

## THE HIGH COURT OF SINDH KARACHI

**Present:**

Mr. Justice Adnan Iqbal Chaudhry  
Mr. Justice Muhammad Jaffer Raza

C.P. No. D - 5099 of 2025: Muhammad Aamir Siddiqui (MPA)  
versus Federation of Pakistan &  
others.

Petitioner : Mr. Abdul Majeed Khoso, Advocate.

Respondent No.1 : Ms. Mehreen Ibrahim, Deputy  
Attorney General for Pakistan.

Respondent No.2 : Nemo.

Respondent No.3 : Mr. Ayan Mustafa Memon, Advocate  
along with Syed Irfan Ali Shah,  
Director (Legal) and Ms. Hurmat  
Minha, Deputy Director (Legal), K-  
Electric.

Date of hearing : 03-12-2025

Date of decision : 03-12-2025

### **ORDER**

**Adnan Iqbal Chaudhry J.** - NEPRA's decision, notified on 18.07.2025, determined K-Electric's Supply Tariff for Multi-Year Tariff Regime 2023-2030 under section 31 of the Regulation of Generation, Transmission and Distribution of Electric Power Act, 1997 [**NEPRA Act**]. As a consumer of K-Electric, the Petitioner has filed an appeal before the Appellate Tribunal under section 12-G of the NEPRA Act to the extent that such tariff included adjustments for loss suffered by K-Electric due non-recoverables. The petition before this Court is in circumstances where said Appellate Tribunal is not functional. Petitioner prays that until his appeal can be heard by the Tribunal, this Court should intervene to suspend the impugned part of the tariff decision.

Learned counsel for K-Electric submits that the appeal before the Appellate Tribunal and this petition, both are misconceived. He points out that against the same tariff decision, the Petitioner had

earlier preferred a Review Motion under Regulation 3 of the NEPRA (Review Procedure) Regulations, 2009 which was not entertained presumably because it was time-barred, as is the appeal before the Tribunal. He further submits that in any case, the part of the tariff decision challenged in the appeal has already been reviewed by NEPRA against the K-Electric *vide* decision dated 20.10.2025; and while the K-Electric has challenged such decision, the Petitioner cannot claim to be an aggrieved person.

We have perused NEPRA's decision dated 20.10.2025, which was passed whilst deciding Review Motions moved by other persons. *Prima facie*, learned counsel for the K-Electric appears to be correct *i.e.* the part of the tariff decision questioned by the Petitioner has already been reviewed by NEPRA such that it addressed the Petitioner's contention. Learned counsel for the Petitioner is nonetheless of the view that NEPRA's decision dated 20.10.2025 does not have the effect of reversing the adjustments allowed earlier. However, we are still of the view that this is not a case that calls for the exercise writ jurisdiction to interfere with a tariff determination made by the NEPRA. Therefore, without prejudice to the stance taken by the Petitioner in his appeal before the Appellate Tribunal, the petition is dismissed.

**JUDGE**

**JUDGE**

\*PS/SADAM