

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD.

C.P.No.D- 881 of 2015

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For Katcha Peshi.
2. For hearing of MA 4446/2015.

11.06.2015.

Mr. Sajjad Ali Rind, Advocate for petitioner.
Mr. Allah Bachayo Soomro, Additional A.G. a/w Syed Inayat Ali Shah, Assistant Commissioner, Hyderabad, Rafique Ahmed Memon, Mukhtiarkar Hyderabad and SIP Abdul Rafique SHO P.S Seri, Hyderabad.

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Pursuant to Court notice, comments have been filed by learned A.A.G. on behalf of respondents No.3 and 4, which are taken on record and copy supplied to learned counsel for the petitioner.

Learned A.A.G. states that since the petitioner has violated the terms and conditions of license whereby necessary precautionary measures which were to be taken by the petitioner and other licensees, have not been adopted, therefore, impugned order dated. 23.04.2015 has been issued.

Learned counsel for the petitioner submits that petitioner has not violated any terms and conditions of license, whereas no show cause notice was issued by the respondents so that petitioner could explain his position.

We have heard learned counsel for the parties and perused the record and would dispose of instant petition with direction to the respondents to issue a proper show cause notice to the petitioner with regard to alleged violation of the terms and conditions of license or any rule or regulation applicable, within a period of two days from today which shall be responded by the petitioner within one week

from the date of receipt of such show cause notice, whereafter the respondents may pass appropriate order, however strictly in accordance with law. It is clarified that if the respondents could not find out any violation of law, rule, regulation or the terms and conditions of license issued to the petitioner which is reported to be valid upto 31st December, 2015, the petitioner may be allowed to carry on such business in terms of license issued in his favour. In the meanwhile, the impugned order dated. 23.04.2015 shall remain suspended in respect of the petitioner.

The petition stands disposed of in above terms alongwith listed application.

JUDGE

JUDGE

Tufail