

ORDER SHEET  
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Const. Petition No.D-341 of 2021  
Const. Petition No.D-817 of 2021

Date	Order with signature of Judge
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1. For orders on office objection at flag `A`
2. For hearing of CMA No.1572/2021
3. For hearing of main case

**03-10-2023**

Mr. Abdul Salam Shaikh, Advocate for petitioners in C.P.No.D-817 of 2021.

Mr. Ali Raza Baloch, Assistant Advocate General a/w Waheed Panhwar, Secretary, DRTA Khairpur, Fayyaz Ahmed Mangi, Secretary, DRTA Sukkur, Zameer Brohi, Secretary DRTA, Naushahro Feroze, Aijaz Ali Surhio, Secretary, DRTA, Larkana, and Haroon Ali Jamali, Secretary, DRTA, Nawabshah.

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It is pointed out that the Law Enforcement Agencies are not cooperating with the Regional Transport Authorities to implement the order of this Court dated 06.09.2023. Relevant portion of which is reproduced herein below:

**“In the end, in line with the suggestions made, we direct SSP Khairpur, SSP Nawabshah and Naushahro Feroze to strictly implement ban on plying of heavy vehicles, except the ones with necessary route permit, on Mehran Highway henceforth till the relevant committees are constituted comprising senior police officers of relevant districts and officers of RTA for enforcing such ban. This exercise in any case shall be completed within a month and report be submitted. We make it clear that if any violation of this order is found to have been made and the heavy vehicles are not stopped and are spotted plying on the Mehran Highway endangering the life of people, the relevant SSP would be held responsible and contempt proceedings will be initiated against him. We are adjourning this matter to next week to see whether or not the compliance has been made which shall however, be submitted through learned AAG. However, if the compliance is not made for any reason, the SSP of relevant District shall himself be present in court to explain the position”.**

Learned AAG has further informed that the National Highway Motorway Police does not stall heavy traffic from using entry and exit points i.e. Qazi Ahmed and Ranipur. As a result of which, the heavy traffic

is plying on the Mehran Highways despite directions of this Court and posing unforeseen hazard/danger to the local people and the light traffic plying largely on the road.

Learned DAG submits that since his office is not reflected in the cause-list, he has not sought any instructions. Let, in the circumstances, notices be issued to the SSPs, Khairpur, Naushehro Feroze and Shaheed Benazirabad (Nawabshah), who shall be present in person and explain as to why they have not complied with the aforesaid Court orders. The Focal Person of the Motorway Police shall also be present in person to explain non-compliance of aforesaid orders on their part.

Adjourned to **11.10.2023**. Office is directed to supply a copy of this order to the offices of learned DAG and AAG for compliance. *Office to place a signed copy of this order in captioned connected matter.*

**JUDGE**

**JUDGE**

Ahmad