

IN THE SUPREME COURT OF PAKISTAN

(Appellate Jurisdiction)

Present:

Mr. Justice Sajjad Ali Shah

Mr. Justice Munib Akhtar

C.P. No. 413-K to 419-K of 2021

(Against the order dated 03.12.2020 of the High Court of Sindh, Karachi passed in Const. Petitions Nos. S-953, S-893, S-936, S-954, S-1010, S-1011 & S-1012 of 2012)

Dr. Masuma Hasan

...Petitioner
(in all cases)

Versus

Siddiqui Autos & others

...Respondent
(in CP 413-K/21)

Faheem Akhtar & others

...Respondent
(in CP 414-K/21)

Alam Autos & others

...Respondent
(in CP 415-K/21)

Ashique Autos & others

...Respondent
(in CP 416-K/21)

Hanif-ur-Rehman & others

...Respondent
(in CP 417-K/21)

Muhammad Kaleem & others

...Respondent
(in CP 418-K/21)

Wasim Ahmed & others

...Respondent
(in CP 419-K/21)

For the Petitioners:

Mr. Kazim Hasan, ASC

Mr. Muhammad Iqbal Chaudhry, AOR

For the Respondents:

Mr. Muhammad Jameel, ASC

Ms. Abida Parveen Channer, AOR

Mr. Mehmood Habibullah, AOR

Date of Hearing:

20.05.2022

TESTED

ORDER

SAJJAD ALI SHAH, J: We have heard the learned counsel for

Judicial Assistant
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Karachi

the parties. All present agree that since the relationship between the parties as landlady and tenants is not disputed, therefore, the findings of the High Court upsetting the concurrent findings of two courts below for want of relationship cannot be sustained and consequently, the order impugned in these petitions be set aside and the matter be remanded back to the High Court for decision afresh on merits on all the remaining issues. Order accordingly. Since these are old matters,

we expect that the learned High Court would endeavor to decide the same within a period of three months. The petitions are converted into appeals, allowed and remanded.

Sd/- Sajjad Ali Shah, J
Sd/- Munib Akhtar, J

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Judicial Assistant
Supreme Court of Pakistan
Karachi

