

Order Sheet

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

C. P. No. D - 239 of 2022

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

27.03.2023

Mr. Muhammad Raza Soomro, Advocate for the petitioner.
Mr. Mehboob Ali Wassan, Assistant Advocate General Sindh.

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The petitioner, claiming to be a practicing Advocate and Member of Taluka Bar Association, Faiz Ganj has maintained this petition alleging that many farmers came at his office and requested him to move an application to concerned authorities against a corrupt contractor and government officials to conduct inquiry regarding damaging and destroying of CC-lining as reported in various newspapers dated 15.02.2022 to 21.02.2022, so also, regarding illegal cutting of trees erected at Veeho Wah, Faiz Ganj Wah, Ali Nawaz Wah and Pandhrio Wah.

On being served, comments have been filed on behalf of respondent No.6 (*Assistant Executive Engineer, Irrigation Sub-Division Faiz Ganj, District Khairpur*), which reflect that some scratches were seen in the aforementioned canals which were immediately repaired by the Irrigation authorities and now the water is flowing smoothly. It is further reflected that due to *pacca* construction of watercourse by the Sindh Government, some trees were removed for the purpose of earth leveling with the help of heavy machinery, however, all the trees in *pacca* sides of canals are under the control of Irrigation Department; hence, no question of cutting such trees arises. It is also reflected that the petitioner is habitual of filing such type of miscellaneous applications to put the officials of Irrigation

Department under pressure and that the Irrigation Department is taking serious action against the thieves of trees.

The aforementioned comments were filed by respondent No.6 on 26.05.2022, but the petitioner has failed to rebut the same by filing any affidavit-in-rejoinder. Moreover, though the petitioner alleges that a contractor and officials of Irrigation Department are involved in execution of poor work of CC-lining of canals under a contract, yet no name of contractor and details thereof have been given in the petition, regarding that the petitioner prays for conducting inquiry through concerned authorities. Hence, this petition being devoid of any merit is **dismissed** accordingly.

JUDGE

JUDGE

Abdul Basit