

**ORDER SHEET
IN THE HIGH COURT OF SINDH
CIRCUIT COURT MIRPURKHAS**

Civil Revision Application No.S-.388 of 2024

DATE	ORDER WITH SIGNATURE OF JUDGE
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06.03.2025

Mr. Farhan Ahmed Bozdar advocate for applicant.

Mr. Ayaz Rajpar, A.A.G. Sindh a/w Mr. Mehboob Ali Siyal Secretary Board of Revenue, Mr. Mushtaque Ahmed Zardar D.F.O Khipro and Mr. Pirano Khan Mukhtiarkar Khipro.

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Mr. Mehboob Ali Siyal, Secretary Board of Revenue, Hyderabad appeared and surrendered himself on the mercy of Court, so also placed the compliance report in paragraph No.04. The survey No.308 & 309 restored in favor of Forest Department and entry No.133 dated 25.02.2025 has also kept in Revenue Record in form VII-B measuring 49-09 acres and land has been bifurcated and restored vide aforesaid entry and has now shown in Map of Deh. He further stated that the share of the applicant by carving out survey No.591 area 2-13 acres and 592 area 2-13 acres, total area 4-26 acres in favor of applicant has also been restored vide entry No.134 dated 25.02.2025 in compliance of Judgment dated 18.11.2022 paragraph No.20 is reproduced as under;

“This Revision application is disposed of along with pending applications, with directions to the Forest Department and/or competent authority of the Board of Revenue to sit together to look into the status of the land of the applicant and if he is at all entitled to the subject land the same shall be taken care of by taking into consideration all aspect of the case, however, ensure that no land of the forest is to remain in the illegal occupation and the same shall be retrieved forthwith in terms of orders passed by the Honorable Supreme Court: and bifurcate the land of the applicant if any, and forest department within two weeks from today; and they are also directed to see the legality of the grant of the excess land in favor of the beneficiary; and take the prompt decision under the law within a reasonable time after providing meaningful hearing to all concerned.”

The District Forest Officer present in Court, has confirmed that land of Forest Department has recorded in record of rights of Deh Wadhal, Taluka Khipro, District Sanghar and he is satisfied with the report of the Secretary Board of Revenue Hyderabad as well as Map of Deh issued by Survey Superintendent, Mipurkhas

The learned counsel for the applicant stated that being aggrieved by the order passed by the Senior Member of Board of Revenue on 20.02.2023 annexure-A he has filed a Petition. It may be observed that at paragraph No.19 of the Judgment dated 18.11.2022 passed in the present Revision Application, this Court has maintained the Judgment and decree dated 14.09.2022 passed by Additional Sessions Judge Khipro in Civil Appeal No.15 of 2021 at paragraph No.19, which is reproduced here under:-

“The upshot of the above discussion is that the judgment and decree dated 14.9.2022 passed by learned Additional District Judge, Khipro in Civil Appeal No.15 of 2021, does not call for any interference.”

Be that it may, since the compliance of Judgment dated 18.11.2022 has been done by the Public Officials as such the contempt application stands dismissed.

Copy of this order be forwarded to the Senior Member Board of Revenue Government of Sindh, Karachi and the Secretary, Forest Department Government of Sindh, Karachi for compliance and effective co-ordination to preserve the Forest land by adopting transparent manner and digitalization of record to for see and meet the environmental challenges.

JUDGE