

ORDER SHEET

HIGH COURT OF SINDH AT KARACHI

C.P.No.D-1035 of 2017

Date	Order with signature of Judge
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1. For hearing of Misc. No.24899/17
 2. For hearing of Misc. No.11488/17
 3. For hearing of Misc. No.5455/17.
 4. For hearing of Main Case.
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17.10.2017.

Mr. Aminullah Siddiqui, advocate for the petitioners.

Mr. Rao Sarafraz advocate for SBCA.

Mr. Asadullah Lashari, State Counsel.

Mr. Muhammad Ali Lakhani, advocate for respondent No.6.

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This petition has been filed on the ground that some commercial activities are being run by the respondent No.6 by opening a college under the name and style "Reads College A-Level Gulshan Campus (Pvt.) Ltd" in a purely residential area. Petitioners No.1 and 2 Sultan Viyani and Muhammad Altaf are present and state that earlier another school was operating in the same building and it had an entrance from the other side of the building. The respondent's college which is being run / operated in the evening time also is creating hindrance as they have opened a gate in front of their houses. The said petitioners state that they have no objection if classes are conducted by the respondent No.6 in the morning time but directions may be issued to them not to hold classes at the evening time. To a query by the court, the petitioners have stated that they had never objected to the running of the previous morning school in the said building. They further state that the said respondent may be asked to restore previous gate by closing down the gate which is in front of their houses. Petition stands disposed of by directing the respondent No.6 to close down the gate immediately which is in front of the houses of the petitioners and also not to conduct any classes in the evening time until and unless a specific permission is obtained from this Court in this behalf. The said respondent is also directed not to raise any construction which is in violation of SBCA Rules and Regulations. The counsel for SBCA is directed that if the respondent No.6 is found to be raising any illegal construction the same should be removed in accordance with law. So far as the sealing of the property of the respondent No.6 is

concerned, consequent to the decision given in this petition the S.B.C.A. is directed to de-seal the property and to make sure that no illegal construction is raised by the respondent No.6 in this behalf. With these observations the instant petition is disposed of along with listed applications.

JUDGE

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