

**ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI**

C.P. No.D-8982 of 2018

Wahid Akhtar Shah
Versus
Province of Sindh & others

Date	Order with signature of Judge
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1. For hearing of CMA 11410/20
2. For orders as to maintainability of petition.

Dated: 07.10.2020

Mr. Fahim Zia for petitioner

Mr. Abdul Jaleel Zubedi, Assistant Advocate General along with Riaz Ahmed, Mukhtiarkar Shah Faisal, District Korangi.

Ms. Azra Muqem for KMC.

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Compliance report filed by respondent No.3 is taken on record.

Subject plot was never a plot of the petitioner where solid waste is being dumped. At page 21 of the file petitioner himself disclosed that he is in occupation (lawfully or unlawfully) of Plot/Survey No.189, which is far away from Survey No.190 where the solid waste is being dumped. Insofar as the request of raising boundary wall is concerned, petitioner may pursue his remedy available to him under the law by moving appropriate application before the revenue authorities. Such request/prayer cannot be entertained in these proceedings under Article 199 of the Constitution, more importantly when entitlement of the petitioner in respect of Plot No.189 itself is disputed. Petition as such is dismissed along with listed application with no orders as to costs.

Judge

Judge