

ORDER SHEET
IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR
C.P.No. D- 1099 of 2021

Date of hearing	Order with signature of Judge.
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Hearing of Case(Priority)

- 1.For orders on office objection
- 2.For hearing of CMA 4925/2021
- 3.For hearing of main case

10-03-2022

Mr. Nisar Ahmed Bhanbhro, Advocate for the Petitioner.
Mr. Zulfiqar Ali Naich, Assistant A.G.

Through this Petition, the Petitioner has prayed for the following prayer:

“a. That this Honorable Court may be pleased to issue writ in favor of petitioner declaring thereby the acts of Respondents of non inclusion of the development scheme Viz. “Road from Ripri Regulator Indus Bridge to Baharo Road as illegal ab initio, null and void and having no legal sanctity under the law.

b. To direct the Respondents to include the scheme of Widening & Repair of Road from “Ripri Regulator Indus Bridge to Baharo Road” in Annual Development Plan 2021 2022 and get it approved from provincial assembly of Sindh enabling the timely payments to the petitioner company”.

Though notices have been issued and various comments have been filed by the Respondents including response dated 23.12.2021 by the Respondent No.7. However, today we have confronted the Petitioner’s Counsel as to the maintainability of this Petition, which has been filed by the Contractor seeking the above prayer, learned Counsel very frankly concedes that he will not press this Petition in view of the objection and on the basis of the statement of the Respondent No.7, as above.

In view of such position, this Petition is **dismissed** as withdrawn; whereas, the Petitioner is at liberty to seek appropriate remedy in accordance with the law.

JUDGE

JUDGE

Ahmad