

ORDER SHEET
IN THE HIGH COURT OF SINDH KARACHI

Constitutional Petition No. D – 5735 of 2026
(Muhammad Adil Rafiq & another versus Province of Sindh & others)

DATE	ORDER WITH SIGNATURE OF JUDGES
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Before:
Mr. Justice Adnan-ul-Karim Memon
Mr. Justice Muhammad Jaffer Raza

Date of hearing and order: 17.09.2026

Mr. Shameel Ibne Mushtaq, Advocate for the Petitioners.
Mr. Dhani Bux Lashari, Advocate for SBCA.
Mr. Zohaib Zulfiqar Sarki, A.A.G.

Adnan-ul-Karim Memon, J. The Petitioners filed this Constitutional Petition under Article 199 of the Constitution, challenging the sealing orders dated 01.09.2026 concerning shops situated at Plot Nos.286 and 46, Sector 12-L, Orangi Town, Karachi, and seeking their de-sealing and protection against unlawful interference.

2. Learned counsel for the Petitioners submits that the shops, being milk shops containing perishable items, had been sealed arbitrarily and in violation of the decision of the Provincial Ombudsman in Complaint No.POS/38/2008/KC. Notice was accordingly issued to the Respondents vide order dated 07.09.2026.

3. Learned counsel for SBCA submitted that an aggrieved person has a statutory right of appeal under Section 16 of the Sindh Building Control Ordinance, 1979.

4. In view thereof above, the petition, without touching the merits of the case, is disposed of with liberty to the Petitioners to avail the said remedy, and just upon filing the appeal within one week, the SBCA shall decide the appeal within one month. In the meantime, status quo was ordered to be maintained.

JUDGE

JUDGE