

ORDER SHEET
HIGH COURT OF SINDH, KARACHI

C.P. No.D-6796 of 2018

Date	Order with signature of Judge
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Present

Mr. Justice Muhammad Ali Mazhar.

Mr. Justice Adnan Iqbal Chaudhry.

Syed Mohsin Abbas ZaidiPetitioner

Versus

Province of Sindh & others.....Respondents

Date of hearing 28.09.2018

Mr. Aamir Tabassum advocate for the petitioner.

Mr. Ghulam Shabbir Shah, Addl. A.G.

Irfan Salam, Additional Deputy Commissioner, East, Karachi

Muhammad Ali Mazhar, J:On 05.09.2018 the Additional Deputy Commissioner East, Karachi granted no objection certificate in the name of Syed Shujaat Ali Rizvi, Al-Marroof Farhan Ali Waris to organize/hold Shab-e-Dari at Nishter Park, Soldier Bazar, Karachi on 29.09.2018 from 8:00 p.m to 12:00 p.m. with certain terms and conditions. On 25.09.2018 the NOC was cancelled on the ground that the Superintendent of Police, Jamshed Division, District East, Karachi reported that the organizer invited Shoukat Raza Shoukat whose entry is banned in Karachi, therefore, the NOC was cancelled. The petitioner has filed this petition not to challenge the cancellation of NOC issued in favour of Syed Shujaat Ali Rizvi but he wants his independent NOC to hold the same Shab-e-Dari at Nishter Park on 29.09.2018 at same time due to cancellation of earlier NOC. Since the Shab-e-Dari is to be organized tomorrow and the petitioner has

approached this court today we immediately directed learned Addl. A.G. to call Additional Deputy Commissioner East, Karachi who is present in court. The Additional Deputy Commissioner East, Karachi submits that on cancellation of NOC, Syed Shujaat Ali Rizvi approached Deputy Commissioner East as well as Home Department and he requested for restoration of NOC on the ground that he will not call a banned person in Karachi to address the gathering and the Home Department directed the Deputy Commissioner East to decide his application for restoration of his NOC. At the same time, learned counsel submits that the petitioner has also sent a written request through TCS for the NOC but the Additional Deputy Commissioner submits that he has not received any application.

2. Since the time is short and in order to resolve this controversy, it would be an appropriate order to direct the Deputy Commissioner East Karachi that while deciding application for restoration of NOC of Syed Shujaat Ali Rizvi he will also decide the application of the petitioner in accordance with law which will be filed today. The Deputy Commissioner East, Karachi shall also contact immediately to the SSP East, Karachi for the report. The Additional Deputy Commissioner has also stated that proper security arrangement shall be made for the Shab-e-Dari in case NOC is granted or restored. The petition is disposed of accordingly.

JUDGE

JUDGE