

**ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI**

C.P. No.D-3381 OF 2020

Mehraj Khan & another

Versus

Government of Sindh & others

Date	Order with signature of Judge
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For orders as to maintainability.

Dated: 12.08.2020

Mr. Shahzad Raheem for petitioners.

Mr. Abdul Jaleel Zubedi, Assistant Advocate General.

Mr. Ahmed Zameer for respondents No.3 & 4.

Mirza Saleem Akhtar for respondent No.5.

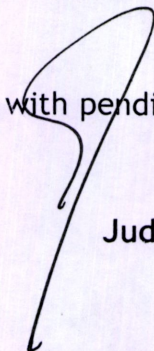
Mr. Khurram Iqbal for KMC.

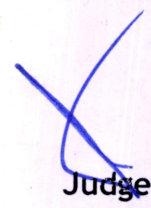
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This petition is filed by Mehraj Khan son of Sharfuddin and Mushtaq Darya Khan, both as General Councilors, Union Council No.11, DMC South while the case referred in this petition is of West where allegedly a Maveshi Mandi was established by some individuals. It is contended that the petitioners are aggrieved in the sense that it is a public interest litigation.

We have gone through the contents of the petition which disclose that this petition is filed by petitioners in their official capacity as being councilors Union Council No.11 DMC South whereas cause accrued within the jurisdiction of Deputy Commissioner West. Petitioners are not at all aggrieved nor have they filed instant petition in the capacity as being residents of the area either of West or South. Essence is not of a public interest litigation. Even otherwise the petition was filed a week before Eid-ul-Azha and it was not possible that during this short period the issues as raised in this petition could be sorted out. Virtually this petition has become infructuous in view of passing of Eid-ul-Azha. Consequently we deem it appropriate to dispose of this petition with the observation that in case such public interest litigation is filed by private person/s or in private capacity, same shall be dealt with in accordance with law and be disposed of accordingly.

Petition stands disposed of in the above terms along with pending applications.


 Judge


 Judge