

ORDER SHEET

IN THE HIGH COURT OF SINDH, CIRCUIT COURT LARKANA

Constitution Petition No. S-115 of 2026.

Arz Muhammad v. P.O Sindh & others.

Date	Orders with signature of Judge
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For non-prosecution.

03-06-2026.

The matter is called repeatedly; however, no one appeared on behalf of the petitioner, nor any intimation of absence received. It may be observed that on the previous date of hearing, i.e., 09.04.2026, a specific objection regarding the maintainability of the instant petition was raised by this Court. At that stage, learned counsel for the petitioner sought time to address the said legal issue. Despite the grant of sufficient opportunity, no one has appeared to assist the Court on the question of maintainability.

A careful examination of the prayer clause reveals that the petitioner essentially seeks directions against the official respondents to refrain from causing alleged harassment and to provide protection.

The issue regarding the maintainability of such petitions is no longer *res integra*. A Division Bench of this Court, in the case of *Abdul Hameed and another v. Province of Sindh and others* (PLD 2019 Sindh 168), has categorically held that harassment petitions are not directly maintainable before the Constitutional Court where an adequate and efficacious alternate remedy is available under the relevant law. The same principle has also been reaffirmed by this Court in *C.P. No. S-482 of 2025 (Manzoor Ali v. Province of Sindh and others)*, wherein it was held that a petitioner is first required to avail the

statutory remedy before the competent forum having jurisdiction.

In the present matter, the record does not reflect that the petitioner approached the competent authority or forum prescribed under the law before invoking the constitutional jurisdiction of this Court. Thus, the petitioner has failed to exhaust the alternate remedy available to him.

For the foregoing reasons, as well as on the ground that the matter falls outside the direct constitutional jurisdiction of this Court at this stage, the instant petition is not maintainable and is, accordingly, dismissed in limine, along with all pending applications, if any.

JUDGE