

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

C. P. No. D-3713 of 2022

Present:

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

Imran Ahmed Qureshi.....Petitioner

Versus

Principal S.M. Govt. Law College and others.....Respondents

Kaleemullah Shaikh, Advocate, for the Petitioner. Fareed Ahmed Dayo, Principal, Sindh Muslim Government Law College, Karachi. Ameeruddin, Advocate, for the University of Karachi.

Date of hearing : 26.01.2023.

ORDER

YOUSUF ALI SAYEED, J. - The Petitioner has invoked the jurisdiction of this Court under Article 199 of the Constitution, asserting a claim of admission to the 3-year Bachelors of Law Program at the Sindh Muslim Law College, Karachi, with it being prayed as follows:-

- “1. To respondent No.1 to issue college Card and accept the admission form of the petitioner for LLB 3 years Part II examination as per notification annexed as “C”.
2. To direct the respondents No.2 to 4 to issue the Enrollment Card of the petitioner and to issue the First Year mark sheet which is yet to be announced by the respondent University.
3. To allow the petitioner to appear in the examination of LLB Part II alongwith any supplementary paper of the first year (if any).
4. Any other relief which this Honourable Court may deem appropriate.”

2. However, as it transpires nothing conclusive has been placed on record by the Petitioner to establish that he was granted admission by the Respondent No.1, being the concerned law college. On the contrary, the para-wise comments of said Respondent categorically deny the assertion, with it being stated unequivocally that “The Petitioner was never admitted for taking examination of LL.B Part-II (Three Year Program)”. Furthermore, the comments go on to explain that:

“The Petitioner without admission with the Respondent No.1 somehow managed to deposit of Rs.2,000/- (Rupees Two Thousand only) being fees of examination form. However, without obtaining admission such examination form cannot be obtained. It is further vehemently denied that Petitioner neither submitted admission form nor fees thereof with Respondent No.1.”

3. When called upon to show that the examination fee had been deposited in the capacity of an admitted student or that the same had been validly paid into an official account, learned counsel for the Petitioner submitted that it had been paid in cash to an employee of the college. Needless to say, that scarcely constitutes a valid payment or serves to create any right on favour of the petitioner *sans* fulfilment of the relevant formalities leading up to admission.
4. Under the given circumstances, we see no force in the Petition and dismiss the same accordingly.

JUDGE

CHIEF JUSTICE

Karachi.
Dated: