

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C. P. NO. D-3942 / 2026
(Nazim Hussain v. The Province of Sindh & others)

Date	Order with signature of Judge
	Before:- Mr. Justice Riazat Ali Sahar Mr. Justice Ali Haider ‘Ada’

Date of hearing & order: 14.10.2026

Mr. Zakir Hussain Khaskheli, Advocate for Petitioner.
Mr. Abdul Jalil Zubedi, Additional Advocate General Sindh.
Mr. Masroor Ahmed, advocate for KW&SC.

ORDER

Riazat Ali Sahar, J. Petitioner has filed this Constitutional Petition under Article 199 of the Constitution of the Islamic Republic of Pakistan, 1973, with the following prayer: -

- “A. To direct the respondents No. 3 to 11 to issued the license for ground water extraction (Subsoil water) under the policy and regulation of 2023 & 2024 in favour of the petitioner and the respondent already received license fee amount of Rs.30,00,000/= from the petitioner in the year of 2024 and amount still lying in the account of respondent department.*
- B. Any other or further order which this Honourable Court may be pleased to deem fit and proper under the circumstances of the case.”*

2. Learned counsel for the petitioner contends that the petitioner applied for a licence for extraction of groundwater (subsoil water) under the Groundwater Extraction, Consumption and Management Regulations, 2024, and, pursuant to the directions of the respondent authorities, deposited an amount of Rs. 30,00,000/- and undertook substantial expenditure on boring and installation of pipelines. However, despite the passage of considerable time and a subsequent application dated 18.09.2025, the respondents have neither issued the requisite licence nor refunded the deposited amount. It is further contended that the petitioner has suffered substantial financial losses due to the inaction of the respondents. He, therefore, seeks directions for the decision of his application in accordance with law, issuance of the requisite licence or, in the alternative, refund of the deposited amount, along with compensation for the losses.
3. Learned counsel for Karachi Water & Sewerage Corporation (KW&SC) submits that, in compliance with the order dated 10.08.2026, the petitioner’s application for grant of a subsoil water extraction licence has been placed before the competent Board for consideration; however, the Board’s meeting has not yet

been convened and its decision is awaited. He, therefore, seeks further time to obtain the Board's decision and submit a compliance report.

4. When confronted with the legal position of the case, learned counsel for the petitioner submits that the petitioner would be satisfied if respondent No. 5, i.e., the Chief Executive (Managing Director), Karachi Water & Sewerage Corporation (KW&SC), is directed to decide the petitioner's pending application in accordance with law within sixty (60) days and submit a compliance report to this Court.

5. In view of the above, respondent No. 5 is directed to decide the petitioner's application within the stipulated period of sixty (60) days, strictly in accordance with law, rules and prescribed policy, and communicate the decision to the petitioner, with a compliance report to be submitted before this Court.

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Shahzad Soomro