

ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI

**C.P.No.D-2182 of 2018**

Date	Order with signature of Judge
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Priority

- 1.For hearing of Misc.No.1050/2018
- 2.For hearing of Misc.No.1051/2018
- 3.For hearing of Misc.No.9411/2018
- 4.For hearing of main case.

**10-05-2018**

Mr.Marroof Hussain Hashmi, Advocate for the Petitioner.  
Mr.Muhammad Vawda, Advocate for the Respondent Nos.4  
and 7  
Mr.Asim Mansoor, D.A.G.

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In fact this petition has been moved for restraining the respondent Nos.4 and 7 from broadcasting any defamatory/libelous news against the petitioner on Saama T.V. Channel. Admittedly, the respondent Nos.4 and 7 are not amenable to the writ jurisdiction. However, it appears that in order to maintain this petition the petitioner has made party to Federation of Pakistan, Ministry of Information as well as PEMRA. Instead of filing suit under the provisions of Defamation Ordinance, 2002, the petitioner has filed this constitution petition. The petitioner could have also availed the remedy of filing a complaint to the Councils of Complaints constituted under the PEMRA laws, where the cognizance could have been taken and order could have been passed.

Learned counsel for the respondent Nos.4 and 7 pointed out that petitioner has already served a notice on 17.3.2018 keeping in mind the provisions of Section 8 of the Defamation

Ordinance, 2002, which is available at page-21 of the court file.

After arguing at some length, learned counsel for the petitioner agrees to file suit for injunction and damages under the provisions of defamation Ordinance, 2002, however, he requests that at least 15 days may be allowed to file appropriate proceedings and in the meanwhile, SAAMA T.V. may be restrained not to telecast any defamatory/libelous material or news against the petitioner. Learned counsel for respondent Nos.4 and 7 agrees to this proposal. The petition is disposed of along with pending applications accordingly.

Judge

Judge

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