

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P. No. D-6559 of 2018

Intiaz Muhammad Ali

Versus

Province of Sindh, & others

DATE ORDER WITH SIGNATURE(S) OF JUDGE(S)

**BEFORE: Justice Irfan Saadat Khan,
Justice Muhammad Faisal Kamal Alam, JJ**

1. For hearing of CMA No.2533/2021
2. For hearing of CMA No.4336/2020
3. For hearing of CMA No.4334/2020
4. For hearing of CMA No.4335/2020
5. For hearing of CMA No.3183/2020
6. For hearing of CMA No.3184/2020
7. For hearing of CMA No.3185/2020
8. For hearing of CMA No.28682/2018 (stay)
9. For hearing of Main case

08.09.2021

Mr. Ahmed Ali Hussain, advocate for the petitioner.
Mr. Miran Muhammad Shah, Addl. A. G. Sindh for
Respondent No.1.
Mr. Khurram Ghayas, advocate for SBCA /
Respondents No.2 & 3.
Mr. Abdul Wahab, advocate for Respondent No.4.

The instant petition has been filed on the ground that the property bearing House No.D-30, Block-4, Clifton, Karachi is being used by the Respondent No.4 on commercial basis. Notices thereafter were issued to the Respondents and in response thereto the counsel appearing for Respondent No.4 categorically stated that the subject property was given to her tenant for residential purposes only but they used the same for commercial purpose. He further stated that legal proceedings have been initiated against her tenant. He further undertakes that the subject property, which is residential in nature, would be used exclusively for residential purposes the moment the same is restored from the present tenant.

The counsel for the petitioner is satisfied with the statement given by the counsel for Respondent No.4 and does not press the instant

petition any further. The SBCA Authorities however are directed to make sure that the subject property is used exclusively for residential purpose only and if either the respondent No.4 or any other person used the said property other than for residential purposes appropriate action in accordance with law would be taken against them. So far as the aspect of present status of the building is concerned, SBCA is directed to furnish their report with the MIT-II of this Court within one month's time. With these directions the instant petition alongwith all the pending and listed applications stands disposed of.

JUDGE

JUDGE

SM