

ORDER SHEET

IN THE HIGH COURT OF SINDH AT KARACHI

C.P. No. D- 1706 of 2017

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DATE

ORDER WITH SIGNATURE(S) OF JUDGE(S)

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FRESH CASE.

1. For orders on office objections No.1.
2. For orders on Misc. No. 8772/2017
3. For orders on Misc. No. 8773/2017
4. For hearing of main case.

13.12.2018.

None present for the petitioner.

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The petitioner has sought declaration that he is lawful lease holder of 23.5 Acres of land from compartment No.12 of Bao Purandas forest from 01.01.2015 to 31.12.2017 and Special Auction Notice dated 07.3.2017 is misconceived and unlawful. Whether the petitioner was lessee or not, this cannot be decided in the petition as it is well settled proposition of law that disputed question of facts cannot be decided in the writ jurisdiction. In this case proper course of action in our view was to file a civil suit to protect the lease holder right, if any, rather than to file this petition. Petition is dismissed.

Judge

Judge