

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

C.P No. D-5076 of 2022

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

Fresh case

1. For order on Misc. No.21662/2022
2. For order on office objection No.11, 18, 19 & 27.
3. For order on Misc. No.21663/2022
4. For order on Misc. No.21664/2022
5. For hearing of Main Case.

02.09.2022

Mr. Zahid Ali Maitlo, Advocate for the Petitioner.

YOUSUF ALI SAYEED, J. The Petitioner has invoked the jurisdiction of this Court under Article 199 of the Constitution impugning the Order dated 26.03.2022 made by the Additional District Judge-VI/Model Civil Appellate Court-Ext., Karachi (Central), dismissing Civil Revision No.09 of 2022 preferred against the order dated 25.01.2022 made by the VIIIth Senior Civil Judge / Assistant Sessions Judge & Rent Controller Karachi (Central) in Civil Suit No.1229 of 2015, where the auction sale of the suit property was put up for confirmation on 08.02.2022.

On query posed, learned counsel for the Petitioner conceded that the sale had since been confirmed. Furthermore, we have observed that whilst the Civil Revision was dismissed on the date above-mentioned, the certified copy of the Order was applied for as belatedly as 31.08.2022, with the same then being supplied and the Petition being filed on that very date. No plausible explanation has been forthcoming to account for the delay.

Learned counsel nonetheless sought to argue that the property had been sold for a value that was far less than the valuation prepared by the Nazir. However, when asked as to whether the Petitioner was ready to purchase the property for even three-quarters of the amount of such valuation, he could only answer in the negative. Under the given circumstances, no case for interference stands made and while granting the application for urgency, we hereby dismiss the Petition in *limine* along with the other pending miscellaneous applications.

JUDGE

CHIEF JUSTICE