

ORDER SHEET

HIGH COURT OF SINDH AT KARACHI

C.P.No.D-6014 of 2020

Date	Order with signature of Judge
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1. For orders on CMA No25898/2020 (U/A)
 2. For orders on C.M.A No.25899/2020 (Ex/A).
 3. For hearing of main case
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01.12.2020.

Mr. Muhammad Ramzan Tabbasum, advocate for the petitioner.
Mr. Miran Muhammad Shah, AAG.

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1. Urgency granted.

2-3. The instant petition has been filed on the ground that due to inadequate measures taken by the respondent No.8 and 9 there is imminent danger of spreading disease in the area. It is also prayed in the petition that certain electricity bills are outstanding against the respondents No.8 and 9.

The learned counsel appearing in the instant matter was categorically asked that how this petition is maintainable; firstly on the ground that it is the outlook of the concerned departments to see whether the legal and codal formalities as required by the slaughter house are being followed or not and secondly if any electricity bills are outstanding, that of K-Electric, the said matter is between the said respondents and the K-Electric and how the petitioner could indulge into that matter. No plausible explanation of the said queries is available with the learned counsel, except by saying that proper care and caution are not being observed by the respondents No.8 and 9, who are running the slaughter house in totally unhygienic condition. It is noted that an application in this behalf has already been moved by the petitioner with regard to non-fulfillment of hygienic conditions by the respondents No.8 and 9 and a copy thereof has also been given to the concerned SHO.

The AAG, present in Court, waives notice and stated since an application has already been moved to the concerned departments, the

petitioner should pursue his matter before the concerned authorities and this petition being not maintainable is liable to be dismissed with cost.

We have heard the learned counsel and the learned AAG and have also perused the record.

It may be noted that so far as the non-maintaining of hygienic condition by the respondents No.8 and 9 are concerned, since an application has already been moved by the petitioner to the concerned authorities, he should pursue the same before the concerned authorities in accordance with law. So far as the issue of non-payment of electricity bills by the respondents No.8 and 9 are concerned, the said matter is the concern of the respondents No.8 and 9 and the K-Electric and the same does not seem to be the concern of the petitioner. The instant petition thus is found to be wholly misconceived and not maintainable which stands dismissed alongwith the listed application. The petitioner, however, would be at liberty to pursue the matter, if so advised, before the authorities before whom he has moved the application.

JUDGE

JUDGE