

**ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI**

C.P. No.D-5620 of 2019

Date	Order with Signature of Judge(s)
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1. For hearing of CMA No.30234/2019.
2. For hearing of main case.

07.11.2019

Petitioner, M. Tariq Mansoor, Advocate, is present in person.
Mr. Jawad Dero, Additional Advocate General Sindh.
Mr. Hussain Bohra, Assistant Attorney General.
Mr. Iqbal Khurram, advocate for the KMC.
Ms. Maheen Ansari, advocate for the KMC.
Mr. Ahmed Zamir Khan, advocate for the DMC West Karachi.
Mr. Abdul Khalil, advocate for DMC Central Karachi.
Mr. Ashfaq Mallah Municipal Commissioner, DMC West Karachi.
Mr. Afzal Saeed Khan, Law Officer for the DMC Central Karachi.
Mr. Salman Sabir & Ms. Saima Anjuim, advocate for the DMC East Karachi.
Mr. Shaukat Ali Shaikh, advocate and Mr. Wasiq Zafar, Administrative Officer, for DMC Malir Karachi.
Mirza Saleem Akhtar, advocate for the DMC South Karachi.
Mr. Sarwar Ali, advocate for the DMC Korangi Karachi.
Mr. Saeed Ahmed Awan, Secretary, Health Department Government of Sindh.
Mr. Imran Bhatti, Additional Secretary, Health Department, Government of Sindh.
Mr. Zahid Khemtio, Additional Secretary, Local Government Department, Government of Sindh.
Dr. Syed Saif-ur-Rehman, Metropolitan Commissioner, KMC.
Dr. Salma Kausar, Senior Director, Medical & Health Services, KMC.
Mr. Rafique Shaikh, Municipal Commissioner, DMC Korangi Karachi.
Mr. Barkatullah, Municipal Commissioner, DMC South Karachi.
Mr. Akhtar Shaikh, Municipal Commissioner, Karachi East.
Mr. Fahim Khan, Municipal Commissioner, DMC West Karachi

In compliance of the last order, Mr. Roshan Ali Shaikh, Secretary, Local Government Department, Government of Sindh/respondent No.2 has submitted comments through the Additional Secretary, Local Government Department, Government of Sindh, which shows that in compliance of the order passed by this

court on 22.10.2019 the matter has been moved to the Chief Secretary, Sindh for constitution of task force for the framework of laws and letter dated 30.10.2019 moved by the Secretary, Local Government Department, to the Chief Minister Sindh is attached as Annexure-I. In the same compliance report, another letter dated 06.11.2019 is also attached which has been communicated by the Local Government Department to the Chairperson, Planning & Development Board, Government of Sindh, whereby the PC-I has been submitted for Fight against Rabies & Population Control of Streets Dogs. The learned Additional Advocate General Sindh submits that the notification for constituting the task force will be issued within two days, which statement has also been confirmed by the Additional Secretary, Local Government Department. So far as the PC-I is concerned, the learned Additional Advocate General Sindh requests for one month time for the approval of the PC-I, but since the matter has grave importance in the larger public interest, therefore, all the concerned persons are clearly directed to ensure the approval of the PC-I within 15 days for further proceedings and development in the matter.

The Secretary Health has again given inventory account of the Anti-Rabies vaccine and according to the inventory details total 13843 vaccines are available in 315 medical centers/hospital in Sindh. He is directed to maintain the inventory properly in order to ensure timely treatment of patients of dog biting. Dr. Salma Kausar, Senior Director, Medical & Health Services, KMC, is present and she has given clear statement that in four general hospitals operating under the supervision and control of the KMC, i.e. Abbasi Shaheed Hospital, Landhi Medical Complex, Sarfaraz Rafiqui Shaheed

Hospital and Gazderabad General Hospital, they are properly maintaining inventory and providing vaccine without any shortage and they will continue to do this in future also. Mr. Barkatullah, Municipal Commissioner, DMC South Karachi is present and submit that they are making all best possible efforts and they have already submitted compliance report alongwith certain photographs. He has also attached office order which shows that 10 employees have been deputed for the task. Learned counsel for the DMC Karachi East has also submitted compliance report to show that they have constituted Anti Dog Cell in DMC East and also attached few photographs to show that they are also working on this issue. Mr. Ahmed Zamir Khan, advocate for the DMC Karachi West and Mr. Ashfaq Mallah, Municipal Commissioner, DMC Karachi West have also attached some photographs to show that they are also functioning in their DMC for this purpose. Mr. Abdul Khalil, advocate alongwith Mr. Afzal Saeed Khan, Law Officer for the DMC Central Karachi is also present. They have also filed statement and attached some photographs to show that they are working on this issue. Mr. Sarwar Ali, advocate and Mr. Rafique Shaikh, Municipal Commissioner, DMC Korangi are present. They have also submitted their report and attached various photographs to show that they are also working on the issue. Mr. Shaukat Ali Shaikh, advocate and Mr. Wasiq Zafar, Administrative Officer, DMC Malir Karachi are present. They have submitted report and also confirmed that they are also working on the issue and attached some photographs with the report.

All the Municipal Commissioners of aforesaid DMCs are strictly directed to continue their campaign so that the general public may be protected from the biting incidents of street/stray dogs.

Mr. Mohammad Aslam Chowdhry, advocate has filed Vakalatnama for Karachi Cantonment Board, which is taken on record. Mr. Hakim Ali Khan, advocate has filed Vakalatnama on behalf of KPT, which is taken on record, and request for time to submit the progress report with regard to the same issue. Mr. Muhammad Ashraf Butt, advocate undertakes to file Vakalatnama for Cantonment Board Clifton, Cantonment Board Faisal and Cantonment Board Korangi. None present for the Cantonment Board Malir and Cantonment Board Manora. Let the Cantonment Officers of Malir and Manora be informed by Mr. Muhammad Ashraf Butt advocate either to engage their counsel or submit their reply. All the Executive officers of Cantonment Boards are directed to submit their report that what efforts they are making for protection of general public from the street dogs in their respective territorial limits.

In the order dated 22.10.2019 it is mentioned that the Municipal Commissioners of DMCs have sent their requisitions for funds to the Local Government but today they submitted that no funds have been released to them, including the Karachi Metropolitan Corporation counsel has also raised same grievances. The Additional Secretary, Local Government Department is unable to answer this query, however, he requests for time to seek instructions from the Secretary, Local Government Department. He will appraise this court that as to what efforts have been made to release the funds on the requisitions sent by the Municipal

Commissioners, DMCs and KMC to the Local Government as again they have raised plea that they acute shortage of funds.

By consent the matter is adjourned to 04.12.2019 @ 11:00 a.m. for further proceedings. On the next date of hearing learned AAG will also produce the notification of task force as well as the approval of PC-I. Office is directed to communicate the order to the learned Additional Advocate General Sindh, the Chief Secretary Sindh and the Chief Minister Secretariat for the compliance.

JUDGE

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