

**IN THE HIGH COURT OF SINDH,
BENCH AT SUKKUR**

C. P No. D – 1092 of 2021

Date	Order with Signature of Hon'ble Judge
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Hearing of case (Priority)

1. For orders on office objection at flag 'A'
2. For hearing of CMA No.4949/2021 (S/A)
3. For hearing of main case

17-11-2021

Mr. Saifullah Soomro, Advocate for the Petitioner
Mr. Mehboob Ali Wassan, Assistant Advocate General

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ORDER

Muhammad Junaid Ghaffar, J;- Through this Petition, the Petitioner has sought the following reliefs;-

- (a) That, this Honourable Court may kindly be pleased to direct the Respondent No.3 to cancel the allotment of Respondent No.6 and allot the residential quarter at RHC Salehpat in favour of Petitioner as he has big joint family who is residing in the house therefore, if the same will not be allotted in favour of Petitioner the whole big family will suffer difficulties and problems regarding residence of themselves and minor children.
- (b) That this Honourable Court may be pleased to direct the Respondents not to take any detrimental action against the Petitioner and do not cancel the allotment of the said quarter from the name / allotment of the Petitioner's brother Lal Chand till final disposal of this petition.
- (c) To grant any other equitable relief which has not been specifically prayed for, which this Honourable Court deems fit and proper in the circumstances of the above case.

Comments have been filed by the Respondents. It appears that the Petitioner was earlier living with his brother in the accommodation now being claimed by him after his retirement, as the same has been allotted to someone

else. The petitioner's claim is that since he was living with his brother, therefore, such quarter ought to have been allotted to him, however, as per Rule 15 of the Accommodation Allocation Rules, 2002, brother is not entitled for any such claim, as it is only restricted to spouses and children of the employee, hence no relief can be granted in the given facts of the case. Accordingly, the Petition is dismissed with pending application, whereas, the application of the Petitioner, if any, for allotment shall be decided in accordance with the law.

Judge

Judge

ARBROHI