

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P No. D-4592 of 2022

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

1. For orders on Misc. No.19961/2022
2. For orders on Misc. No.19962/2022
3. For hearing of main case.

16.08.2022

Petitioner Samira Mahamadi in person.

The Petitioner has invoked the jurisdiction of this Court under Article 199 of the Constitution seeking the closure of a wine shop being operated within the precincts of Phase 1, DHA, Karachi. It has been stated that the license granted in respect of the shop is contrary to the Cantonment Act and underlying lease conditions of the premises. However, the proprietor(s) of the shop in question have not been made party to the proceedings. Furthermore, as it transpires, the Petitioner had already filed C.P No. D-306 of 2020 before this Court seeking closure of the same shop, which was disposed of by a learned Divisional Bench of this Court while observing that proceedings on a broader plane as to the subject of wine shops in the Province in general, including the particular shop in question, were pending before the Hon'ble Supreme Court. The documents filed with the present Petition reflect that an intervener application has already since been filed by the Petitioner before the Apex Court. Under the circumstances, there is no scope for a repeated challenge before this Court. As such, we had dismissed the Petition vide a short order made in Court on 15.08.2022.

Judge

Chief Justice