

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

Suit 380 of 1991

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<b>Date</b>	<b>Order with signature of Judge(s)</b>
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For orders on commissioner report dated 23.04.2024

**30.09.2024**

Syed Ahsan Raza, advocate for the plaintiff  
Mr. Ali Safdar Depar, Assistant Advocate General

This is a civil suit between Government of Pakistan and Government of Sindh. *Prima facie*, jurisdiction in such regard vests exclusively with the Supreme Court, per Article 184 of the Constitution:

*184. (1) The Supreme Court shall, to the exclusion of every other court, have original jurisdiction in any dispute between any two or more Governments.*

On the last date, counsel was put on notice to satisfy as to the maintainability hereof. However, he remained unable to do so. Reliance was placed upon 2003 SCMR 563 (*Pakistan Railways vs. Karachi Development Authority and others*), however, such reliance is misconceived as the edict pertains to a dispute between Pakistan Railway & KDA; the same cannot be equated with the suit between the Federation and a Province.

In exercise of Order VII rule 11(d) CPC, this suit is found to be barred by law (being Article 184 of the Constitution), hence, the plaint is rejected.

Judge

Amjad