

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD

C.P. No.D-3573 of 2022

| DATE | ORDER WITH SIGNATURE OF JUDGE |
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For hearing of M.A. No.14826/2022

For hearing of main case

17.08.2023

None present for the petitioner.

Mr. Abdul Rauf Arain advocate for respondents No.2 and 3.

Mr. Rafique Ahmed Dahri AAG Sindh.

A suit was filed by respondents No.2 and 3 against the petitioner under the law of Removal of Encroachment Act. Suit of respondents No.2 and 3 was disposed of by order dated 28.02.2022 by the Presiding Officer / Judge Anti-Encroachment Tribunal Mirpurkhas with direction to the Deputy Commissioner Mirpurkhas to measure and demarcate the properties of respondents No.2 and 3 and the petitioner through experts and if finds any encroachment carried out by any party it shall be removed after providing them opportunities of personal hearing and such exercise was ordered to be carried out within 60 days. Thereafter, the execution application filed by respondents No.2 and 3 was allowed on 29.11.2022 as the petitioner was found to be encroacher of 1466 sq. ft. of streets. The tribunal ordered for removal of encroachment and retrieval of its possession on the cost of encroacher. No document as such in this regard as to the encroached land was filed to establish his entitlement. Dismissed.

JUDGE

JUDGE