

**IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD**

C.P. No. 3- 597 of 2022

Akbar ----- Petitioner

VERSUS

Province of Sindh
& others ----- Respondents

Date of hearing: 22.08.2022

Date of decision: 22.08.2022

Mr. Mazhar Ali Leghari, Advocate for Petitioner
Mr. Allah Bachayo Soomro, Addl.A.G.

ORDER

ADNAN-UL-KARIM MEMON, J.- Through the instant petition, the petitioner has prayed as under:-

- a. That this Honourable Court may kindly be pleased to declare the act of respondents 4 to 9 and their criminal accomplices of harassing, threatening and blackmailing the petitioner and other residents in order to usurp the legal and lawful properties as illegal, unlawful, unconstitutional, void, ab-initio, against the norms and natural principles of justice;
- b. That this Honourable Court may further kindly be pleased to direct the respondents 1 and 2 to provide complete protection of life, honour, prestige, dignity and property of the petitioner and other residents of village from the utter state of highhandedness of the respondents 4 to 9 and their criminal accomplices with further directions to the respondents 4 to 9 to appear before this Honourable Court and submit an undertaking to the effect that they will not cause any sort of harm, harassment, threats, blackmailing, mental or physical torture in any manner whatsoever either directly by themselves or indirectly through their subordinates, friends, agents, relatives, goons etc.

2. Mr. Mazhar Ali Leghari learned counsel for the petitioner has submitted that the petitioner and his caste-fellows have 08 houses in their village and have their agricultural lands and besides their village, there is a village of respondents 4 to 9 which comprises 150 houses; that respondents 4 to 9 unlawfully to dispossess the petitioner and his caste-fellows from their villager are causing harassment and as a result of such harassment they also got vacated some of the houses from petitioner's village and against their illegal harassment they approached the official respondents but they did not pay any heed, hence he has filed the instant petition with the above prayer.

3. Primarily, the dispute has been alleged between private parties concerning obligations arising out of contracts or breach of legal or moral duties; and in this background, it has been alleged that the private parties at fault are harassing the petitioner either themselves and/or with the help of police officials and instead of taking action against the wrongdoers, the police is supporting them.

4. Petitioner also alleging harassment against police officials, at this stage, learned AAG has submitted that police shall ensure no harassment is caused to the petitioner, learned counsel is satisfied with the statement of learned AAG and seeks disposal of the instant petition in terms thereof.

5. In view of the above by consent this petition is disposed of with the understanding that police officers shall be neutral if there arises any dispute between the private parties and shall act under the law.

JUDGE

Karar_hussain/PS*