

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

C.P. No.D-2014 of 2021

DATE	ORDER WITH SIGNATURE OF JUDGE
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14.04.2022

Mr. Manzoor Ahmed Chandio advocate for respondent No.7.
Mr. Ayaz Ali Rajpar, Assistant A.G. Sindh

None present for the petitioners. The petitioners have prayed for the relief against respondents No.1 to 4 and 7 that they may not be dispossessed from their ancestral land about 68 acres which is only source of their livelihood. They also seek a declaration that the act of respondents in allotting 296.14 acres land to Khoski Sugar Mills showing the land uncultivable/barren is totally illegal and unlawful. We are afraid that such question that goes to the root of the case regarding the entitlement or disentitlement of petitioners and respondents cannot be adjudicated and proceeded under Article 199 of the Constitution of Islamic Republic of Pakistan. However, notwithstanding the above the petitioners and their counsel have not marked their appearance today. Although there are serious questions regarding maintainability of this petition but today since the parties are called absent we deem it appropriate to dismiss the petition for non-prosecution along with pending application.

JUDGE

JUDGE