

ORDER SHEET

HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD

Before:

**Justice Arbab Ali Hakro
Justice Riazat Ali Sahar**

1.	C.P No.D-209 of 2026	Abdul Aziz v. Province of Sindh and others
2.	C.P No.D-211 of 2026	Riaz Hussain v. Province of Sindh and others
3.	C.P No.D-212 of 2026	Muhammad Yousif v. Province of Sindh and others
4.	C.P No.D-213 of 2026	Nazar Muhammad Shah v. Province of Sindh and others
5.	C.P No.D-214 of 2026	Muhammad Soomar v. Province of Sindh and others
6.	C.P No.D-215 of 2026	Tahir Khan v. Province of Sindh and others
7.	C.P No.D-216 of 2026	Pappu v. Province of Sindh and others
8.	C.P No.D-217 of 2026	Deedar Ali v. Province of Sindh and others
9.	C.P No.D-218 of 2026	Muhammad Imran v. Province of Sindh and others
10.	C.P No.D-219 of 2026	Ali Akbar v. Province of Sindh and others
11.	C.P No.D-231 of 2026	Ayan Ali v. Province of Sindh and others
12.	C.P No.D-232 of 2026	Muhammad Kashif v. Province of Sindh and others
13.	C.P No.D-239 of 2026	Ali Akbar v. Province of Sindh and others
14.	C.P No.D-247 of 2026	Jameel Ahmed v. Province of Sindh and others
15.	C.P No.D-248 of 2026	Nazik v. Province of Sindh and others
16.	C.P No.D-260 of 2026	Imdadullah v. Province of Sindh and others
17.	C.P No.D-262 of 2026	Shairyar v. Province of Sindh and others
18.	C.P No.D-263 of 2026	Muhammad Sharif v. Province of Sindh and others
19.	C.P No.D-264 of 2026	Hoat Khan v. Province of Sindh and others
20.	C.P No.D-266 of 2026	Mir Nawaz v. Province of Sindh and others
21.	C.P No.D-267 of 2026	Naseeruddin v. Province of Sindh and others
22.	C.P No.D-280 of 2026	Qamar Nawaz v. Province of Sindh and others
23.	C.P No.D-294 of 2026	Mir Mudassar Hussain v. Province of Sindh and others
24.	C.P No.D-297 of 2026	Nisar Ahmed v. Province of Sindh and others

Date of hearing: 19.02.2026

Date of Decision: 19.02.2026

M/s Ahmed Nawaz Chang, Poonjo Ruplani, Zubair Ahmed Kalhoro, Inayat Hussain, Babar Ali Panhwar, Javed Iqbal Bhatti, Ali Haider Janwari, Muhammad Waseem Shah, Aijaz Ali Bhutto, Muhib Ali Laghari, Muhammad Aamir Qureshi, Sajjad Ali Gopang, Ghulam Shabbir Mari, Shakeel Ahmed, Nellam Mir Meharani and Shawal Khan Lashari, Advocates for the Petitioners

Mr.Muhammad Ismail Bhutto, Additional A.G Sindh (present in Court in other matters waives notice of these petitions)

ORDER

ARBAB ALI HAKRO, J. Since all the aforementioned petitions raise an identical question of law and revolve around the same factual matrix, they are

being decided through this consolidated order to avoid multiplicity of proceedings and to ensure uniformity in the adjudication of the issue involved.

2. The petitioners seek a writ of mandamus directing the official respondents to grant the requisite permissions enabling them to operate their respective hotels, restaurants, pakora shops, biryani shops, juice corners, bakers or similar establishments during the holy month of Ramzan. Their grievance is that despite submitting applications before the competent authorities, no decision has been taken, thereby exposing them to harassment and possible penal consequences under the Ehtram-e-Ramzan Ordinance, 1981.

3. Learned Additional Advocate General Sindh raises no objection if these petitions are disposed of by directing the respective Deputy Commissioner (s) to decide the petitioners' applications strictly in accordance with law.

4. The issue raised in these petitions is not res integra. Various benches of this Court have already examined the matter in detail in earlier proceedings, notably the judgment dated 28.05.2018 passed in C.P. No.D-1007 of 2018 and connected petitions, and the order dated 02.05.2019 passed in C.P. No.D-709 of 2019 and others. In those matters, this Court held that it is not within its jurisdiction to determine the merits of individual applications seeking exemption under Section 5 of the Ehtram-e-Ramzan Ordinance, 1981. The competent authority to decide such applications is the Deputy Commissioner concerned, who is required to assess the nature and location of the establishment and determine whether it qualifies for exemption under the statutory framework.

5. In view of the settled legal position and the consensus of the parties, all the listed petitions are **disposed of**, with the direction that the applications of the petitioners, whether already pending before the concerned Deputy Commissioner(s) or to be filed pursuant to this order shall be decided within seven days of receipt of this order. The Deputy Commissioner(s) shall examine each case independently, afford the petitioners an opportunity of hearing and render a reasoned order in accordance with law and the principles laid down in the aforementioned judgments. The authority shall specifically determine whether the establishment in question is situated in a locality that qualifies for exemption under Section 5 of the Ehtram-e-Ramzan Ordinance, 1981.

6. All the petitions stand disposed of in the above terms.

Office is directed to transmit a copy of this order to the concerned Deputy Commissioner(s) for information and compliance.

JUDGE

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