

IN THE HIGH COURT OF SINDH,  
CIRCUIT COURT, HYDERABAD

C.P No.D-3107 of 2015

DATE

ORDER WITH SIGNATURE OF JUDGE

02.09.2020

Mr. Allah Bachayo Soomro, Additional A.G Sindh

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None present on behalf of the petitioner. No intimation is received. Since no one is present on behalf of the petitioner, therefore, we ourselves have gone through the contents of petition and it appears that through this constitutional petition the petitioner has prayed for issuance of directions to official respondents to remove the alleged illegal encroachment from all over city Tando Bago.

It is noted that this petition was filed on 30.12.2015; almost five years have been passed but the same is not being pursued by the petitioner diligently. Even otherwise, this petition is not maintainable for the reason that the relief(s) sought by the petitioner cannot be looked into by this Court at this stage as the petitioner has appropriate remedy for the same before the Anti-Encroachment Tribunal having jurisdiction, which has not been exhausted by the petitioner before filing this petition. Accordingly, this petition being misconceived and not maintainable stands dismissed, leaving the petitioner at liberty to approach the concerned forum for redressal of his grievance, if any, if he so desires as per law and on filing such proceedings, the same shall be decided by the competent forum strictly in accordance with law.

JUDGE

JUDGE