

# IN THE HIGH COURT OF SINDH AT KARACHI

Present:  
**Muhammad Junaid Ghaffar, J.**  
**Agha Faisal, J.**

CP D 733 of 2021 : Muhammad Rashid & Others vs.  
Province of Sindh & Others

For the Petitioner : Mr. Ali Sher Khan, Advocate

Date of hearing : 11.02.2021

Date of announcement : 11.02.2021

## ORDER

**Agha Faisal, J.** The present petition has been filed seeking directions for allotment of survey numbers in respect of land, situated in District Thatta, so as to make the subject property eligible for issuance of re-writing / re-construction of record, allegedly set alight during riots in the year 2007.

2. At the very onset the petitioners' counsel was required to address the Court with respect to the maintainability of the petition, especially with respect to *laches*. Per learned counsel, the relevant record was destroyed in 2007; however, the petitioners' earliest attempt to seek a remedy was in 2020 (as demonstrated from a partial copy of a hand written letter dated 18.02.2020). No cogent justification was articulated as to why this petition was preferred belated by well over a decade.

3. In view of the reasoning and rationale herein contained, we are of the considered view that the petitioners' counsel has failed to set forth a case for the exercise of extra ordinary writ jurisdiction by this Court, hence, this petition was dismissed vide short order announced in Court earlier today. These are the reasons for our short order. However, the petitioners shall remain at liberty to pursue their grievance, if any, before the forum of competent jurisdiction.

JUDGE

JUDGE