

ORDER SHEET

IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD

C.P. Nos.D-716, 717, 721, 722, 723, 729, 730, 731 and 732 of 2021

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DATE

ORDER WITH SIGNATURE OF JUDGE

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21.04.2021

M/s. Zahid-Ul-Haq, Imtiaz Ali Channa, Mumtaz Sachal Awan, Saad Salman Ghani, Heman Das S. Sanghani, Maheesh Bheel, Mohsin Raza Gopang and Mushtaq Ali Tagar, Advocates for the petitioners.

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The petitioners have sought declaration in the above petitions to the effect that they are running hotels / restaurants at the exempted locations in terms of Section 5 of Ehtram-e-Ramzan Ordinance, 1981. Learned counsel for petitioners have referred to several orders already passed by this court in similar type of petitions in the past.

Learned A.A.G. present in court in other matters waives notice and submits that the respondents are acting strictly in accordance with law and under Sections 4 and 5 of the Ehtram-e-Ramzan Ordinance, 1981, whereas no harassment is being caused to the petitioners.

Since in the earlier years similar controversy as raised in the instant petitions, has already been decided by various Division Benches of this court, by consent of all, we are disposing of the aforesaid petitions with the observation that if the restaurants / hotels and other establishments of petitioners are situated within the exception category as mentioned in Section 5 of Ehtram-e-Ramzan Ordinance, 1981, the respondents shall not interfere within the premises of the petitioners. However, they shall make surveillance and ensure the complete observations as laid down in the Ordinance and further they are at liberty to take action against the petitioners if they are found violating the limitations of Ordinance and its object.

With these observations the petitions are dismissed alongwith the listed applications.

Copy of this order be communicated to District Judges and Deputy Commissioners of each district within the jurisdiction of this bench through fax today for information and compliance.

Office is directed to place photostat copy of this order in other petitions today.

JUDGE

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