

# IN THE HIGH COURT OF SINDH, KARACHI

C.P. No.D-1416 of 2020

Present:

Mr. Justice Muhammad Iqbal Kalhoro  
Mr. Justice Muhammad Osman Ali Hadi

1. For orders on CMA No.7866/23
2. For hearing of main case

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27.02.2025

Mr. Asadullah Soomro, advocate for petitioners.  
Mr. Muhammad Hisham Mahar, Assistant Advocate General.

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**MUHAMMAD IQBAL KALHORO, J:-** Petitioners have filed this petition against an order dated 12.11.2019, passed by Senior Member, Board of Revenue, Sindh dismissing their revision application filed before him against an order dated 27.04.2015, whereby appeal filed by petitioners was dismissed on the point of limitation by Additional Commissioner, Larkano Division.

2. As per claim of petitioners, their grandfather was allotted Survey No.168 of Deh Nazar Thriri, Taluka and District Larkano with an area admeasuring 2.05 acres in the year 1932, which was reduced to 1.02 acres curtailing area of "Kharabo" uncultivable land admeasuring 1.03 acres and the curtailed area was included in another Survey No.167 (being uncultivable survey number/Government Land) vide Ghat-Wadh Form No.29, issued in the year 1937. The petitioners had prayed that said Ghat-Wadh Form may be cancelled and the curtailed area admeasuring 1.03 acres may be reverted to Survey No.168, which is their ancestral kabuli land.

3. We have heard learned counsel for the petitioners and gone through the impugned order.

4. The record reflects that petitioners failed to produce any valid documentary evidence to establish that Survey No.168 had ever remained in the ownership of their ancestors with an alleged area of 2.5 acres. The relevant record was examined by Senior Member, Board of Revenue, Sindh, which established that Ghat-Wadh Form showed an area of 1.2 acres in Survey No.168 curtailing area of "Kharabo" uncultivable land admeasuring 1.03 acres, which was included in Survey No.167 (Government Land). The petitioners were able to produce only a photocopy of an old entry purported to be recorded in the year 1932. But it was not found to have been transcribed in the standing records for the year 1954 and in the year 1985. Since the said entry was not carried forward to the standing record, which is used as a reference to establish any claim, the revision application of the petitioners was dismissed for want of proof. From the record, it was established that Ghat-Wadh Form No.29, which revealed that Survey No.167 being *Na-kabuli* carried an area of 1.32 acres, which is established as Government *Na Kabuli* land. Learned counsel for petitioners has not produced any other documentary evidence to justify reversal of the findings recorded in the impugned order. Hence, we do not find any merit in this petition, and dismiss it in *limine*.

The petition is accordingly disposed of in above terms along with pending application.

JUDGE

HANIF

JUDGE