

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH, KARACHI**  
**C.P No. D-2535 of 2020**

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DATE: ORDER WITH SIGNATURE(S) OF JUDGE(S).

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**Present**

**Mr. Justice Muhammad Ali Mazhar.**  
**Mr. Justice Yousuf Ali Sayeed.**

Major (R) Sanwal Khan... ..Petitioner.

Versus

Karachi Metropolitan Corporation

&

Others.....Respondents.

**18.08.2020**

Ms. Nazish, advocate for the petitioner.

Syed Hassan M. Abidi, advocate for the respondent No.1.

Mr. Shahriyar Mahar, A.A.G.

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**Muhammad Ali Mazhar, J:** On the last date of hearing, counsel for the respondent No.1 had submitted that the contract awarded to the petitioner has expired on 30.06.2020 and fresh tender shall be invited for the future contract. On 18.05.2020 when this matter was fixed for the first time, the learned counsel for the petitioner argued that the petitioner was assigned contract to collect fee on slaughtering of animals at North Karachi for the year 2019-20. It was further argued that fee for the month of February, 2020 was paid, however the fee for the month of March and April, 2020 is outstanding but due to Covid-19 pandemic situation, the same could not be paid. Learned counsel for the petitioner argued that fresh tender may be invited by KMC in which petitioner shall also be allowed to participate and submit his bid but simultaneously the counsel for the KMC raised contention that participation shall be subject to clearance of previous dues by the petitioner, which

contention seems to be reasonable. Let fresh tender be invited and the petitioner may also be allowed to participate. So far as the previous dues are concerned, it is ground reality that due to pandemic situation whereby various businesses were closed for a particular period and the Sindh Government had also issued different lockdown notifications from time to time, therefore in the interest of justice, we leave this decision to the respondent No.1 that before inviting tender they will discuss the matter with the petitioner and after considering all relevant circumstances during lockdown period and the situation prevailing in the Covid-19 pandemic, the possibility of some reasonable reduction in fee may be considered on account of arrears for that particular period. The petition is disposed of in the above terms.

**JUDGE**

**JUDGE**

*TariqAli/PA*