

ORDER SHEET

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

C. P. No. D - 2400 of 2017

C. P. No. D - 774 of 2018

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|-----------------|-------------------------------|
| Date of hearing | Order with signature of Judge |
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Hearing of case (priority)

1. For hearing of CMA No.15855/2017 (S/A)
2. For hearing of main case

30.08.2023

Mr. Saleem Akhtar Shah, Advocate for petitioners.

M/s Ubedullah Malano and Zulfiqar Ali Channa, Advocates for respondents-SEPCO.

Mr. Muhammad Rehan Khan Durrani, Advocate for respondents-National Transmission & Despatch Company (NTDC).

Mr. Shabbir Ali Bozdar, Advocate holding brief for Mr. Ghulam Murtaza Korai, Advocate for respondents-Sukkur Township.

Mr. Darehani Ali Haider 'Ada', Deputy Attorney General.

Mr. Ahmed Ali Shahani, Assistant Advocate General Sindh.

Learned Counsel for respondents No.5 to 7 in C. P. No. D-2400 of 2017, under cover of his statement, has placed on record certain documents.

In the light of reports, submitted by relevant officers in compliance of last order, it has been revealed that petitioners have made an encroachment and have built an extended structure of their house on such area, although within the boundaries of the housing society, on the top of which 132,000 KVA wires are running, for the removal of which these petitions have been filed. However, in view of the above facts, whereby it has been clearly expressed that wires are running over the encroached area of the bungalow of petitioners, Counsel for petitioners has agreed to withdraw these petitions and seeks permission to avail remedy by filing a proper suit before a Civil Court. The other side has no objection to it.

Accordingly, these petitions are **dismissed as not pressed** along with pending application(s) putting the petitioners, however, at liberty to avail their remedy in accordance with law before proper forum. Let a signed copy of this order be placed in the captioned connected matter.

JUDGE

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