

**IN THE HIGH COURT OF SINDH, KARACHI****C.P No. D- 2181 of 2014**

Malir Development Authority Vs. Muhammad Ikram &amp; others

**C.P No. D- 2182 of 2014**

Malir Development Authority Vs. Sultan Ali &amp; others

**C.P No. D- 2183 of 2014**

Malir Development Authority Vs. Muhammad Tariq &amp; others

**Present:****Mr. Justice Yousuf Ali Sayeed,****Mr. Justice Muhammad Osman Ali Hadi**

Date of hearing: 03.02.2026.

Date of decision: 03.02.2026.

Petitioners: Through Mr. Iqbal Khurram, Advocate.

Respondents: Through Mr. Kalash A. Vaswani, A.A.G.

**ORDER**

**Muhammad Osman Ali Hadi, J:** The instant Petitions arise out of Order passed by the Governor of Sindh dated 29.01.2014, whereby, a Review Appeal was filed by the instant Petitioner against a Decision of the Provincial Ombudsman, and such Review Appeal was dismissed.

2. It is the contention of the Petitioner that neither notice of the said Review Appeal was given to the Petitioner nor was the Petitioner afforded any opportunity to be heard and placed their submissions before the Governor of Sindh, which is their statutory right under Section 32 of the Establishment of the Office of Ombudsman for the Province of Sindh Act 1991. Learned counsel submits that a Division Bench of this Court previously passed an Order dated 06.05.2025 in C.P No. D-59/2014 (*copy provided*), which he states in principle was identical to the matter at hand. In the said Order, and the complaint filed by the Petitioner was remanded back to the Governor with direction to decide the case afresh by attending to the questions of jurisdiction of the Ombudsman as well as limitation, and after considering evidence produced by the parties. The Petitioner pleaded the same may be ordered

in the instant matter as well, since already a Division Bench judgement on this issue is in the field.

3. In view hereof, the matters are hereby remanded back to the Governor to be decided in the manner aforementioned. The matter should be heard and decided after affording a proper opportunity to all parties to appear and present their contentions / evidence. These Petitions stand disposed of in the above terms. Office to place copy of this order in the connected cases.

**Judge**

**Judge**

Ayaz