

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P. No.D-4733 of 2020

Date

Order with signature of Judge

Fresh Case

- 1.For order on CMA No.20849/2020.
- 2.For order on CMA No.20061/2020.
- 3.For order on CMA No.20062/2020.
- 4.For hearing of main case.

09.10.2020

Mr. Izharul Haq, Advocate for the Petitioner.

1. Urgency granted.
2. Exemption granted subject to all just exceptions.
3. Basically the learned counsel for the petitioner argued that the petitioner was joint venture partner with M/s. Outdoor Unlimited and he also pointed out the minutes of technical bid meeting available at page 29 with the grievance that M/s. Outdoor Unlimited submitted the tender documents with the joint name of the petitioner but the petitioner had no such information nor they attended any financial or technical bid meetings nor signed the attendance sheet. The factual dispute between the two joint venture partners cannot be decided in the writ jurisdiction and if any fraud or misrepresentation has been committed, the appropriate remedy is available to the petitioner to invoke. The gist of the petition and prayer clauses require full-fledged evidence before taking any further action which is not possible in the writ jurisdiction. After arguing at some length, the counsel for the petitioner agrees to avail appropriate remedies in accordance with law. Petition is dismissed alongwith pending application.

Judge

Judge

