

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH, KARACHI**  
Suit No.250 of 2013

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Order with signature of Judge

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1. For orders as to maintainability of suit  
(vide Court's order dated 26.2.2014)
  2. For hearing of CMA No.2445/2013 (U/o.39 Rule 1 & 2 CPC)
  3. For hearing of CMA No.273/2014 (U/o.VII Rule 11 CPC)
  4. For hearing of CMA No.429/2014 (U/o.VII Rule 11 CPC)
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27.02.2014.

Malik Khushal, Advocate for the Plaintiff.  
Mr. Aga Zafar Ahmed, advocate for the Defendant No.1

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Learned counsel for the Plaintiff is not able to show from the record or any documents that by any stretch of imagination he is entitled to be considered in lawful possession of suit property. Irrespective of the fact that he is in lawful possession or not. He has no legal right to seek specific performance since there is no contract between the Plaintiff and the Defendants on record. Therefore, he is not entitled to seek any relief in terms of Section 42 and Section 12 of the Specific Relief Act, 1877. Suit is dismissed as not maintainable.

JUDGE

SM