

ORDER SHEET  
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR  
C.P No.D- 1243 of 2025

DATE	ORDER WITH SIGNATURE OF JUDGE
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**Fresh Case**

- 1.For orders on CMA 4893/25
- 2.For orders on o/objections
- 3.For orders on CMA 4894/25
- 4.For hearing of main case

**30-07-2025**

Mr. Muhammad Rafique Rajpoot, Advocate for the Petitioner.  
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1. Urgency is granted.

**2to4.** Through instant petition, petitioner has sought for directions of this Court requiring the official respondents No.2 to 6 to remove the illegal encroachment from private respondents on Masoom Graveyard in Deh Thikratho survey No.185, measuring 19-27 acres.

When confronted as to the maintainability of instant petition on the ground that alternate and efficacious remedy is available under Sindh Public Property (Removal of Encroachment Act), 2010, learned counsel for petitioner submits that this Court has concurrent jurisdiction under section 199 of Constitution of Pakistan, 1973 to issue directions to the public functionaries to remove any encroachment from public property; however, since Special Tribunal is now functional, counsel for petitioner, under instructions, does not press instant petition and will approach Special Tribunal in accordance with law.

Accordingly, instant petition stands disposed of along with listed applications in the above terms.

**J U D G E**

**JUDGE**

Ahmad