

ORDER SHEET
**HIGH COURT OF SINDH CIRCUIT COURT,
HYDERABAD**

C.P No.S-455 of 2024

DATE	ORDER WITH SIGNATURE OF JUDGE
1.	For orders on M.A No.1256/2024
2.	For orders on office objection(s)
3.	For orders on M.A No.1257/2024
4.	For orders on M.A No.1258/2024
5.	For hearing of main case

25.10.2024

Mr. Aamir Iqbal Memon, advocate for Petitioner

1. Granted.
2. Deferred.
3. Granted subject to all just exceptions.

4&5. The Petitioner has invoked the jurisdiction of this Court under Article 199 of the Constitution so as to impugn the Order made by the IVth Additional District Judge/MCAC Shaheed Benazirabad on 30.09.2024, dismissing the Application under Order 1 Rule 10 CPC filed by the Petitioner in First Rent Appeal No.02 of 2024, whereby he sought his joinder as a party on the strength of a Sale Agreement. However, as observed by the Appellate Court, the Petitioner had earlier filed a similar application before the Court of 2nd Senior Civil Judge/Rent Controller Nawabshah in the underlying Rent Application bearing No.06 of 2023, which was dismissed on 18.05.2024, with that Order remaining unchallenged. Furthermore, he had earlier filed Constitutional Petition No.S-102 of 2024 before this Court assailing an Order made on 09.01.2024 in the aforementioned rent case, which came to be dismissed on 05.04.2024, with it being observed that the Sale Agreement *per se* did not confer any *locus standi* so as to admit to a challenge on his part in the rent proceedings. Under such circumstances, this Petition is found to be misconceived and stands dismissed *in limine* along with the pending miscellaneous application.

JUDGE

Sajjad Ali Jessar