

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P. No.D-8455 of 2019

Date	Order with signature of Judge
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1. For hearing of Misc. No.37148 of 2019
2. For hearing of main case

23.01.2020

M/s. Saathi M. Ishaque and Sana-Ur-Rehman, Advocates
for the Petitioner

Mr. Ahmed Zameer, Advocate for Respondent No.4.

Syed Sultan Ahmed, Advocate for Respondents No.7&8

Mr. Jawad Dero, Addl. A.G.

a/w Hasham Mazhar Qureshi, Addl. Deputy
Commissioner-I

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The case of the Petitioner is that vide Permission dated 19.10.2018 Addl. Deputy Commissioner-II for Deputy Commissioner, Karachi West issued permission to the Petitioner for organizing Saturday Weekly Bachat Bazar and vide permission dated 23.10.2018 to the same Petitioner for organizing Tuesday Weekly Bachat Bazar inside the area of Gulshan-e-Mazdoor near Sharja Shopping Centre, ST-15&16, Baldia Town, Karachi. Both the permissions were valid for four [4] months from the date of issuance.

Learned counsel for the Petitioner produced copy of an application dated 03.06.2019 which has been addressed to the Deputy Commissioner Karachi West for permission of Weekly Bachat Bazar at the same plot and submits that this application is pending.

Learned counsel for Respondents No.7&8 and learned counsel for Respondent No.4 at this juncture, pointed out page 59 of the petition which is an application of one Muhammad Amjad for self and other residents of the area addressed to Deputy Commissioner Karachi West in which he opposed the permission for holding the Bachat Bazars by the Petitioner. At the same time, learned counsel have shown us page 63 of the

petition which is copy of permission granted to Respondent No.7 by the Addl. Deputy Commissioner-I for Deputy Commissioner Karachi West on 05.12.2019 for holding Bachat Bazar on Tuesday weekly basis at Plot ST-04, Gulshan-e-Mazdoor, Sector 15/16, near Jamia Masjid Madina Baldia Town, Karachi and further argued that permission granted to the Petitioner was cancelled by Deputy Commissioner Karachi West. On the contrary, learned counsel for the Petitioner argued that no such cancellation letter was ever communicated to the Petitioner by the Deputy Commissioner Karachi West.

Be that as it may, it is clear that permissions granted to the Petitioner earlier as well as permission granted to Respondent No.7 (which is valid for one [1] year from 05.12.2019) were granted for different amenity plots which fact has been confirmed by Additional Deputy Commissioner-I. He further confirmed that there is a reasonable distance between both the plots. Addl. Deputy Commissioner-I on behalf of Deputy Commissioner Karachi West further submits that the application of the Petitioner has been decided with recommendations for extension/approval of the permission to hold Bachat Bazar and now the matter is pending with Deputy Commissioner Karachi West.

Since the application has already been decided with certain recommendations, therefore, we dispose of this petition with the directions to Deputy Commissioner Karachi West to pass necessary order on the application within ten [10] days hereof.

Copy of this order may be transmitted to Deputy Commissioner Karachi West for compliance as well as learned Additional Advocate General Sindh.

JUDGE

JUDGE

