

Order Sheet
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD
C. P. No. D – 423 of 2021

DATE	ORDER WITH SIGNATURE OF JUDGE(S)
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1. For orders on office objection(s)
2. For hearing of main case

02.03.2023

Petitioner present in person.

Mr. Rafique Ahmed Dahri AAG Sindh.

Through the instant petition, the petitioner has prayed that the respondents be directed to implement the Sindh Land Revenue (Amendment) Act, 2013, whereby a new Sub-Section 23-A has been inserted in Section 4 of the Sindh Land Revenue Act, 1967. The said newly inserted Section 23-A reads as under :

“(23-A) “Service Center” means a Center established for maintaining computerized record of rights of a particular District or Taluka and providing service for mutation, transfer, execution and registration of deeds, certified copies of computerized record of rights and other matters connected to computerized record of rights”.

It is contended by the petitioner that despite passage of about ten (10) years, the Service Center defined in Section 23-A ibid has not been established / activated as envisaged in the said Act, and due to such unreasonable delay and inaction on the part of the respondents, not only the public at large is being seriously prejudiced, but the arbitrary and illegal actions and demands of the Revenue Department and its officials are being encouraged. A bare reading of the amendments made through the above mentioned Amendment Act of 2013 shows that the purpose of establishing a Service Center on the one hand was to maintain computerized record of rights in order to avoid manipulation therein and on the other hand to facilitate the land owners and their transferees and legal heirs in having access to such record without any hindrance, and further to seek changes therein expeditiously and accurately. If the Service Center has not yet been activated as averred by the petitioner, then it is a matter of grave concern. It is a matter of record that none of the respondents has filed comments / reply to assist the Court although they are on notice.

As the matter involves valuable vested rights of people having properties in Sindh, we are of the view that respondent No.1 / Chief Secretary Sindh is the right person to assist the Court as to the progress made in establishing and activating the Service Center, and if the same has not been established and or

activated, to explain the reasons therefor. Accordingly, the Chief Secretary Sindh is directed to appear before this Court in person on the next date of hearing along with a detailed report regarding the present status of the Service Center, particularly the functions being carried out by it at present, and if the same is not yet functional, the reasons for the same. Let notice be issued to the Chief Secretary Sindh for compliance. To be listed on **09.03.2023 at 11:00 a.m.**

J U D G E

J U D G E

Ali Haider

