

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

C.P No.D-6459 of 2020

Date	Order with signature of Judge
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Fresh Case:

1. For orders on Misc. No.27776/2020 (Urgent/ App)
2. For order on office objection No.02 & 25.
3. For order on Misc. No.27777/2020 (Exemption/ App)
4. For order on Misc. no.27778/2020 (Stay/ App)
5. For hearing of main case.

18.12.2020.

Syed Muhammad Akbar, Advocate for the petitioner.

1. Urgency granted.
- 2-5. Counsel for the petitioner states that the petitioner is the legal and lawful owner of House No.R-03, Sector 5-B, measuring 120 square yards, situated at Scheme No.41, Surjani Town, Karachi, however the respondents No.7 & 8, who are private persons, have forcibly taken possession thereof from the petitioner and are raising construction thereon, hence the petitioner seeks initiation of criminal action as well as restoration of possession. On the face of it this petition is not maintainable as the matter seems to entail a private dispute between the petitioner and the respondents No.7 & 8. Moreover, if the petitioner has illegally been dispossessed, his remedy is to adopt the legal procedure as available to him by way of a civil suit or under the Illegal Dispossession Act and if the respondents have otherwise acted in a criminal manner, for that also remedy is available to him under the relevant law. However, the instant petition is not maintainable, hence the same is dismissed in limine alongwith the listed applications.

JUDGE

JUDGE