

ORDER SHEET**IN THE HIGH COURT OF SINDH BENCH AT SUKKUR****C.P No. D- 1465 of 2022**

Date of hearing	Order with signature of Judge
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Fresh case.

1. For orders on CMA 5730/2022 (U/A)
2. For orders on CMA 5731/2022 (Ex)
3. For orders on CMA 5732/2022 (stay)
4. For hearing of main case.

11-01-2023.

Mr. Muhammad Raza Soomro, Advocate for petitioners.

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Through this constitutional petition, the petitioners have prayed as under :

- a) *That this Honourable Court may graciously be pleased to declare the petitioners are legal & lawful allottees of Government Flats, which have been legally allotted to him according to Allotment Policy; and the act of respondents for not handover the vacant possession of flats to the petitioners be declared as illegal and unlawful.*
- b) *That this Honourable Court may be pleased to call issue appropriate directions to the respondent No.2 to 6 to hand over the vacant possession of Residential Flats shown against each in Para No.3 of the petition ;by providing police assistance.*
- c) *That it may further be pleased to grant stay; thereby restraining the respondents not to allot or cancel the allotted Flats of petitioners to anybody else, without due course of law, till final disposal of the petition.*

Counsel for petitioners contends that respondents have allotted different flats to petitioners within the premises of hospital premises which has been occupied by the Principal of College of Nursing but petitioner has failed to join the said Principal as party in the case.

Since the question of allotment cannot be decided in writ petition, hence the petition is dismissed, however, the petitioners would be at liberty to approach the civil Court.

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Irfan/PA

