

ORDER SHEET  
**IN THE HIGH COURT OF SINDH AT KARACHI**  
**C.P. No.D-4730 of 2023**

Date

Order with signature of Judge

FRESH CASE:

1. For order on CMA No.21743/2023 (Urgent).
2. For order on CMA No.21744/2023 (Exemption).
3. For order on CMA No.21745/2023 (Stay).
4. For hearing of main case.

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**Dated; 3<sup>rd</sup> October 2023**

Mr. Zamir Hussain, Advocate for Petitioner.

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1. Urgency granted.

2. Exemption granted subject to all just exceptions.

3&4. Learned counsel for the petitioner submits that respondent No.4 without obtaining NOC from the petitioner's society and in violation of Karachi Building & Town Planning Regulations, 2002 without approved building plan has raised construction on Plot No. D-12, Sector 16-A, Government Teachers' Cooperative Housing Society Limited, situated at Scheme No.33, Deh Songal, Taluka and District Karachi East, which is a residential plot, however, respondent No.4 has started to run a school on such plot, which is also in violation of the terms of the Indenture of Lease Deed. Per learned counsel, the matter was reported to the SBCA authorities while pointing out such violation, however, no action whatsoever has been taken.

Let pre-admission notice be issued to the respondents as well as to the Advocate-General, Sindh, to be served through first three modes, for **01.11.2023**, when reply/ comments, if any, shall be filed with advance copy to the learned counsel for petitioner. In the meanwhile, the SBCA authorities are directed to inspect the site and if it is found that some illegal and unauthorized construction is being

raised on the subject plot without approved building plan, appropriate action may be taken in accordance with law and compliance may be furnished on the next date of hearing.

**J U D G E**

**J U D G E**

\*Farhan/PS\*

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