

**ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI**

C.P. No.D-988 of 2023

Shahid Iqbal  
Versus  
Mumtaz Ahmed & others

<b>Date</b>	<b>Order with signature of Judge</b>
-------------	--------------------------------------

1. For orders on Misc. No.977/24
2. For orders on Misc. No.18956/23
3. For orders on Misc. No.18957/23
4. For orders on Misc. No.4644/23
5. For hearing of main case.

**Dated: 17.01.2024**

Mr. Shafiq Ahmed for petitioner.

-.-.-

Counsel was given an opportunity to show a piece of evidence which was not read and/or misread, he failed. Counsel was then asked when was the petitioner dispossessed, he remained quiet. He has not been able to read any piece of evidence which if have gone through by the two Courts below, the position would have been otherwise. The jurisdiction under article 199 of Constitution of Islamic Republic of Pakistan, 1973 could only be invoked if the jurisdiction vested upon the two Courts have not been exercised or the jurisdiction exercised was not vested in them. None of these is the case of the petitioner. This petition thus is not a remedy. Since petitioner is unable to establish any jurisdictional defect, in fact he himself has surrendered to the jurisdiction when he filed the suit. In the circumstances, since the petition is not a remedy it is accordingly dismissed along with listed applications.

**Judge**

**Judge**