

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI

PRESENT:

*Mr. Justice Aqeel Ahmed Abbasi*  
*Mr. Justice Abdul Mobeen Lakho*

**C.P. No.D-4813 of 2023**

Date

Order with signature of Judge

PRIORITY CASE:

1. For order on CMA No.22072/2023 (Urgent).
2. For order on CMA No.22073/2023 (Exemption).
3. For order on CMA No.22074/2023 (Stay).
4. For order on CMA No.22075x/2023 (Inspection).
5. For hearing of main case.

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**Dated; 9<sup>th</sup> October 2023**

Mr. Abdul Qadir Mirza, Advocate for Petitioner.

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1. Urgency granted.

2. Exemption granted subject to all just exceptions.

3-5. Through instant Constitutional Petition, the petitioner has expressed his grievance against illegal and unauthorized constructions being raised by the respondent No.5 on Plot No.A-185 admeasuring 200 square yards situated at Block-D, North Nazimabad, Karachi, who according to learned counsel for the petitioner, intends to create portions on the residential plot upto third floors. Learned counsel for the petitioner has referred to the colour copies of the photographs annexed with instant petition, it appears that only the construction is at the plinth level, whereas, there is no indication with regard to raising portions or the construction beyond the permissible limits for storeyed in the area. Instant petition appears to be premature and is misconceived, which is accordingly dismissed in limine alongwith listed applications. However, the petitioner may be at liberty to approach the SBCA authorities for seeking verification with regard to the impugned construction, who shall provide necessary documents

to the petitioner and ensure that no illegal and unauthorized constructions in violation of Karachi Building & Town Planning Regulations, 2002 and approved building plan shall be allowed to be raised on the subject plot.

Instant petition stands disposed of in the above terms.

**J U D G E**

**J U D G E**

\*Farhan/PS\*

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