

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH, KARACHI**  
C. P. No. D-7313 of 2019

Date	Order with signature of Judge
------	-------------------------------

PRIORITY.

1. For hearing of Misc. No.32351/2019.
2. For hearing of main case.

**Present:**

**Mr. Justice Muhammad Ali Mazhar.**

**Mr. Justice Yousuf Ali Sayeed.**

Hameedullah Khan Niazi-----petitioner

Versus

Government of Sindh & others-----respondents

**13.02.2020.**

Mr. Muhammad Atiq-ur-Rahman, advocate for petitioner.

Mr. Shahmir, advocate for respondent No.2.

Mr. Muhammad Jawwad Dero, Addl. A. G.

Shumail Waris, Manager Campus, Roots Millennium School is present.

Dr. Mansoob Ahmed Siddiqui, Director General, Private Institutions Sindh is present.

-----

**Muhammad Ali Mazhar-J:** Learned counsel for the Respondent No.2 is present along with Mr. Shumail Waris, Manager Campus, Roots Millennium School, and submits that keeping in mind the peculiar circumstances of the case and in order to facilitate a proper and amicable settlement of the matter between the Petitioner and the School, the Principal of the school, who had appeared on the last date of hearing, has since obtained approval of the Board/Management of the School for refund of the Security Deposit and Admission Fee of the children of the Petitioner and a cumulative sum of Rs.50,000/- has already been paid to the Petitioner as full refund of the Security Deposit and the relevant School Leaving Certificates have also been issued. The Petitioner, who is present in person, acknowledges the same.

So far as the admission fee of Rs.20,000/- per student is concerned, it is stated that the same would also be refunded to the Petitioner within seven working days vide cheque/pay order made out in the name of the Petitioner. Let compliance be ensured accordingly.

The Petitioner submits that he had also paid advance fee for the month of October and November 2019 in advance, and the fee for the month of November 2019 remained unutilized upon the admission of the Petitioner's children being cancelled. Mr. Shumail Waris submits that he will check the record and if any amount has in fact been paid in advance, the unutilized sum will also be refunded to the Petitioner.

Since the dispute has apparently been amicably settled, the Petitioner and counsel/representative of the School further undertake that the criminal case filed against the Petitioner and the Application filed by the Petitioner before the Justice of the Peace under Section 22-A Cr.P.C will be withdrawn but that aspect shall be seen by the learned trial court and justice of peace where proper application will be moved by the parties.

Under such circumstances, the petition is disposed of alongwith pending application on the foregoing terms.

JUDGE

JUDGE

MUBASHIR