

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD
C.P. No.D-1092 of 2025

DATE

ORDER WITH SIGNATURE OF JUDGE

1. For order on MA No.253/2026.

2. For order on MA No.254/2026.

14.04.2026

Mr. Sajid Ali Gorar advocate for applicant/petitioner.

Mr. Muhammad Ismail Bhutto, Additional A.G. Sindh.

Mr. Imtiaz Ali Channa advocate for respondent No.4.

1. Exemption application is allowed, subject to all just exceptions.

2. Through the instant application filed under Article 204 of the Constitution of the Islamic Republic of Pakistan, 1973, read with Section 3 of the Contempt of Court Ordinance, 2003, the applicant/petitioner seeks initiation of contempt proceedings against the alleged contemnor/respondent, praying for his conviction and/or imposition of penalty on account of alleged wilful disobedience and violation of the orders dated 24.06.2025 and 17.11.2025 passed by this Court.

3. The record reflects that vide order dated 17.11.2025, this Court directed the Complaint Redressal Committee (CRC) to decide the complaint afresh, after issuing notices to all concerned parties, including the contractors/firms to whom the works under the lis had been awarded. The CRC was further directed to determine the fate of the Notice Inviting Tender (NIT), to the extent of the schemes forming subject matter of the petition, strictly in accordance with Rules 32 and 32-A of the SPP Rules, 2010, within a period of one month from the date of the said order. It was also ordered that, till such decision, the status quo order dated 24.06.2025 would continue to operate with respect to the schemes at Serial Nos. 2, 5, 11, 12, and 28 of the NIT.

4. In compliance with the aforesaid directions, the CRC convened a meeting on 04.12.2025, wherein the complaint of

the applicant/petitioner was duly considered and ultimately rejected. Thus, *prima facie*, the directions issued by this Court stood complied with. It further appears from the record that, being aggrieved by the decision of the CRC, the applicant/petitioner filed a separate petition bearing C.P. No.D-2257 on 22.12.2025, wherein he challenged the said decision and also referred to the order dated 17.11.2025 passed in the present proceedings. Notably, in the said petition, no interim relief was sought, as the directions of this Court had already been complied with in letter and spirit.

5. Moreover, it has come on record that the applicant/petitioner obtained Call Deposits/Pay Orders from the office of the Procuring Agency, which were subsequently refunded/encashed through Meezan Bank, Dadu on 03.12.2025. This further demonstrates that consequential actions pursuant to the impugned process had already taken place and were within the knowledge of the applicant. Despite the above, the applicant/petitioner, while concealing the material fact of having filed the aforementioned subsequent petition, instituted the present contempt application on 14.01.2026. Such concealment of material facts, coupled with the absence of any demonstrable non-compliance of this Court's orders, reflects lack of *bona fides* on the part of the applicant/petitioner.

6. It is well-settled that contempt jurisdiction is to be exercised sparingly and only in cases of clear, wilful and deliberate disobedience of Court orders. In the present case, since the directions issued by this Court were duly complied with by the CRC and no element of wilful disobedience is made out, the essential ingredients for invoking contempt jurisdiction are conspicuously absent.

7. In view of the above, we find that the instant application is misconceived, devoid of merit and appears to have been filed with mala fide intent. Consequently, the listed application is **dismissed**.

JUDGE

JUDGE