

HIGH COURT OF SINDH CIRCUIT COURT, HYDERABAD

C.P. No.D-98 of 2022

[Illahi Bux vs. Province of Sindh and Others]

BEFORE:

JUSTICE ADNAN-UL-KARIM MEMON
JUSTICE RIAZAT ALI SAHAR

Petitioner present in person

Nemo for the private respondents

Mr. Asif Ali, advocate for SBC

Mr. Rafique Ahmed Dahri, Assistant A.G. Sindh

Date of hearing & decision: 01.12.2025

ORDER

ADNAN-UL-KARIM MEMON J.- Through this Constitutional Petition, the petitioner seeks directions to Respondents 2 to 8 to compel Respondents 9 to 19, the owners of Shoukatabad Colony Housing Scheme, to provide all basic facilities to the colony and its residents without further delay, and to ensure the allotment of plots for drainage, a school, a community centre, and a dispensary.

2. The case of the Petitioner is that Respondent No.19 is operating an illegal housing scheme, namely Shoukatabad Colony, without the approval of the competent authority at Deh Siyal, Taluka and District Dadu, on agricultural land belonging to Respondents 9 to 18. It is submitted that Respondent No.19, in collusion with Respondents 9 to 18, prepared a map and sold out plots to the general public without obtaining necessary approvals. Furthermore, Respondents 9 to 19 have failed to provide basic facilities in the colony, resulting in trenches filled with stagnant and filthy rainwater. The Petitioner and his relatives own plots in the colony and have repeatedly requested the Respondents to provide the necessary facilities, but their requests were ignored. Consequently, the Petitioner filed a petition before the District & Sessions Judge, Dadu, which was disposed of with certain directions to the official Respondents. However, these directions have never been implemented. The Petitioner then filed a contempt application, which was dismissed, leading to the filing of the instant Petition.

3. After hearing the parties present in court, this court deem it fit and proper to direct that the District Government functionaries shall take immediate stock of all illegal housing schemes, including Shoukatabad Colony, and ensure that basic facilities are provided to the residents. The Deputy Commissioner, Dadu, shall personally oversee this process and after hearing the parties shall ensure that the private respondents comply with the law.

4. Accordingly, the instant petition stands disposed of in the above terms.

JUDGE

JUDGE

Karar Hussain/PS*