

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

C.P.NO.D-902/2015

Date	Order with signature of Judge
------	-------------------------------

For KatchaPeshi

04.08.2015

Mr. Sami Ahsam, Advocate for the petitioner
Mr. Sheikh Liaquat Hussain, Standing Counsel;
Mr. Mustafa Mehaser, Addl.A.G
Mr. Atir Aqeel Ansari, advocate for Respondent No.12

Through instant petition, the petitioner has sought directions for appointment of Chairman of Censor Board and Film Certification and to make operational the official Website of Central Board and Film Certification and to place it under appropriate Ministry.

Counsel for the petitioner was confronted with regard to maintainability of instant petition as recorded in the order dated 25.2.2015 to which the Counsel for the petitioner could not respond satisfactorily. Even otherwise, we have been informed that insofar as placing the Censor Board under an appropriate Ministry is concerned, a Memorandum dated 16.1.2014 has already been issued by the Cabinet Division, whereby the Central Board of Film Censors has been placed under the Information, Broadcasting and National Heritage Division, in terms of Rule 3(3) of the Rules of Business 1973, by the Prime Minister. It has been further noticed that the petitioner has leveled very generalized allegations without being specific on any issue. This Court while exercising jurisdiction under Article 199 of the Constitution cannot enquire or investigate such bald allegations, whereas, the petitioner who intends to seek a discretionary relief, has to specifically allege an act of the Government Functionary of which the petitioner seeks redressal of. In our opinion the relief being sought through instant petition by the petitioner cannot be granted while exercising Constitutional jurisdiction under Article 199 of the Constitution.

In view of such position, instant petition being misconceived is hereby dismissed in limine.

JUDGE

JUDGE