

ORDER SHEET

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

C. P. No. D – 244 of 2024

Date of hearing	Order with signature of Judge
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Hearing of case (priority)

1. For orders on office objections at Flag-A
2. For hearing of CMA No.1016/2024 (S/A)
3. For hearing of main case

30.05.2024

Petitioner No.1 is present in person.
Mr. Ayaz Ali Noonari, Advocate for respondent No.4.
Mr. Ahmed Ali Shahani, Assistant Advocate General Sindh.

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Petitioners have filed this petition challenging a notice u/s 3 of Sindh Public Properties (Removal of Encroachment) Act, 2010, issued to them by Mukhtiarkar concerned, purportedly under the directions of Anti-Encroachment Tribunal, Sukkur.

Petitioner No.1 is present and submits that although the matter is still subjudice before the Tribunal, but Mukhtiarkar has started taking action by demolishing their houses. Learned AAG Sindh submits that the houses of the petitioners are constructed on encroached land.

Be that as it may, since the issue is subjudice before the Anti-Encroachment Tribunal, Sukkur, no coercive action shall be taken against the petitioners till decision of the issue by the Tribunal. Petitioners are however directed to join the proceedings before the Tribunal without fail, and if they do not appear and contest the matter, the Tribunal shall decide the same in accordance with law not later than three (03) months.

Petition is accordingly **disposed of** along with listed application.

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