

ORDER SHEET  
**IN THE HIGH COURT OF SINDH AT KARACHI**  
**C.P. No.D-5712 of 2023**

Date

Order with signature of Judge

FRESH CASE:

1. For order on CMA No.26712/2023 (Urgent).
2. For order on CMA No.26713/2023 (Exemption).
3. For order on CMA No.26714/2023 (Stay).
4. For hearing of main case.

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**Dated; 29<sup>th</sup> November 2023**

Mr. Ali Tahir, Advocate for Petitioners.

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1. Urgency granted.

2. Exemption granted subject to all just exceptions.

3&4. Through instant Constitutional Petition, the petitioner No.1 Haleem Adil Sheikh, who is President of Pakistan Tehreek-e-Insaf (PTI) Sindh presently confined in Central Prison and petitioner No.2 Noorul Haq N. Qureshi is a member of PTI, have sought declaration from this Court to the effect that Election Commission of Pakistan may be directed to announce the schedule of national elections pursuant to Notification dated 03.11.2023 issued under section 57(1) of the Elections Act, 2017 and also to appoint judicial officers as District Returning Officers (DROs) in terms of section 50 of the Elections Act, 2017, which mandates such appointment 60 days prior to the elections programme. It has been further contended by the learned counsel for petitioners that keeping in view the prevailing treatment being meted out to the members of PTI, who were mostly involved in false and frivolous cases, whereas, their leadership is behind the bar in such cases, there is apprehension that process of elections will not be fair and transparent, therefore, it has been prayed that directions may be issued to the Election Commission of Pakistan to make

arrangement to hold the elections through judicial officers as District Returning Officers while approaching the Hon'ble Chief Justice of the respective High Courts and the Chief Justice of Pakistan in terms of section 50 of the Elections Act, 2017 to ensure fair and transparent elections.

Contentions raised require consideration. Let pre-admission notice be issued to the respondents as well as to the Attorney General of Pakistan under Order XXVII-A, C.P.C. and Advocate-General, Sindh, to be served through first three modes, for 14.12.2023, when comments/reply, if any, shall be filed with advance copy to the learned counsel for petitioners.

**ACTING CHIEF JUSTICE**

**J U D G E**

\*Farhan/PS\*

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