

Order Sheet
IN THE HIGH COURT OF SINDH KARACHI
CP No.5735 of 2024

Date	Order with signature(s) of Judge(s)
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- 1. For order on office objection No. 1 & 22
- 2. For hearing of CMA No.25458/24
- 3. For hearing of main case

04.12.2024

Mr. Younus Khan Marwat, advocates for the petitioner
Mr. Ali Safdar Depar, AAG
Ms. Humair Jatoi, advocate for SBCA
SIP Muhammad Nadeem PS Mehmoodabad Karachi

In essence, the petitioner is seeking the cancellation of the approved building plan in respect of the encroached public park admeasuring 200 sq. yd. as well as illegal commercial construction on two plots i.e. 698 and 698A Street No.15-D, Mehmoodabad Karachi. The petitioner also sought direction against the respondents No.1 and 2 to demolish the entire construction undertaken illegally in violation of master plan of the subject property. He also sought direction that the respondent No.3 may be restrained from raising further construction on the aforesaid plot in any manner whatsoever.

We have noted that the petitioner had an alternate remedy by approaching the Sindh Building Control Authority under the Sindh Building Control Ordinance, 1979, which he failed to exhaust in this case. Accordingly, alternate remedy is available to the petitioner under the law. This petition is dismissed as not maintainable.