

**ORDER SHEET****IN THE HIGH COURT OF SINDH BENCH AT SUKKUR****C.P No. D- 20 of 2023**

Date of hearing	Order with signature of Judge
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Fresh case

1. For orders on CMA No.95/2023 (U/A)
2. For orders on office objection at flag 'A'.
3. For orders on CMA No.96/2023 (Ex)
4. For hearing of main case.

**10-01-2023.**

Mr. Achar Khan Gabol, Advocate for petitioner.

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1. Urgency granted
2. Deferred.
3. Exemption is granted subject to all just legal exceptions.
4. Through this petition the petitioner has prayed as under :
  - a) *To direct the respondents Nos. 2 to 5 to take legal measures against the private respondents regarding their act of dismantling/demolishing and blocking the sanctioned Water course No.R-5 (RD-203) Nara Canal as well as water course No. RD 302.05 L/S Nara Canal. Further the respondents Nos. 2 to 5 may be directed to get restore the water course of petitioner and ensure the petitioner to irrigate his lands through above said water courses.*
  - b) *To direct the respondents Nos. 6 to 8 to provide complete police assistance for maintaining the law and order situation, so also the concerned police (Respondent No.7 & 8) may be directed to take legal action against the private respondents, regarding damaging and dismantling the Govt. sanctioned water course, through which the petitioner is irrigating his lands.*

*c) To call the private respondents in person and they may be bound down that they will not cause any kind of hindrance in irrigating the lands of petitioner through water course No. RD-302.5 L/S Nara Canal, Deh Gandaho, Taluka Salehpat, District Sukkur.*

Perusal of same reflects that factual controversy cannot be decided in writ petition, hence petitioner would be at liberty to approach civil Court for redressal of his grievance.

The petition is disposed of in the above terms.

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Irfan/PA

