought to argue that an opportunity of hearing ought to have been provided to the Petitioner prior to such steps being taken, and placed reliance on a Judgment of a learned Division Bench of this Court in the case reported as Sukkur Beverages Private Limited vs. Federation of Pakistan 2020 CLD 110. However, as matters stand, the aforementioned Judgment is distinguishable inasmuch as it dealt with a situation where there was no demonstrable agreement recording the relationship as Financial Institution and Customer within the contemplation of the Financial Institutions (Recovery of Finance) Ordinance, 2001. Even otherwise, that judgment was considered by another Division Bench of this Court in the Judgment made on 19.04.2021 in C. P. No. D-4106/2019 and connected matters, where it was held that the argument as to notice being required prior to reporting in terms of the SBP’s Circular was a matter falling within the remit of the Banking Mohtasib. Under such circumstances, the Petition stands dismissed, alongwith all pending Miscellaneous Applications.

JUDGE

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