

ORDER SHEET  
**IN THE HIGH COURT OF SINDH, KARACHI**  
C. P. NO. D-4045 / 2022

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Date \_\_\_\_\_ Order with signature of Judge \_\_\_\_\_

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**FRESH CASE**

- 1) For orders on Misc. No. 17490/2022.
- 2) For orders on Misc. No. 17491/2022.
- 3) For hearing of main case.

**29.06.2022.**

Ms. Mahjabeen Rajput, Advocate for Petitioner.

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- 1) Granted.
- 2) Granted subject to all just exceptions.
- 3 & 4) Through this Petition, the Petitioner has impugned order dated 23.06.2022 passed by the Returning Officer, whereby, the nomination of the Petitioner has been rejected. Though Petitioner was required to avail the remedy of appeal against such rejection; however, notwithstanding this deficiency, on perusal of the order, it appears that even on merits there cannot be any exception to the same, inasmuch as the joint nomination of the Petitioner along with Vice Chairman Mr. Aijaz Ahmed could not have been accepted in view of the fact that the Petitioner's Vice Chairman had already filed another nomination paper as Chairman with some other Voice Chairman. In terms of Rule 16 sub-Rule (6) of Sindh Local Council Election Rules 2015, "if any person subscribes to more than one nomination paper, all such Nomination papers, except the one received first by the Returning Officer, shall be void" and therefore, the nomination papers filed by Mr. Aijaz Ahmed as Chairman which was earlier in time will prevail. Insofar as the Petitioner is concerned, he has no case before this Court and remedy if any, is against his Vice Chairman who failed to disclose proper facts to him.

In view of the above no case for indulgence is made out; therefore, this Petition is dismissed in limine with all pending applications.

**J U D G E**

**J U D G E**

Arshad/