

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH, KARACHI**  
**C.P.No.D-4074 of 2018**

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**Date**

**Order with signature of Judge**  
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- 1.For order on Misc. No.18382/2018.
- 2.For order on office objection No.2&27.
- 3.For order on Misc. No.18383/2018.
- 4.For order on Misc. No.18384/2018.
- 5.For hearing of Main Case.

**24.05.2018**

Mr. Gul Hassan Baloch, Advocate for the Petitioner.

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Since in this case disputed questions of facts are involved, so we raised a query to the learned counsel for the petitioner as to how this petition is maintainable, he pointed out that the same petitioner is also complainant in FIR No.18/2018 lodged at P.S. Kalakot, Karachi under Sections 420/406/34. Basically the petitioner claims the ownership of Suzuki Cultus BJQ-902. In the same dispute the respondent No.9 on behalf of respondent No.7 has filed an application under Section 516-A Cr.P.C. before the Vth Judicial Magistrate, Karachi, South for return of vehicle. The learned counsel submits that application is pending and being complainant he is defending such application but no order has been passed so far. In this petition virtually the dispute of ownership is involved which can only be resolved by the civil court. After arguing at some length, the learned counsel for the petitioner agrees to institute appropriate proceedings in the civil court for the declaration of alleged title. Petition is dismissed as not pressed accordingly alongwith pending applications.

Judge

Judge

Asif

