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ORDER SHEET**IN THE HIGH COURT OF SINDH, CIRCUIT COURT LARKANO**

Constt. Petition No. D- 506 of 2022

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| Date of hearing | Order with signature of Judge |
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1. For orders on office objection-A.
2. For hearing of main case.

Mr. Bahadur Ali Shahani, advocate for the petitioner.

Mr. Jai Kumar Chawla, advocate for the respondents No.6 and 7.

Mr. Abdul Hamid Bhurgri, Additional Advocate General, Sindh.

Mr. Muhammad Imran Abbasi, Assistant Attorney General for Pakistan
a/w Kanwar Shujaat Ali, District Election Commission, Larkana.

By way of this constitutional petition, the petitioners being candidates for Chairman and Vic-Chairman, UC-No.04, Empire Town, Larkana have impugned the order dated 27.5.2022 as given by the Returning Officer, Union Committee No. 1 to 5, Town Committee, Municipal Corporation, Larkana wherein the same was taken up by way of Election Appeal No. 29/2022 and the nomination papers of the said petitioners were rejected on account of concealment/suppression of the assets which are against section 60, 61 and 62 of Election Act, 2017.

The learned counsel for the petitioners' states that order is not maintainable, as he was informed otherwise to the requirements. Learned counsel for the respondents present agrees that the said election is being held under the Sindh Local Government Act, 2013 and not under the Election Act, 2017. Having heard the learned counsels and gone through the record. It is also observed that section 23 of the said act provides disqualifications wherein the ownerships of the properties owned by the candidates are to be declared after the elections and in the said circumstances the impugned order in the matter stood set-aside. The petition was allowed to the extent of allowing the petitioners for contesting the election as the proposed candidates for the Chairman and the Vic Chairmanship.

These are the reasons of our short order dated 8.6.2022.


JUDGE


JUDGE