

2
IN THE SUPREME COURT OF PAKISTAN

(Appellate Jurisdiction)

68

PRESENT:

Mr. Justice Maqbool Baqar
Mr. Justice Sajjad Ali Shah

Criminal Petition No.10-K of 2018

Muhammad Tariq

Petitioner(s)

Versus

Court of District & Sessions Judge, Central Karachi
and another

Respondent(s)

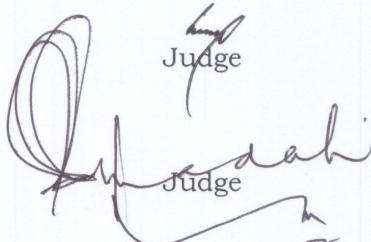
For the Petitioner(s) : Petitioner in person.

For the Respondent(s): Mr. Saleem Akhtar Buriro, Addl. P.G.

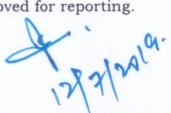
Date of Hearing : 12.07.2019

ORDER

The question involved in this case is simply that as to whether the petitioner falls within the mischief of the provisions of the Illegal Dispossession Act, 2005 as the dispute regarding possession was with regard to the property of the ancestors of the parties. The petitioner admittedly never ever dispossessed the complainant; in fact the complainant was not living in the subject premises but it was the petitioner who has been living there. The only allegation against him is that after the ultimate transfer of the property in favour of the complainant, he failed to vacate the subject property, however, since despite efforts the respondent could not be served, let the notice be published in the Daily Jang as per practice. Re-list thereafter.


Judge
Sajjadah
Judge

Karachi
12th July, 2019
M. Azhar Malik
Not approved for reporting.


12/7/2019