

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
HCA No. 209 of 2018

Date	Order with signature of Judge
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1. For order on office objection
2. For hearing of main case.
3. For hearing of CMA No. 1939/2018

15.08.2018

Mr. Ovais Ali Shah advocate for the appellant.
Mr. Ali Almani advocate for the respondent No. 1 to 9.
Mr. Rao Sarfaraz advocate for the SBCA.
Ms. Rukhsana Mehnaz Durrani, State Counsel.

Mr. Ali Almani advocate has filed vakalatnama for respondent No. 1 to 9. None present for the respondent No. 11. The appellant has filed this High Court Appeal against an ad-interim order dated 16.07.2018 passed by the learned Single Judge in Suit No. 1261/2018 in which the contention raised by the learned counsel for the SBCA was recorded that there is no approved building plan in respect of the subject properties. The learned Single Judge as an interim measure passed an order that till next date of hearing parties are directed to maintain status quo.

Learned counsel for the appellant argued that they do not intend to raise any construction on the subject plot without approval of building plan. He further admits that though the applications for change of land use and building plan have already been moved but both applications are pending. He apprehends that due to status quo order passed by the learned Single Judge, the authority will stop processing the

applications, therefore, he has approached this court for some clarification. Order is an interim nature and the injunction application is pending. This High Court Appeal is disposed of with this clarification that the status quo order passed by the learned Single Judge will not come in the way of processing the applications moved for the change of land use as well as approved building plan but both these applications will be decided by the competent authority in accordance with law after providing ample opportunity of hearing to the appellant and the objectors. The learned Single Judge may decide the injunction application within a period of two (02) months preferably.

JUDGE

JUDGE

Aadil Arab

