

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

C.P. No. D – 4595 of 2018

Dated	Order with signature of Judge
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For order as to non-prosecution.

14.06.2018

Mr. Mansoor Akhtar, Advocate for petitioner.

Mr. Abdullah Hanjrah, Law Officer, ECP.

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Though this petition is fixed for non-prosecution but on the last date copy of this petition was received by Mr. Abdullah Hanjrah, Law Officer, ECP. He points out page-25 of the petition which is a receipt allegedly issued by Election Commission of Pakistan. He categorically stated that no such receipt was issued by Election Commission mainly for the reason that there is no receiving stamp as in all such cases Election Commission always endorses stamp for acknowledgement. He further submits that on verification no such record is available in the office of Election Commission. He has also confirmed this from Mr. Zafar Iqbal, Display Centre Incharge. In fact, the petitioner wants transfer of his voting right from Bagh Beer Peshawar to Karachi-West with further direction to accept his nomination form for a seat of Provincial Assembly PS-116 Karachi-West. The petitioner has not attached the copy of his CNIC to show his present address, however, he has attached the acknowledgment slip of returns of income tax in which his Peshawar address is mentioned but his business/branch address D-40, Khyber Chowk, Mohammad Khan Colony, Ittehad Town, Baladi Town, Karachi is also mentioned with principal activity of his business as Real Estate Agent. Learned counsel for petitioner submits that the petitioner has been called for scrutiny of his nomination form on 19.06.2018.

The petitioner may submit all the relevant documents before the Returning Officer at the time of scrutiny for his consideration. In case,

nomination form is rejected, the remedy is available to the petitioner under Section 63 of Elections Act, 2017 to file an appeal before the Appellate Tribunal. The petition stands disposed of accordingly.

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ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

C.P. No. D – 4451 of 2018

Dated	Order with signature of Judge
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Priority:

1. For hearing of Misc. No.19957/2018
2. For hearing of main case.

14.06.2018

Mr. Sabir Shah, Advocate for petitioner.
Syed Imtiaz Hussain Shah, Manager, Legal Affairs KPT.
Mr. M. Ramzan, Transport Incharge Officer, KPT.
Mr. Abdullah Hanjrah, Law Officer, ECP.
Mr. Zaheer Ahmed Setho, DEC-Kashmore.
Mr. Muhammad Saleem Memon, Assistant Commissioner, Maripur.
Ms. Memoona Nasreen, Legal Advisor, ECP.
Shaikh Liaquat Hussain, DAG.
Rukhsana Durrani, State Counsel.

-X-X-X-X-

Assistant Commissioner Maripur files a written statement, copy has been supplied to the counsel for petitioner. He admits that two Suzuki Cultus model 1986 and 1990 and one Toyota Corolla Model 1998 have been requisitioned for election work. At this stage, counsel for KPT submits that two more Toyota Corolla have been requisitioned by the same Assistant Commissioner but the Assistant Commissioner Maripur denied the statement, however, he further submits that as per directions of the Deputy Commissioner (West) he signed 16 requisitions but personally he had taken over the custody of two Toyota Corolla cars. He requests for some time to make inquiry. Assistant Commissioner further submits that Exemption Certificate was issued only for his area and if car is requisitioned by some other Assistant Commissioner of different Districts he is not responsible. However he undertakes that he will not requisition any more vehicle. The statement is taken on record.

At this juncture, Law Officer, ECP caused his appearance and filed a statement alongwith two documents, copy has been supplied to the Assistant

Commissioner Maripur and counsel for petitioner. By consent, adjourned to
26.06.2018 for further proceedings.

JUDGE

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