

HIGH COURT OF SINDH, KARACHI

Date	Order with signature of Judge
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Suit No. 1974 of 2016

Taj Muhammad.....Plaintiff

Versus

Secretary Finance & others.....Defendants

Suit No. 2109 of 2016

Sardar Khan & others.....Plaintiffs

Versus

Secretary Finance & others.....Defendants

Suit No. 2032 of 2016

Fida Hussain Lakho.....Plaintiff

Versus

Secretary Finance & others.....Defendants

Suit No. 2143 of 2016

Ali Nawaz Buriro & others.....Plaintiffs

Versus

Secretary Finance & others.....Defendants

&

Suit No. 2145 of 2016

Hubdar Ali.....Plaintiff

Versus

Secretary Finance & others.....Defendants

Date of hearing 29.05.2017

Mr. Muhammad Arif advocate for the plaintiffs in Suit Nos. 1974, 2032 and 2145 of 2016.

Mr. Siraj Ahmed Mangi advocate for the plaintiffs in Suit Nos. 2143 and 2109 of 2016.

Mr. Ziauddin Junejo, Additional Advocate General.

Agha Shahnawaz Babar, Deputy Commissioner, Jacobabad.

Muhammad Ali Mazhar, J: The plaintiffs have filed these suits for claiming declaration, recovery of amount, damages and permanent injunction. All the plaintiffs claim to be the government contractor and they were awarded different works order for different projects. Their main grievances are that they have not been paid their dues while in the written statement/reply filed by the defendants a plea is taken that work done is either defective or not completed in accordance with work order.

2. Today, Agha Shahnawaz Babar, Deputy Commissioner, Jacobabad pointed out that in the Sindh Peoples Development Committee's meeting it was decided to form a committee comprising Superintendent Engineer, Works and Services, Jacobabad, Executive Engineer and Assistant Commissioner concerned to verify the physical status of

development schemes which are dropped/discarded but the same deserve to be taken up in the coming financial year 2017-2018 on merits. The Deputy Commissioner, Jacobabad clearly stated that in all these five suits, the Superintendent Engineer along with relevant staff will physically visit the projects along with the contractors or his representatives and they will also measure the work according to the work order. They will also verify the projects physically and financially and after detail examination of each project if any dues are liable or found to be paid to the plaintiffs the same shall be paid to them within four months. However, if it is found that work is not completed or it is defective then it would be the responsibility of the respective plaintiff to complete the work according to the work order and remove the defects if any for making their payments. The learned counsel for the plaintiffs have agreed to this proposal.

3. In view of the aforesaid terms and conditions, the above suits are disposed of by consent along with pending applications.

JUDGE

Aadil Arab