

ORDER SHEET**IN THE HIGH COURT OF SINDH BENCH AT SUKKUR
C.P No. D- 583 of 2019**

Date of hearing	Order with signature of Judge
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Hearing of case

1. For orders on office objection at flag 'A'.
2. For hearing of main case.

18-01-2023.

Mr. Muhammad Rehan Khan Durrani, Advocate for the petitioners.

Mr. Shehriyar Imdad Awan, AAG along with Mouzam Ali Jamro, Assistant Engineer, Provincial Highways Sub-Division Sukkur on behalf of respondent No.7 and Riaz Bhutto, Assistant, Survey Office Khairpur.

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The case of petitioner is that his agricultural land was adjoining to Shikarpur road, Taluka New Sukkur, District Sukkur and Provincial Highways/respondent No.7 erected fly over on his land, accordingly, they have occupied 1-08 acres of the petitioner. Petitioner repeatedly moved applications before Commissioner, Sukkur Division, Sukkur but he failed to decide the same, though he observed that Survey Superintendent Sukkur Division at Khairpur shall demarcate the land of petitioner. Besides respondents have filed comments wherein they have denied the legal character in the subject matter/property as claimed by the petitioner.

The issue pertains to revenue hierarchy with regard to the question/issue of this petition, hence Commissioner, Sukkur Division, Sukkur shall decide the fate of application in accordance with law, if filed. The present petition is disposed of in the above terms.

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