

ORDER SHEET
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR.
C.P.No. D – 673 of 2021.

- 1.For Hearing of CMA 3036/2021.
- 2.For Hearing of main case.

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07.11.2023.

Mr.Shabeer Ali Bozdar Advocate for petitioner.
Mr.Khuda Bux Chohan Advocate for respondent No.6.
Mr.Shahzado Dreho Advocate for respondent No.13.
M/s. Haji Shafi Muhammad Chandio Addl.A.G and
Shaharyar Awan AAG a/w Tariq Mahar, XEN Sukkur
Begari Bund and Deputy Commissioner, Sukkur.

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The petitioner alleges that the private respondents No.9 to 13 have illegally constructed the shops over the land of the Irrigation Department. The parawise comments submitted in the matter by the respondent No.5 (XEN Begari Canal, Sukkur) reflect that such encroachments have been made over an abundant watercourse in S.No.319 of Deh Old Sukkur. A sketch has also been attached alongwith the comments, with it being stated further that the matter has been drawn to the attention of the concerned Deputy Commissioner (respondent No.4) but no definitive action has been taken as yet. The existence of such watercourse being state land has also been confirmed through the comments of the respondent No.7 (Assistant Commissioner, New Taluka Sukkur as well as the written statement of the respondent No.4, wherein it has also been stated that the confirmation of existing of watercourse has been reported by the Survey Superintendent Sukkur Division. The Deputy Commissioner, Sukkur, who is in attendance, submit that the necessary step would be taken for removal of the encroachment in

terms of the Sindh Public Property (Removal of Encroachment) Act, 2010 and a progress report will be submitted on the next date. Let the needful be ensured accordingly.

To come-up on 28.11.2023.

JUDGE

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