

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI

CP D 1410 of 2025

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DATE	ORDER WITH SIGNATURE OF JUDGE(S)
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1. For orders as to maintainability of petition.

**22.04.2025**

Mr. Shamail Sikander, advocate for the petitioner.

The petitioners, being a hospital and its managing director, have filed this petition essentially seeking a restraint to be placed upon a private respondent, represented to have been a patient of the petitioners, from pursuing legal proceedings initiated there against. Directives are also sought seeking a restraint to be placed upon registration of an FIR against the petitioners.

The office has raised serious objections as to maintainability hereof *inter alia* as to how the present prayer clauses could be entertained; how could the petition be entertained without challenge to any impugned order and / or without awaiting the outcome of pending civil and criminal proceedings; why separate proceedings were not filed in respect of each distinct cause / proceeding; why recourse had been sought to writ jurisdiction while abjuring proceedings before the relevant courts; and how could orders be passed restraining registration of an FIR. Learned counsel was also confronted with the *prima facie* incongruence of the relief claimed with section 56 of the Specific Relief Act.

Learned counsel had remained unable to satisfy the court on either count on the last date, 11.04.2025, and same was the case today. Therefore, this petition is found to be misconceived, hence, dismissed in *limine* along with pending applications.

Judge

Judge