

**IN THE HIGH COURT OF SINDH, CIRCUIT COURT,
MIRPURKHAS**

Before:
Mr. Justice Adnan-ul-Karim Memon
Mr. Justice Riazat Ali Sahar

C.P. No.D-694 of 2025

(ARK Society for protection of Fundamental Rights v. Province of Sindh & others)

Petitioner: AKR Society for protection of
Fundamental Rights through its
Chairman Abdul Nasir Khan in person

Respondents: Province of Sindh and others through
Mr. Ayaz Ali Rajper, Assistant A.G.
Sindh along with Dr. Sader Ali Deputy
Director D.G. Health Office and Ghulam Raza
Additional Director Development Karachi. .

Date hearing & decision: 24.12.2025.

O R D E R

ADNAN-UL-KARIM MEMON, J: - The Petitioner filed a Constitutional Petition under Article 199 of the Constitution of Pakistan, 1973, seeking the following reliefs:

- a. Direct the Respondents to complete and operationalize the “Establishment of Medical College, Mirpurkhas” project within a fixed timeframe, commencing admissions for the academic year 2026;
 - b. Submit a complete progress report and utilization record of all funds allocated since 2006-07 and ensure full completion of construction by 2027;
 - c. Declare the prolonged delay a violation of fundamental rights under Articles 25 and 37;
 - d. Any other directions deemed appropriate.
2. This Court, vide order dated 10.12.2025, directed the Secretary Health to submit a compliance report, which was delayed due to administrative exigencies. The report now submitted states that the project was approved by PDWP on 17.12.2012 at Rs. 2,049.830 million, including main building, ancillary facilities, hostels, and faculty/staff accommodation. Total capital expenditure to date is Rs. 1,155.340 million; an additional Rs. 2,201.241 million is required due to cost escalation (CSR-2024). The revenue component will be procured after completion of the capital component. Initially executed by Health Department, the project was shifted to Works & Services in 2017. Delays occurred due to non-workable rates,

Covid-19, and 2022 floods. Revised schedule rates were approved in 2024; Rough Cost Estimates submitted on 15.09.2025 are under technical and financial scrutiny. Revised PC-I will be approved by the Planning and Development Department. The Health Department reiterates its commitment to completing and operationalizing the Medical College.

3. The officer present in Court confirmed readiness to complete the work on-site upon approval and funding of the revised Rough Cost Estimate.

4. After reviewing the compliance report submitted by the Secretary Health, who acknowledges the historical delays in the Medical College, Mirpurkhas project due to administrative transitions, cost escalations, Covid-19, and natural calamities. The project, originally approved at Rs. 2,049.830 million, has incurred capital expenditure of Rs. 1,155.340 million, with additional funds of Rs. 2,201.241 million required for completion.

5. This Court has noted that the revised Rough Cost Estimate is under scrutiny and the Health Department Government of Sindh is committed to completing the project. Therefore, under such circumstances of the case this Court directs that necessary funds be provided promptly to ensure timely completion of the project. The Medical College shall be fully operational within one year, including provision of all essential equipment, to allow students to commence medical education without hindrance. During the interim period, if feasible, students may be permitted to commence their medical education by providing the necessary provisional facilities for this purpose.

6. Accordingly, the petition is disposed of in the above terms.

JUDGE

JUDGE