ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

C. P. No. D-7255 of 2026

Date	Order with signature of Judge

FRESH CASE.

1. For orders on Misc. No.28955/2026.
2. For orders on Office Objection No.16&19.
3. For orders on Misc. No.28956/2026.
4. For orders on Misc. No.28957/2026.
5. For hearing of main case.

04.11.2026.

Mr. Muhammad Talha Abbasi, Advocate for the Petitioner.

YOUSUF ALI SAYEED-J: The Petitioner has invoked the jurisdiction of this Court under 199 of the Constitution in the matter of the auction of collection rights of the Cattle Piri fee at Cattle Colony, U.C. No.5, Ibrahim Hyderi, arraying the Secretary, Local Government Department, Government of Sindh and Director (Advertisements), Information Department, Government of Sindh, as the Respondents Nos. 1 and 5, and the Town Municipal Corporation, Ibrahim Hyderi and its functionaries as the Respondents No.2 to 4, while praying that this Court be pleased inter alia to:

1. *Declare that the award, if any, and the continuation, of the collection rights of the Cattle Piri fee at Cattle Colony, U.C No.5, Ibrahim Hyderi, Karachi, otherwise than by an open auction held in accordance with rule 5 of the Sindh Local Councils (Auctioning of Collection Rights) Rules, 2016, is illegal, without lawful authority and of no legal effect, and is in disregard of the order dated 17.10.2025 passed in C.P. No. D-836 of 2024.*

2. *Direct the Respondent No.5 to place on record any advertisement published on the request of the Respondents No.2 to 4 for auction of collection rights of the Cattle Piri fee at Cattle Colony, U.C. No.5, Ibrahim Hyderi.*

3. *Direct the Respondents No.2 to 4 to hold a fresh open auction of the said collection rights, strictly in accordance with rules 5, 6, 7, 8 and 9, upon a public notice published in not less than three widely circulated newspapers, in Urdu Sindhi and English, not less than fifteen days before the date of the auction, disclosing the date and time, the reserve price, the bid security, the period of the contract and the dates of the further attempts, and to award the contract to the highest eligible bidder.*

4. *Order criminal/ penal inquiry / investigation/ action against the officers/ staff of Respondent No.2 on account of defrauding the government by handing over collection rights to their agents through bogus processes.*

5. *Restrain the respondents, their officers, agents and any person acting for them, from collecting, or from causing to be collected, the said fee through any contractor who has not acquired the collection rights in an auction so held.*

6. *Direct the Respondent No.1 to examine, under rule 11(6), whether any award of the said rights has been made otherwise than in accordance with the Rules or otherwise than in a transparent manner, and to proceed in accordance with law.*

7. *Pending disposal of this petition, restrain the Respondents No.2 to 4 from awarding, extending or acting upon any contract for the said collection otherwise than pursuant to an auction held under rule 5."*

2. Through Paragraph 2 of the Petition, the Petitioner has pleaded as follows:-

"2. That the Respondent No.1 is the Province of Sindh through the Secretary, Local Government Department, under whose superintendence the local councils perform their functions, and upon whom rule 11(6) of the Rules of 2016 confers the power to repudiate an agreement where an auction has not been conducted in accordance with the Rules or in a transparent manner. The Respondents No.2 to 4 are the council and the officers charged with the auction and the collection of the fee. The Respondent No.5 is the Director Advertisements, Information Department, Government of Sindh, who is responsible for publication of advertisements of

auctions and tenders, and is being made a party to verify whether any advertisement has been made in respect of auction of collection rights of the Cattle Piri fee at Cattle Colony, U.C. No.5, Ibrahim Hyderi. It is respectfully submitted that a public functionary, in parting with a right to collect public revenue, is not free to choose a contractor by private arrangement."

As is apparent from the cited paragraph and Prayer Clause 6, the Petitioner's stance is that, from the standpoint of its preceding prayers, the matter is to be looked into and addressed by the Respondent No.1. However, on query posed to learned counsel for the Petitioner as to whether any application/representation or complaint had been made by the Petitioner to the Respondent No.1, he conceded that such a step had not been taken. Under the circumstances, the Petition is found to be misconceived. As such, while granting the Application for Urgency, we hereby dismiss the Petition in limine, leaving the Petitioner to take up the matter accordingly with the Respondent No.1.

JUDGE

JUDGE

MUBASHIR