

IN THE HIGH COURT OF SINDH AT KARACHI
Suit No. 1079 of 2010

Date

Order with signature of Judge

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1. For orders on Nazir's report dated 28.10.2013
 2. For hearing of CMA No.1659/2013 (U/o. XXXIX Rule 2 CPC)
 3. For hearing of CMA No.7241/2010 (U/o. 39 Rule 1 & 2)
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24/12/2013:

Syed Ansar Hussain, Advocate for the Plaintiff.
Mr. Idrees Alvi, Advocate for CDGK/KMC.

Learned counsel for the plaintiff states that despite status quo orders the defendants not only have encroached the property but they are raising illegal construction. Learned counsel for the Defendant No.4 CDGK/KMC present in Court states that CDGK/KMC cannot take action because pendency of the suit. However, there is no such order, which restrain the CDGK/KMC from taking any action in accordance with law, which authorize them for taking action against illegal construction. The learned counsel for the CDGK/KMC is directed to demolish construction, if they found according to their record that the construction in the suit premises is illegal, in this respect after notice to the person raising construction. They may take any step required to complete the demolition if found illegal construction they are also directed to seek assistance of the police and Director Anti Encroachment Cell KMC to complete the task in accordance with law. CDGK is directed to submit report within 15 days regarding compliance of this order.

JUDGE

