Order Sheet

IN THE HIGH COURT OF SINDH AT KARACHI

CP No.D-4792 of 2026

(Syed Musa Kazmi v. the Province of Sindh and 09 others)

Date	Order with signature of Judge

Before:

Mr. Justice Riazat Ali Sahar

Mr. Justice Ali Haider 'Ada'

1. For order on office objection
2. For hearing of CMA No.18452/2026
3. For hearing of main case

Date of hearing
& Order: **27.10.2026**

M/s. Nisar Ahmed Narejo and Muhammad Ramzan, advocates for the petitioner
M/s. Waleed Khandzada and Masroor Ahmed, advocate for KW&SB
Mr. Zohaib Ali Sarki, Additional Advocate General Sindh a/w Muhammad Anwar, Mukhtiarkar, Mirpur Sakro, Thatta

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Riazat Ali Sahar, J. The main controversy involved in the instant petition is that the petitioner claims ownership and possession of the subject land situated at Gharo Golai, Deh Kharesar, Taluka Mirpur Sakro, District Thatta, on the basis of revenue records dating back to 1979, including the latest entry dated 18.06.2026, and asserts that, despite submission of title documents and a reply to Letter No. PD Lands/KW&SC/40/2026 dated 24.07.2026, issued by respondent No.3 for an anti-encroachment operation, no speaking order has been passed, while the respondent authorities have allegedly threatened demolition of the existing shops and offices and his dispossession without notice or opportunity of hearing, in violation of his fundamental rights guaranteed under Articles 4, 10-A, 23, 24 and 25 of the Constitution of the Islamic Republic of Pakistan, 1973.

2. Learned counsel for the petitioner submits that he would be satisfied and would not press the instant petition if appropriate directions are issued in terms of the compliance report submitted by the Deputy Commissioner, Thatta. The relevant paragraph of the said report is reproduced as under:

> *"In view of above facts and circumstances, it is respectfully submitted that no final opinion regarding ownership / title is expressed at this stage. After receipt of comments / reports from all concerned departments and completion of joint survey, the claim of KW&SC shall be decided strictly on merits in accordance with provisions of Sindh Land Revenue Act, 1967 and Rules made thereunder, as well as SOPs / guidelines issued by Board of Revenue, Sindh from time to time, and a detailed compliance report shall accordingly be submitted before this Honourable Court for kind perusal and further necessary orders."*

3. In view of the above circumstances, the Deputy Commissioner Thatta is strictly directed to resolve the controversy between the parties after providing proper opportunity of hearing in accordance with the law, rules and regulations.

4. Instant petition stands ***disposed of*** in the above terms along with the pending application(s), if any,.

JUDGE

JUDGE

Nadir*