ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

Const. Petition No. D-3548 of 2012

Date	Order with signature of Judge

1. For orders on CMA No.443/2014.
2. For hearing of CMA No.39528/2012.
3. For hearing of Main Case.

02.11.2026

Mr. Ayatullah, Advocate for the Petitioner.
Mr. Zohaib Zulfiqar Sarki, Addl. A.G., Sindh.

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This is an old matter pertaining to the year 2012. It appears that there is civil litigation pending in between the parties which reflects from the reply dated 14.09.2012, furnished by the Addl. Director Anti-Encroachment Cell, KDA Wing KMC, Karachi addressed to M/s. A.J. Enterprises, Karachi in consequence to Legal Notice dated 18.06.2012 whereby, findings of the demarcation were given as under:-

A. The newly created Survey No.288 measuring 1-20 acres, deh Okewari, is effecting the constructed bungalows of the KDA Officers Cooperative Housing Society. It is proved that the said created survey number by the Survey Superintendent, Karachi is without adopting/following the proper Procedure of the survey, rules 67-A of the Land Revenue Act 1967. The newly created survey No.288, measuring 1.20 acres deh Okewari, is opposite and across the Valley Road, as per sketch provided by the Mukhtiarkar, Revenue Department, Sindh and by you.

B. No excess land is in possession of the KDA Officers Cooperative Housing Society or under the installations and infrastructure of the Karachi Water & Sewerage Board. The site survey sketch is enclosed herewith, for information.

C. In the circumstances, you are illegally, malafidely, claiming the land in between bungalow No.C-27 Block-B, and existing Water Pumping Station of KDA Officers Co-operative Housing Society.

It is further noted that a Suit bearing No.3605/2025 is pending adjudication before the XIIth Senior Civil Judge, Karachi (East) with regard to the same controversy. The learned Addl. A.G., Sindh also pointed out

that an earlier Suit filed by the Karachi Water and Sewerage Board (KW&SB) bearing No.891/2005 was stated to be dismissed and its Appeal is pending before the competent forum.

In view of the factual controversy, the instant Petition being misconceived is not maintainable and is hereby **dismissed** accordingly with no order as to costs.

JUDGE

JUDGE

M. Khan