

IN THE SUPREME COURT OF PAKISTAN

(Appellate Jurisdiction)

Present:

Justice Aamer Farooq

Justice Ali Baqar Najafi

CPLA No.3099-L-2015

(Against the order dated 26.10.2015 passed by
Lahore High Court, Lahore in C.R. No.2353/2010)

Rana Abdul Hafeez

...Petitioner(s)

VERSUS

Muhammad Ali Khan etc.

...Respondent(s)

For the Petitioner(s):

Mr. Tahir Aslam Qureshi, ASC

For the Respondent (s):

N.R.

Date of Hearing:

23.04.2025

ORDER

Aamer Farooq, J.- The petitioner seeks leave to appeal against the decision of Lahore High Court, Lahore dated 26.10.2015 in C.R.No.2353/2010.

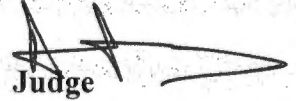
2 The petitioner filed a suit for specific performance, which was dismissed and the appeal also met the same fate. Civil Revision was also dismissed vide the impugned order dated 26.10.2015.

3. The sole issue involved in the instant petition is that agreement to sell has not been proved by the petitioner in the suit for specific performance. When confronted, learned counsel for the petitioner was at a loss and was unable to defend the lapse.

4. Heard.

5. There are concurrent findings of facts and it is an admitted position that agreement to sell was not proved in accordance with Article 17 read with Article 79 of the Qanoon-e-Shahadat Order, 1984. In this regard, impugned judgment does not suffer from any illegality or jurisdictional defect warranting interference.

6. For the above reasons, instant petition is dismissed and the leave is refused.


Judge


Judge

Lahore

23.04.2025

Not approved for reporting

Zawar /-