

ORDER SHEET  
**IN THE HIGH COURT OF SINDH AT KARACHI**  
**C.P. No.D-5726 of 2023**

Date

Order with signature of Judge

FRESH CASE:

1. For order on CMA No.26693/2023 (Urgent).
2. For order on office objection No.11.
3. For order on CMA No.26694/2023 (Exemption).
4. For hearing of main case.

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**Dated: 4<sup>th</sup> December 2023**

Mr. Altaf Ahmed Shaikh, Advocate for Petitioner.

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1. Urgency granted.
2. Learned counsel for the petitioner undertakes to comply with office objection before the next date of hearing.
3. Exemption granted subject to all just exceptions.
4. Through instant Constitutional Petition, the petitioner has prayed for directions to the respondents regarding release of his bill and outstanding dues with regard to the contract awarded to him. However, record shows that liability of the petitioner appears to have not been duly admitted, moreover a contractual liability and the recovery of any amount cannot be sought by filing a Constitutional Petition, whereas, if, any aggrieved person is required such recovery, who may approach the relevant authority or the competent Court of Civil jurisdiction for the recovery of the amount, if any, outstanding against the respondents.

Accordingly, instant Constitutional Petition is misconceived, which is hereby dismissed in limine alongwith listed application. However, the petitioner will be at liberty to approach the relevant authority for the recovery of the amount, if any, outstanding against the respondents, which being government department shall consider the request of petitioner in accordance with law and may not create any unnecessarily hindrance for the release of the admitted liability of the petitioner, if any.

**ACTING CHIEF JUSTICE**

**J U D G E**