

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

CP No. S-25 of 2025

Date	order with signature of Judge
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Fresh case.

1. For orders on office objections.

2. For orders on CMA No. 228/2025

3. For hearing of main case.

14th April, 2025

Mr. Muhammad Rafique, Advocate for petitioner.

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Brief facts of the case are as follows:

The Respondent No.1 filed rent application bearing No. 105/2022 against the Respondent/tenant. The same was allowed vide order dated 26.05.2022 passed by the learned Rent Controller No. VII, Karachi West. Thereafter, an application was moved under section 12(2) CPC and the same was dismissed and that order was challenged in FRA No.29 of 2022. It is noted that the order dated 26.05.2022 was not impugned and the order passed on the application under section 12(2) CPC was challenged before the Appellate court in the above-mentioned FRA.

It is noted that ironically on filing of the said FRA counsel for the Petitioner himself sought time to vacate the premises. The time sought was three months. Learned Appellate Court directed the Petitioner to hand over possession of the tenement to Respondent No.1 on 30.05.2023. Learned counsel for the Petitioner upon query has specifically stated that tenement has been handed over to the Respondent, however for reasons best known to him wishes to proceed with the instant petition to set aside a decree passed against him in a civil suit.

It is evident that the said decree, if at all, is not the subject matter of the instant petition. The instant petition is without merit and is dismissed in limine.

JUDGE

M.Tahir/PA.