

ORDER SHEET
**HIGH COURT OF SINDH CIRCUIT COURT,
HYDERABAD**

C.P No.D-1388 of 2025

[Muhammad Nasir and anothers vs. Province of Sindh and Others]

For hearing of M.A No.7500/2025

Mr. Rafique Ahmed Dahri Assistant A.G Sindh a/w Inspector
Manzoor Ali, Inspector Sikander, Inspector Noor Shahbaz
and SIP Nazir Ahmed,

Date of hearing & decision: 20.11.2025

The petitioners pray that this Court may be pleased to:

- a. Direct Respondents No.1 to 4 to investigate persons selling fireworks with the consent of Respondents No.5 to 11 in their respective jurisdictions and submit a report to this Court.*
- b. Direct Respondents No.3 & 4 to provide legal protection to the petitioners and, upon verification of the Home Department permissions, prevent the lodging of false FIRs against them.*
- c. Direct Respondents No.5 to 11 to refrain from harassing or threatening the petitioners, as they are conducting their fireworks business in accordance with the permissions granted by the Home Department of the Government of Sindh.*
- d. Grant any other relief that this Honourable Court deems fit and proper.*

2. The case of the petitioners, as disclosed in memo of petition, is that they have been engaged in making “Phuljari” fireworks, sourcing materials from Lahore, Punjab, and other cities for sale in Sindh and they have cooperated with government events on various occasions; that due to illness of petitioner No.1, the petitioner No.2, who is his son, now manages the business; that they operate their business under permissions granted by the Home Department, Government of Sindh, including No Objection Certificates, however, despite this they have faced harassment, extortion, and threats while transporting materials for lawful distribution during national and government celebrations; that following age-related transfer of permission, Petitioner No.2 now holds the fireworks license, but authorities refuse to recognize it, further obstructing their lawful business, as such they fear for their lives, liberty, and property and face a real threat of false legal cases and having no other remedy, they approached this Honourable Court under Article 199 of the Constitution.

3. Respondent No.5 (SDPO Market Hyderabad) submitted that he does not personally know the petitioners, nor have they approached him. He denied all allegations, calling them baseless and false. The SHO PS Sakhi Peer Hyderabad confirmed that the petitioners' business is outside his jurisdiction, no harassment or extortion occurred, and strict surveillance is maintained. In view of these facts, Respondent No.5 prayed for dismissal of the petition.

4. None appeared on behalf of the petitioners today. It is noted that the petition was earlier dismissed for non-prosecution on 30.09.2025. Despite listing for restoration, no appearance has been made by the petitioners in the last two hearings.

5. On examination of the case and the record, it is apparent that the petitioners have failed to pursue their petition diligently. Furthermore, on merits, the petitioners have no case as the sale and use of fireworks without proper permission poses a danger to public safety. Accordingly listed application is allowed and petition is restored, however, same stands dismissed on merit being not maintainable.

6. Before parting with the order it would be appropriate to direct the DIGP Hyderabad to ensure that no fireworks are manufactured, sold, or used in Hyderabad Division without the permission of the competent authority of the Government of Sindh, in the interest of public safety. A copy of this order shall be forwarded to the DIGP Hyderabad for immediate compliance, with further instructions to issue the necessary SOP and to ensure that all police stations within Hyderabad Division are duly informed and directions are complied with; failure thereon they shall be exposed under Article 204 of the Constitution.

JUDGE

JUDGE

Sajjad Ali Jessar