

**IN THE HIGH COURT OF SINDH,
AT KARACHI**

Present:

Ahmed Ali M. Shaikh, CJ
Yousuf Ali Sayeed, J

C. P. No. D-7805 of 2022

Petitioner : Abdul Qadeer through Muhammad
Qurban Jiskani, Advocate.

Date of hearing : 21.12.2022

ORDER

YOUSUF ALI SAYEED, J - The Petitioner has invoked the jurisdiction of this Court under Article 199 of the Constitution seeking that the directions be issued for staying the proceedings in Family Execution No.01/2020 pending before the XXXth Family Judge East, Karachi for satisfaction of the Judgment & Decree dated 21.10.2019 rendered against him in Family Suit No.2720 of 2019, and for the funds of the Zakat and Ushr Department and the Bait-ul-Maal to be utilized so as to satisfy the Decree.

However, a perusal of the pleadings reflects the same to be bereft of any mention of the Judgment and Decree having been challenged by any means before any forum and it has merely been stated that as “the Petitioner is doing no work and as such he has become hand to mouth and unable to pay such decretal amount”. Furthermore, no mention has been made of any insolvency proceedings having been initiated.

Under the circumstances, the Petition is found to be misconceived and while granting the application for urgency we hereby dismiss the same *in limine* along with the other pending miscellaneous application.

JUDGE

CHIEF JUSTICE