

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR**  
**C.P.No.D- 1787 of 2018**

Date of hearing	Order with signature of Judge.
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**Hearing of Case**

**02-09-2021**

Mr. Irfan Ahmed Panhwar Advocate for petitioner.  
Mr. Mehboob Ali Wassan, Assistant A.G-Sindh.

**ORDER**

Through this petition, the petitioner has sought the following relief:

*“a. To direct the respondents No.1 to 5 to issue AA (Administrative Authority) and release of funds for the proposed Health Scheme after submission of modified PC-1 of above mentioned proposed health scheme.*

*b. To grant any other relief as this Honourable court may deem fit and proper under the circumstances of the case”.*

Comments have been called and it transpires that the scheme in question never materialized as no modified PC-1 was submitted further by the Health Department. While confronted, counsel for the petitioner has not been able to satisfactorily respond. He has made efforts to rely upon judgment reported as Aamir Lutuf Ali Zardari v. Province of Sindh and others **(2019 CLC 224)**; however, the same in the given facts and circumstances is distinguishable and is not directly applicable to the case in hand.

Moreover, in the comments, it has been stated that as and when Health Department further determines requirement of any health

facility then it may process to undertake the scheme as Non-ADP with the approval of the competent authority during current financial year.

In view of the above, this petition is disposed of by directing the Health Department to act accordingly and pursue the matter in accordance with law.

**JUDGE**

**JUDGE**

Ahmad