

ORDER SHEET
THE HIGH COURT OF SINDH AT KARACHI

C.P No.D-4329 of 2024.

Date: Order with signature(s) of the Judge(s)

Fresh Case.

1. For Orders on Misc. No.19149/2024.
2. For Orders on Misc. No.19150/2024.
3. For Hearing of Main Case.

12th September, 2024.

Mr. Aijaz Farooq advocate for the Petitioners.

1. Urgency granted.
2. Exemption application is granted subject to all just exceptions.
3. Petitioner has prayed that:

- "i. To direct the Respondent No.2 & 3 to take the legal action against the Respondent No.1 according to law.*
- ii. To direct the Respondent No.2 to remove all the illegal / irregular installation installed by the Respondent No.1 due to which the Petitioner and her family suffering & depriving from their basic rights of fresh Air, Sun Light, specially privacy.*
- iii. To restrain the Respondent No.1 from any illegal act, due to which the Petitioner and her family suffering huge mental torture and agony.*
- iv. To appoint the Nazir of this Hon'ble court to ascertain the true facts and submit his report.*
- v. Any other relief [s] which this Hon'ble Court may deem fit and proper".*

While examining the contention and arguments raised by counsel it is manifest that this case pertains to easement act. Accordingly, Petitioner has right to approach civil court which is ultimate court to decide the issue.

In view of above, instant petition is disposed of.

JUDGE

JUDGE