

ORDER SHEET  
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR  
Const. Petition No.D-1399 of 2022

Date	Order with signature of Judge
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1. For orders on office objection at flag `A`
2. For hearing of CMA No.5395/2022
3. For hearing of main case

19-09-2023

Mr. Ziaul Haque Kamboh, Advocate for the Petitioners  
Mr. Achar Khan Gabol, Advocate for Respondents No.12 to 15  
Mr. Niazuddin N. Memon, Advocate for Respondent No.10  
Mr. Ali Raza Baloch, Assistant Advocate General

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**Muhammad Iqbal Kalhoro,J:-** We have heard the parties. It appears that petitioners are co-sharers in the land in Survey No.206, Deh Derbelo, Taluaka Kandiaro with private respondents who have leased out a portion from the said land to respondent No.20, who has constructed a petrol pump over there. The case of the petitioners is that without a formal partition of the land, the subject land has been leased out by respondents/co-sharers and respondent No.20 has illegally constructed the petrol pump without obtaining necessary permissions from the departments concerned.

No one is present on behalf of respondent No.20, who has reportedly constructed the petrol pump, however, the counsel for private respondents/co-sharers has submitted that although no formal partition took place between the parties but on account of a private arrangement, the petitioners had already been given portion of the land as per their share and they are in occupation of the same. On the same subject, i.e. partition, the civil suits were filed by them against each other which on the basis of compromise in terms of the private arrangement were withdrawn by each party.

Learned AAG appearing for the State has not been able to defend establishment of a petrol pump over the land without requisite NOCs and reports from all the departments concerned including the Buildings Department, Sindh Master Plan Authority, Police department, Ministry of Energy, Department of Explosive, etc.

We therefore while disposing of this petition leave the petitioners at liberty to move a proper application to the Deputy Commissioner

concerned against establishment of the petrol pump by making all the necessary parties as respondents. The Deputy Commissioner after receiving such an application shall decide the same within a period of one month in accordance with law and shall make a definite opinion determining as to whether the petrol pump has been legally built or not and whether the no objection certificates from all the departments concerned were obtained or not. Insofar as the question of partition of the land between the parties is concerned, the petitioners may file an application u/s 135 of Sindh Land Revenue Act before the Assistant Commissioner for the purpose. The Assistant Commissioner, after receipt of such an application shall decide the same within a period of one month without fail. The petition is accordingly disposed of.

JUDGE

JUDGE

Sulemen Khan/PA

ORDER SHEET  
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR  
Const. Petition No.D-96 of 2020

Date	Order with signature of Judge
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For hearing of main case

31-08-2023

Mr. Mehboob Ali Wassan, Assistant Advocate General  
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Respondents No.4 files comments, which are taken on record. No  
one is present on behalf of the petitioner. Adjourned to **01.11.2023**.

JUDGE

JUDGE

Sulemen Khan/PA

ORDER SHEET  
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR  
Const. Petition No.D-609 of 2020

Date	Order with signature of Judge
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- 1. For orders on office objection at flag `A`
- 2. For orders on CMA No.2814/2020
- 3. For hearing of main case

31-08-2023

Mr. Asfand Yar Kharal, Assistant Advocate General  
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Syd Israr Shah holding brief for Mr. Mir Nawaz Kalhoro Advocate  
for the petitioner seeks time on the ground that the latter is busy before  
another bench of this court. Adjourned as a last chance.

JUDGE

JUDGE

Sulemen Khan/PA

ORDER SHEET  
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR  
Const. Petition No.D-1073 of 2020

Date	Order with signature of Judge
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- 1. For orders on office objection at flag `A`
- 2. For hearing of main case

31-08-2023

Mr. Ashfaque Hussain Abro, Assistant Attorney General  
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Gulshan Ahmed holding brief for Mr. Nisar Ahmed Bhanbhro Advocate for the petitioner seeks time on the ground that the latter is busy before another bench of this court. Adjourned to **01.11.2023**.

JUDGE

JUDGE

Sulemen Khan/PA

ORDER SHEET  
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR  
Cr. Suo- Moto Revision No.D-03 of 2021

Date	Order with signature of Judge
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For hearing of main case

31-08-2023

Mr. Farhan Ali Shaikh, Advocate for Respondents No.6 to 11  
Mr. Zulfiqar Ali Jatoi, Additional Prosecutor General

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Gulshan Ahmed holding brief for Mr.Nisar Ahmed Bhanbhro  
Advocate for respondents No.1 to 4 seeks time on the ground that the latter is  
busy before another bench of this court. Adjourned to **17.10.2023**.

JUDGE

JUDGE

Sulemen Khan/PA

ORDER SHEET  
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR  
Const. Petition No.D-34 of 2021

Date	Order with signature of Judge
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- 1. For orders on office objection at flag `A`
- 2. For hearing of main case

31-08-2023

Mr. Ihsan Ali Lund Baloch, Advocate for the petitioner  
Mr. Ali Raza Baloch, Assistant Advocate General  
Hamid Ali Secretary UC Kotri Muhammad Kabir  
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Petitioner is working as Junior clerk in UC Kotri Muhammad Kabir and has filed this petition for release of differential amount in respect of his salary. It is stated that entire differential amount has been paid to the petitioner except Rs.39212/-, which will be paid to him in coming month. Counsel for the petitioner is satisfied, hence this petition is disposed of.

JUDGE

JUDGE

Sulemen Khan/PA

ORDER SHEET  
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR  
Cr. Appeal No.D-63 of 2021  
Confirmation Case No.12 of 2021

Date	Order with signature of Judge
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- 1. For orders on office objection at flag `A`
- 2. For orders on MA No.4779/2021
- 3. For hearing of main case

31-08-2023

Mr. Aftab Ahmed Shar, Additional Prosecutor General  
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It appears from the record that no one is appearing on behalf of the appellant. In these circumstances office, to write letter to Jail Superintendent with direction to ask the appellant to engage some counsel to proceed with this matter, else counsel on state expenses would be provided to him. Adjourned.

Office is directed to place a signed copy of this order in the captioned connected matter.

JUDGE

JUDGE

Sulemen Khan/PA

ORDER SHEET  
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR  
Const. Petition No.D-553 of 221

Date	Order with signature of Judge
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- 1. For orders on office objection at flag `A`
- 2. For hearing of main case

31-08-2023

Mr. Safandyar Kharal, Assistant Advocate General  
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None present for the petitioner, no intimation received. We have seen that on most of the dates the petitioner and his counsel remained absent. Accordingly this petition is dismissed for non-prosecution.

JUDGE

JUDGE

Sulemen Khan/PA

ORDER SHEET  
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR  
Const. Petition No.D-1029 of 2021

Date	Order with signature of Judge
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For hearing of main case

31-08-2023

Syed Zaffar Ali Shah Bukhari, Advocate for the Petitioner  
Mr. Ghulam Abbas, Associate of Mr. Khuda Bux Chohan  
Advocate for Respondents No.2 & 3  
Mr. Ali Raza Baloch, Assistant Advocate General

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Counsel for petitioner files rejoinder against the objections of  
respondents No.2 & 3. A copy whereof he shares with other side. Adjourned  
to **12.10.2023**.

JUDGE

JUDGE

Sulemen Khan/PA

