

IN THE HIGH COURT OF SINDH, AT KARACHI

Miscellaneous Appeal No. 21 of 2018 (Jaag Broadcasting (Private) Limited Vs. PEMRA)

Date of Hearing: 26.08.2025.

Date of Decision: 26.08.2025.

Mr. Muhammad Vawda, Advocate for the Appellant.

Mr. Khaleeq Ahmed, Advocate for the Respondent along with Mr. M. Usman, Advocate.

ORDER

Muhammad Osman Ali Hadi, J.: Learned counsel for the Appellant states that a decision dated 03.05.2018 (“**Impugned Decision**”) by the Respondent was passed without providing any opportunity which was a non-speaking order and did not contain any ground or reason as to why the Respondent has passed the Impugned Decision. Learned counsel for the Appellant submits that under Section 8 of Pakistan Electronic Media Regulatory Authority (PEMRA), Ordinance 2002 along with other provisions of law as well as principles of natural justice, it is incumbent upon Respondent to pass a speaking order when arriving at a conclusion, particularly considering penalties have been imposed upon the Appellant.

2. Learned counsel for the Respondent submits that the Impugned Decision passed by the Respondent was after deliberation and careful scrutiny of the matter. However, when I confronted the learned counsel as to whether proper reasons were provided, learned counsel has conceded that none are available on record.

3. In consonance with previous orders of this Court in similarly placed matters, let this matter be remanded to the Respondent to be heard afresh on merits, after which the Respondent shall pass a speaking order in accordance with law.

4. Learned counsel for the Appellant states that during pendency of this Appeal, he was directed to deposit certain security with the Nazir of this Court and requests that same may now be discharged to him. Such request is allowed and the Nazir of this Court is directed to allow the Appellant to withdraw whatever security/funds were deposited by them in M.A. No.21/2018 along with profit (if any) which has accrued upon the said deposit, after proper

verification and identification. The Impugned Decision dated 03.05.2018 is hereby set-aside and this Appeal is allowed in the aforementioned terms.

JUDGE

M. Khan