

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
H.C.A. No.44 of 2021

Date

Order with signature of Judge

Fresh Case

1. For order on CMA No.790/2021.
2. For order on office objection a/w reply as at "A".
3. For order on CMA No.791/2021.
4. For hearing of main case.
5. For order on CMA No.792/2021.

16.03.2021

Syed Haider Imam Rizvi, Advocate for the Appellants.

1. Urgency granted.
2. Office objection deferred for the time being.
3. Exemption granted subject to all just exceptions.

4&5. The appellants have impugned the order dated 08.03.2021 whereby the learned single Judge in Suit No.1131/2013 passed an order for inspection. The learned counsel for the appellants argued that this has been done without notice to the appellants. What we have observed that the allegations against the defendants No.3 to 57 are that they are violating the status-quo order and raising illegal construction. In order to verify whether any illegal construction is being raised or not, the order for inspection has been passed with notice to all concerned. No case of any interference is made out, however, it is directed that the commissioner shall ensure that at the time of inspection a proper notice shall be issued to the appellants to ensure the presence of their representative at the time of inspection. Appeal is disposed of accordingly alongwith listed application.

Judge

Judge