

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

C.P.No. D- 427 of 2009

Date of hearing	Order with signature of Judge.
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**Appl in d/o case**

- 1.For N.P of CMA 1702/2022
- 2.For orders on CMA 1703/2022
- 3.For hearing of CMA 4147/2012
- 4.For hearing of CMA 928/2022

**04-05-2023**

Mr. Muhammad Nasir Malik, Advocate for petitioners.  
Mr. Abdul Mujeeb Shaikh, Advocate for respondents-SEPCO.  
Mr. Ashfaq Hussain Abro, Assistant Attorney General.

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2. Exemption is granted subject to all just legal exceptions.

3. Learned counsel for the respondents-SEPCO does not press this application, which stands dismissed not pressed.

**1&4.** CMA-1702/2022 has been filed on behalf of the petitioner No.20, namely, M/S Abdul Rahim through its proprietor, namely, Abdul Sattar seeking directions to respondents No.1 to 6 to withdraw amount deposited with the Additional Registrar of this Court in compliance of order dated 09.02.2010 passed in this petition with further directions to said respondents to make difference and adjustment of such balance amount into bills of the petitioners. While, CMA-928/2022 has been filed by the respondent No.5 seeking withdrawal of amount of difference of tariff change in B-1 to B-2 of electricity bills deposited by the petitioners before the Additional Registrar of this Court in compliance of order dated 09.02.2010.

Learned counsel for the petitioners while recording no objection to the second mentioned CMA states that the petitioners have already filed CMA-1702/2022 for allowing the respondents to withdraw the amount deposited by the petitioners in compliance of aforementioned order. As per record, submitted by the Accountant of this Court in compliance of order dated 22.12.2022, it reflects that as per order dated 09.02.2010, respondent No.2/HESCO was permitted to withdraw the undisputed amount, as already deposited by the petitioners with the Additional Registrar of this Court. As per further report of Accountant dated 15.02.2023, it appears that as per order dated 17.05.20210, the undisputed portion as already deposited with this Court in the sum of Rs.5,160,190/- was paid to Revenue Officer HESCO through X-cheque dated 21.05.2010 upto Jan 2010 and amount of Rs. 877,137/- was also paid to Revenue Officer WAPDA Sukkur vide X-cheque dated 25.06.2010 of Silk Bank Sukkur, while remaining amount of Rs. 2,699,175/- only deposited by the petitioners is lying with this Court.

In view of the above, both the applications are **allowed** by directing to the Accountant of this Court to return the remaining amount of Rs. 2,699,175/- to the respondents-SEPCO as per rules and regulations.

**JUDGE**

**JUDGE**