

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P No. D-4437 of 2020

DATE: ORDER WITH SIGNATURE(S) OF JUDGE(S).

Fresh case.

1. For orders on CMA No.24260/2020
2. For orders on CMA No.18708/2020
3. For orders on CMA No.18709/2020
4. For hearing of main case.

17.11.2020

Mr. Muhammad Amin, advocate for the Petitioners.

1. Urgency granted.
 2. Granted subject to all just exceptions.
- 3&4. The Petitioners have invoked the jurisdiction of this Court under Article 199 of the Constitution, espousing a grievance as against certain unauthorized construction said to have been carried out by the Respondent No.6 atop the 4th Floor of a Building known as Haroon Center, situated on Plot No. 20, Sheet No. MR-2 Market Quarters, Marriot Road Karachi (the “Building”), as well as registration of certain sub-leases in respect of Office Nos. 501, 502 & 503 on the 5th Floor of that Building, which they contend do not exist. From a perusal of the Petition, it transpires that the Petitioners evidently lack *locus standi* in the matter, as in Para-2 they have described themselves as “working as watchman in the Haroon Center and Residing in a temporary constructed room situated at Roof Top on the forth floor” of the Building. Furthermore, Para-5 of the Petition reflects that Criminal Complaint No.731 of 2020 has been filed by the Respondent No.6 against the Petitioners in the Court of the Sessions Judge, Karachi (South) under Sections 3, 4 & 5 of the Illegal Dispossession Act, 2005 in relation to the very same offices. Under such circumstances, over and above the lack of *locus standi*, the overall dispute between the private Respondent No.6 and the

Petitioners is even otherwise evidently of a factual nature. On both scores, the Petition is not maintainable, and is accordingly dismissed *in limine*, alongwith the listed application.

JUDGE

JUDGE

TariqAli/PA

