

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
CP No. D- 1436/2014

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

Priority.

1. For hearing of CMA No. 29167/2017
2. For hearing of CMA No.6710/2014
3. For hearing of main case.

Present

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

Muhammad Tasleem.....Petitioner

Versus

The Secretary Excise & Taxation & others.....Respondents

15.01.2020

Mr. Muhammad Rahib Lakho, Advocate for Petitioner.
Mr. Azhar Faridi, Advocate for respondent No. 5.
Mr. Ghulam Shabbir Shah, Addl. A.G alongwith Iqbal Ahmed Laghari, Director and Syed Ghulam Nabi Shah, Deputy Director Excise, Taxation & Narcotics Control (Excise) Karachi.

Muhammad Ali Mazhar, J: Mr. Iqbal Ahmed Laghari, Director, Excise Taxation and Narcotics Control (Excise) Karachi has submitted his statement. The crux of the statement is that after completion of requisite formalities, the license for liquor was issued to respondent No. 5, whereas the learned counsel for the petitioner argued that the petitioner is Imam and Khateeb of Jamay Masjid, Allah Wali Trust which is situated at Old Golimar, Karachi in which a number of students are studying and getting Islamic education. He referred to the applications moved with the concurrence of residents of the area to the

Director General, Excise and Taxation for opposing the grant of the license to the respondent No. 5 but these applications remained pending. Copies of applications are available at pages 19 to 33. It is the responsibility of the respondent No. 2 to decide such type of objections before the grant of license as some inquiry is required to be conducted to consider as to whether all requisite formalities have been completed or not. This petition is disposed of with the directions to the respondent No. 2 to consider all the pending objections / opposition filed by the different residents of the locality including the objections moved on the letterhead of Jama Masjid Ghousia & Madarsa Jamia Riaz ul Madaris on different dates. After hearing the petitioner and representative of respondent No. 5, the recommendations shall be forwarded to the competent authority for necessary action and order in accordance with law. The entire exercise should be completed within 20 days.

JUDGE

JUDGE

TariqAli/PA