

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

**C. P No. D – 938 of 2022**

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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.3367/2022 (S/A)
3. For hearing of main case

**06.12.2022**

Mr. Mehboob Ali Wassan, Assistant Advocate General along with Qamar Abbas Soomro, Assistant Executive Engineer, Sub-Division Gambat

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None present for the petitioner. Same was the position on the last date of hearing. Mr. Muhammad Shah Bukhari, Advocate, files power on behalf of respondents 7 and 8 while comments are filed on behalf of respondents 2 to 6, which are taken on record.

Through instant petition, the petitioner seek restraining order against the private as well as official respondents for illegally acquiring / demolishing his land and drawing an illegal water course / Kassi from his Survey No.602.

As per comments filed by respondents 2 to 6, the petitioner's allegations are false and baseless and the sanctioned water kassi is drawn from the classi bana from Survey No.600 and 602 of irrigation, which is legally sanctioned Kassi; however, the petitioner has illegally closed / demolished the Kassi in Survey No.601. It has further been stated that on the application of respondent No.7 for supply of water from the command of said Water Course 2-L Ex- Abul Wah, the respondent No.3 has issued letter dated 16.06.2022 to respondent No.4, directing him to ensure water supply to khatedars from said classi bana between Survey Nos. 600 to 602 for irrigating the Survey No.601.

In view of the above, we deem it appropriate to dispose of this petition by directing the official respondents to ensure supply of water for

irrigation purpose to all the sanctioned khatedars whose agricultural lands rest on Water Course 2-L Ex-Abul Wah including who are irrigating their agricultural lands on sanctioned Kassi / Classi Bana between Survey Nos. 600 and 602 as per the share list in accordance with the law. The petition stands disposed of along with listed application.

Judge

Judge

ARBROHI