

IN THE HIGH COURT OF SINDH AT KARACHI

Constitutional Petition No.D-1269/2009

Order with signature of Judge(s)

1. For order on CMA No.9197/2021 (Contempt)
2. For hearing of CMA No.4152/2020 (152)
3. For hearing of CMA No.31642/2017 (151)
4. For hearing of CMA No.29476/2014 (Contempt)

30.03.2021

Petitioner present in person.

Dr. Dhani Bakhsh Lashari, advocate for SBCA.

Mr. Altaf Ahmed Sahar, advocate for KDA.

Mr. Iqbal Khurram, advocate for KMC.

Ms. Samira Noreen Anwar, advocate for DMC, East Karachi.

This petition was disposed of vide order dated 20.11.2012 with direction to the official respondents to ensure that absolutely no commercial activity is allowed in respect of the subject properties and also in respect of other properties within their jurisdiction including that of the petitioner without any discrimination, at all. In case anyone indulges in the misuse of properties appropriate action under law be initiated against such person strictly under the law. Compliance report was also sought from official respondents. We have noticed that various orders after disposal of this petition have been passed on the listed applications. This Court vide order dated 01.03.2021 directed DMC concerned to remove the billboards installed in the area and furnish the compliance report. Per learned counsel representing the DMC East, as per direction of this Court, the compliance has been made in its letter and spirit and nothing is left on their part to be complied with. The same is

the stance of the learned counsel representing the official respondents. At this juncture, the petitioner who is present in person has refuted the claim of the official respondents and submits that still the orders passed by this Court have not been complied with in its letter and spirit. We, under the circumstances of the case, are not in a position to thrash out the allegations and counter-allegations through the listed applications, however, we deem it appropriate to dispose of the listed applications with direction to the Director-General, SBCA, Competent Authority of DMC East to look into the matter personally and comply the orders passed by this Court in the present proceedings in its letter and spirit within two weeks from the date of receipt of this order and report compliance to this Court through MIT-II for our perusal.

JUDGE

JUDGE

Zahid*