

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

Suit No. -1248 of 2022

[Rashida Saleem and others v. Province of Sindh through Chief Secretary and others]

Order with signature of Judge(s)

1. For orders on CMA No.10350/2022 (Urgent Application)
2. For orders on office objection at flag 'A'
3. For orders on CMA No.10351/2022 (U/O XXXIX rules 1 & 2)

02.07.2022

M/s. Ahmed Masood, Shariq A. Razzak, Muhammad Altaf and
Naveed Wasti, Advocates for the plaintiffs

1. Urgency granted.
2. Learned counsel for the plaintiff undertakes to comply with the office objection within a week.
3. Learned counsel for the plaintiffs submits that the defendant No.4, apparently has issued letter bearing No.SBCA/DD/(District South)/2022/198 dated 01.07.2022 (available at page 639) to the defendant No.8, SHO, Sindh Building Control Authority, Civic Center, Karachi seeking help for demolition of the suit property being Plot No.30, Sheet No.WO-3, admeasuring 685 square yards, situated at Wadhmal Odharam Quarters, Karachi, without any notice received from any of the Government authorities on which plot, the plaintiffs are raising construction in accordance with the approved building plan. A perusal of the said letter reflects that the defendant No.4 did seek help from the police station for demolition. Counsel contends that the entire exercise is to deprive the plaintiffs from their valuable rights and infested with malafide and high headedness of the defendants, of which no notice has been served upon the plaintiffs.

Issue notice to the defendants for **30.08.2022**. In the meanwhile, operation of all the above described notice to remain suspended till the next date of hearing and defendants are restrained from taking any coercive action against the plaintiffs with respect to the suit property.

Office is directed to fax this order to defendant Nos.4 and 8 forthwith.

JUDGE