

**ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI**

Date	Order with Signature of Judge(s)
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C.P. No.D-8154 of 2019

Present:

**Mr. Justice Muhammad Ali Mazhar
Mr. Justice Agha Faisal**

Muhammad Ali Lakhani & Others.....Petitioners

Versus

The Registrar to the High Court
of Sindh & Others.....Respondents

1. For orders on CMA No.36433/2019.
2. For hearing of main case.

Date of Hearing: 20.12.2019

Mr. Muhammad Umer Lakhani, advocate for the petitioners along with petitioners Muhammad Ali Lakhani, Mujtaba Sohail Raja, Taimur Mirza, Abdallah Azzaam Naqvi, Jawad Dero, Amber Lakhani, Muhammad Habib Qazi, Shaikh Arsalan Ahmed, Salman Azizi, Muhammad Aamir Khosa, Muhammad Yahya, Zehra Sehr Vayani, Muhammad Asad Iftikhar.

Syed Shabbir Shah, AAG.

Mr. Ghulam Rasool Samoon, Registrar, High Court of Sindh.

Barrister Muhammad Asad Ashfaq, Applicant Intervener.

Mr. Muhammad Haseeb Jamali, General Secretary, Mr. Zia ul Haq Makhdoom, President and Barrister Hidayat Mangrio, Sindh High Court Bar Association.

Mr. Munir Ahmed Malik and Mr. Naeem Qureshi, Karachi Bar Association.

Muhammad Ali Mazhar, J.- All twenty two petitioners are Advocates of this court who have brought this petition for issuing directions to ensure that the petitioners and litigants are provided unhindered and smooth access in the court premises on working days including the days on which strike calls are given by the Bar Council and Bar Associations.

2. The learned counsel for the petitioners argued that in fact they feel it expedient to file this petition for alleviation and mitigation of their grievance that during strike period or the strike calls given by the Bar Council or Bar Associations the gates of this court are blocked by the office bearers of Sindh High Court Bar Association, as a result thereof, the advocates and the litigants are not allowed the access in the court building. It was further argued that the petitioners have no complaint or protest against the strike calls given by the Bar Association but they are perturbed by the resistance and force whereby the advocates are being stopped from entering into the court premises or the courtrooms.

3. Seeing as the Sindh High Court Bar Association was not party to the proceedings therefore, we issued notice to the President and General Secretary of Sindh High Court Bar Association who are present in court. Similarly, Karachi Bar Association was also not party but outgoing president Mr.Naeem Qureshi Advocate and Mr. Muneer Ahmed Malik Advocate, newly elected president of Karachi Bar Association are present. The petitioners in one voice avowed that at present they want to be confined for the declaration that during strike days the high court gates should not be blocked therefore at this juncture, they do not want to press their petitions against the respondent No.2 to 6. On their request the names of respondent No.2 to 6 are struck off from the array of the respondents. The learned counsel for the petitioners is directed to file amended title in the office.

4. The learned President of High Court Bar Association Mr.Zia-ul-Makhdoom has given clear statement that they only persuade and convince their bar members not to join court proceedings on strike days but neither have they ever closed/blocked the gates of High Court nor would any such act be done in future. Statement of learned President of Bar Association is taken on record.

5. The petitioners appreciated the gesture of their learned president and reiterated that they have no issue with the strike call given by the Bar Associations but they are only aggrieved that during the strike days, office bearers of the Sindh High Court Bar Association block the gates of High Court building however on the basis of aforesaid statement, the petitioners are satisfied and seek for the disposal of this petition. The petition and pending application is disposed of accordingly.

Judge

Judge