

**ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI**

C.P. No.D-2532 of 2019

DATE	ORDER WITH SIGNATURE OF JUDGE(S)
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**Present:**

Mr. Justice Muhammad Ali Mazhar

Mr. Justice Agha Faisal

Tayyaba Auto Recovery Services.....Petitioner

Versus

Federation of Pakistan & Others.....Respondents

1. For orders on CMA No.11283/2019.
2. For order on office objection No.1 & 18.
3. For orders on CMA No.11284/2019.
4. For hearing of main case.

17.04.2019

Mr. Muntazar Mehdi Samo, advocate for the petitioner.

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**Muhammad Ali Mazhar, J.:** It is, inter alia, contended that the petitioner had entered into an agreement with J.S. Bank Limited as an agent for the purposes of repossessing the hypothecated motor vehicles on behalf of the J.S. Bank Limited in the event of default by the customers under JS Bank financing agreements. Learned counsel submits that all of sudden the respondent Nos.6 to 9 stopped payment to the petitioner who are all the private persons and officials of the J.S. Bank Limited in different capacities. Through this petition the petitioner wants directions against the private respondents No.6 to 11 to pay the outstanding amount to the petitioner which till to date has allegedly recovered 37 motor vehicles and as per agreement they have not been paid their agreed charges. No writ can lie against the respondents No.6 to 11 who are private persons. Moreover, the contractual dispute cannot be resolved in writ jurisdiction when the petitioner himself admitted to have worked as an agent of the J.S. Bank Limited. The dispute for any alleged cause of action can be resolved in the civil suit, therefore, the instant petition is dismissed in limine.

JUDGE

JUDGE

Khuhro/PA

