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IN THE HIGH COURT OF SINDH, CIRCUIT COURT,
LARKANA

Constt. Petition D- 503 of 2022.

Present:

Mr. Justice Mahmood A. Khan.

Mr. Justice Omar Sial.

Zubair Ahmed Tunio.

.....Petitioner.

Versus

Chief Election Commissioner,
& others.

.....Respondents.

Messrs Kazim Abbasi and Mazhar Ali Mangan, Advocates for petitioner.
Mr. Mukhtiar Ahmed Khoso, Advocate for respondent No.10.
Mr. Abdul Hamid Bhurgri, Addl. A.G.
Ms. Leela @ Kalpana Devi, Addl. A.G.
Mr. Muhammad Imran Abbasi, Assistant Attorney General alongwith
Mr. Gul Sher Soomro, Returning Officer U.C-1 to 5 Sachal Town
Larkana.

Date of
hearing & order: 08.06.2022.

ORDER

Mahmood A. Khan, J.- This petition has been filed on the aspect of Local Government Elections 2022, wherein the petitioner is candidate for the post of Chairman U.C-I, Sachal Town, Larkana, having filed joint nomination with Vice Chairman. The background as appearing in the petition is that in the first round his nomination papers were not properly entertained and as such learned District & Sessions Judge being the Appellate Tribunal by way of Election Appeal No.02/2022 allowed the same remanding the matter to the Returning Officer for a proper order to be passed on the nomination form of the petitioner. Thereafter, the Returning Officer was pleased to pass an order dated 27.5.2022, whereby considering the property which stood in the name of late father of the petitioner and his right of inheritance acquired, thereafter, referring to the case law 2007

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the enquiry indulged by way of impugned order, wherein the value of the subject property is yet to come up as even the share thereof apparently has not been brought up or perhaps determined. In said circumstances, the impugned order is set-aside and the petitioner be treated as qualified for nomination for the candidature of post of Chairman UC-1, Sachal Town, Larkana.

The above are the reasons for the short order dated 08.06.2022, whereby the petition stood disposed of.


Judge


Judge