

## ORDER SHEET

### HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD

Before:

Justice Arbab Ali Hakro  
Justice Riazat Ali Sahar

1.	C.P No D-194 of 2026	Mehmood v. Province of Sindh and others
2.	C.P No D-202 of 2026	Samar Abbas Shah v. Province of Sindh and others
3.	C.P No.D-203 of 2026	Abdul Majeed v. Province of Sindh and others
4.	C.P No D-256 of 2026	Naveed Palari v. Province of Sindh and others
5.	C.P No D-257 of 2026	Shabir Ahmed v. Province of Sindh and others
6.	C.P No D-279 of 2026	Manzoor Ali v. Province of Sindh and others
7.	C.P No D-284 of 2026	Muhammad Bachal v. Province of Sindh and others
8.	C.P No D-285 of 2026	Moula Bux v. Province of Sindh and others
9.	C.P No D-307 of 2026	Muhammad Tofeeq Ansari v. Province of Sindh and others
10.	C.P No D-336 of 2026	Rajab Ali v. Province of Sindh and others
11.	C.P No D-337 of 2026	Tahir Mallah v. Province of Sindh and others
12.	C.P No D-338 of 2026	Abdul Nabi v. Province of Sindh and others
13.	C.P No D-339 of 2026	Muhammad Anwer v. Province of Sindh and others
14.	C.P No D-346 of 2026	Naseer v. Province of Sindh and others
15.	C.P No D-347 of 2026	Shahnawaz Solangi v. Province of Sindh and others
16.	C.P No D-351 of 2026	Manzoor Ali v. Province of Sindh and others
17.	C.P No D-352 of 2026	Muhammad v. Province of Sindh and others
18.	C.P No D-354 of 2026	Abdullah v. Province of Sindh and others
19.	C.P No D-355 of 2026	Shahzado v. Province of Sindh and others
20.	C.P No D-361 of 2026	Sohail Ali v. Province of Sindh and others
21.	C.P No D-372 of 2026	Imtiaz Ali v. Province of Sindh and others
22.	C.P No D-373 of 2026	Atta Muhammad v. Province of Sindh and others
23.	C.P No D-376 of 2026	Toufeeq Ahmed v. Province of Sindh and others
24.	C.P No D-387 of 2026	Muhammad Shoaib Khan v. Province of Sindh and others
25.	C.P No D-388 of 2026	Jamal Khan v. Province of Sindh and others
26.	C.P No D-389 of 2026	Hakim Ali v. Province of Sindh and others
27.	C.P No D-390 of 2026	Muhammad Qasim v. Province of Sindh and others
28.	C.P No D-391 of 2026	Mukhtiar Ali v. Province of Sindh and others
29.	C.P No D-400 of 2026	Samoon v. Province of Sindh and others
30.	C.P No D-401 of 2026	Naveed v. Province of Sindh and others
31.	C.P No D-402 of 2026	Zahoor v. Province of Sindh and others
32.	C.P No D-409 of 2026	Habibullah v. Province of Sindh and others
33.	C.P No D-410 of 2026	Abdul Rehman v. Province of Sindh and others
34.	C.P No D-412 of 2026	Usman Mandhrov. Province of Sindh and others
35.	C.P No D-427 of 2026	Inayatullah v. Province of Sindh and others
36.	C.P No D-444 of 2026	Jadam Rahimoon v. Province of Sindh and others

Date of hearing: 26.02.2026

Date of Decision: 26.02.2026

M/s Haider Ali Maheri, Vikcy Kumar Khatri, Farhan Ali Laghari,  
Ghulam Hussain Palari, Peeral Majeedano, Fatima Zehara Ansari,



Zeeshan Ali Memon, G.M Laghari, Mumtaz Sachal Awan, Atta Muhammad, Asghar, Hussain Bux Chachar, Taimoor Ali Arain, Atta Muhammad, Hafiz Muhammad Ansari, Ghulam Shabir Saand, Mazhar Ali Qureshi, Meer Muhammad Nohri, Mazhar Ali Laghari, OM Parkash Gokhlani, Rasheed Ahmed, Ameer Hassan and Ashar Majeed Khokhar, Advocates for the Petitioner (s)

None present on behalf of petitioner (s) in C.Ps No.D-279, 351, 352 and 409 of 2025

Mr.Muhammad Ismail Bhutto, Addl. 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.

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Sd/- JUDGE

Sd/- JUDGE