

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

Cr. Rev. Appl. No.44 of 2020

Date	Order with signature of the Judge
------	-----------------------------------

For order as to maintainability of this revision application.

15.10.2024.

Mr. Abdul Nabi Joyo, Advocate for applicant.

Ms. Amna Ansari, Addl. P.G.

Mr. Hussain Bux Saryo, advocate for respondents No.2 to 9.

=

MUHAMMAD IQBAL KALHORO J: Applicant filed a complaint under illegal Dispossession Act against respondent No.1, who is owner of the property whereas the applicant was tenant. He has alleged that on 07.07.2018 at 11.00 p.m. respondent No.1, owner of the property along with other respondents illegally dispossessed him from Plot No.634 street 10 Sector A admeasuring 80 Sq. Yds. During pendency of the complaint, relevant enquiries were conducted to verify possession of the applicant but all the reports came in negative. It was reported that applicant was tenant and he had already filed a civil suit for perpetual injunction against respondent No.1 in the civil court but when he was allegedly dispossessed, he did not even report the matter to the civil court. Respondent No.1 on the other hand is undisputed owner of the property. Learned trial court while dismissing the complaint has specifically mentioned that applicant has failed to establish factum of his possession by examining any witness in this regard or giving a list of articles which he alleges were taken away by respondents.

2. I have heard the parties. Learned counsel for applicant has reiterated the above facts and has pointed out no illegality in the impugned order which in view of above facts and circumstances does not warrant any interference. Accordingly, this revision Application is dismissed. Learned counsel at this stage submits that applicant may be allowed to avail a civil remedy. It goes without saying that if any remedy is available, he may avail the same in accordance with law.

The Cr. Revision. Application stands disposed of.

JUDGE