

ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI

**C.P Nos.S-536, 537, 538, 539 and 540 of 2013**

| Date | Order with signature of Judge |
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**18.10.2018**

Mr. Muhammad Idrees Alvi, advocate for Petitioners.  
Mr. Raja Muhammad Ashraf, advocate for respondents.

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All these constitution petitions were hinged on the question of maintainability of the rent cases. The Petitioners have raised only one question that the Respondents have somewhere admitted that the person who has filed the rent cases was authorized. Therefore, finding of the appellate Court that no resolution of the Trust was filed alongwith the rent application to show that the Trust has complied with the requirement of law was incorrect. The appellate Court has elaborately discussed the point of law that the rent case was not filed by the proper person duly authorized. This objection was raised on the first instance by the Respondent. Despite the fact that the Respondent has taken plea of maintainability in written statement, the petitioners have not offered any explanation that why the rent cases were filed without proper authorization. The learned appellate Court has also relied on the case reported in **PLD 1999 Karachi 260**. The case referred in the Judgment which fully reflects legal position and learned counsel for Petitioners has not been able to distinguish the case law.

These petitions being against the finding of appellate Court on the sole point of law which has been rightly decided by the courts below, therefore, the same are dismissed alongwith pending application(s).

JUDGE