

ORDER SHEET

IN THE HIGH COURT OF SINDH, KARACHI
C.P. No.D-6215 of 2016

Date Order with signature of Judge

Present

Mr. Justice Muhammad Ali Mazhar.
Mr. Justice Adnan Iqbal Chaudhry.

Aneel Kumar.....Petitioner

Versus

Federation of Pakistan & others.....Respondents

- 1.For hearing of CMA No.30130/2016
- 2.For hearing of main case.

06.09.2018

None present for the Petitioner.
Mr. M. Zahid Khan, Assistant Attorney General.

Muhammad Ali Mazhar, J: This matter was called twice but neither the petitioner nor his counsel appeared. In fact the petitioner has alleged that he was allotted Suite No.50 in the Federal Officers Hostel, Garden Road, Karachi at the rate of Rs. 235 per day. The initial rate of rent was only Rs. 40 which was increased by the respondent No.1 from time to time. Lastly the rate of rent was enhanced up to Rs. 350/- which has been challenged by the petitioner through this petition. On 16.11.2016 the learned Division Bench of this court suspended the impugned demand notice subject to furnishing surety by the petitioner equivalent to the amount of Rs. 71,620/- with the Nazir of this court within three days. Since no report of

Nazir was available on record to show whether this amount was deposited or not, therefore, we directed the learned Nazir to submit the report. The Deputy Nazir submitted the report today in which it is stated that the order dated 16.11.2016 has not been complied with and no amount has been deposited. A bare look to the memo of petition, it is clear that the petitioner has raised disputed question of facts which cannot be resolved through constitutional petition. The petitioner has also failed to comply with the order dated 16.11.2016 despite laps of considerable period of time, therefore, this petition is dismissed alongwith listed application.

JUDGE

JUDGE

Aadil Arab

