

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P.No.D-4098 of 2021

Date Order with signature of Judge

Present:

**Mr. Justice Aqeel Ahmed Abbasi
Mr. Justice Abdul Mobeen Lakho**

Tasneem Bano.....v/s.....SBCA & others

1. For hearing of Misc.No.19016/2023
2. For orders on Nazir Report dated 8.11.2021
3. For hearing of CMA No.16889/2021
4. For hearing of main case.

31-08-2023

Mr.Taqdir Ali Khan, Advocate for the Petitioner.
Mr.Miran Muhammad Shah, A.A.G.
Mr.Qamar Iqbal, Advocate for the Respondent Nos.3 and 4.
Mr.Muhammad Shahzad, Advocate for SBCA

1. Learned counsel for the respondent Nos.3 and 3 seeks urgency on the ground that pursuant to Court's order SBCA has demolished 3rd floor, whereas, the building plan of the respondent for construction of ground plus 2 floors has not been processed by the SBCA in view of the pendency of instant petition, therefore, requests that the SBCA authorities may be directed to consider the building plan of the respondent in accordance with law. Urgency granted.

Learned counsel for the petitioner submits that if construction is allowed as per approved building plan in terms of the Karachi Building and Town Planning Regulations, 2002, the petitioner will have no objection, therefore, requests that unauthorised illegal constructions on the third floor may be demolished completely.

Accordingly, instant petition is disposed of with the directions to the SBCA authorities to consider proposed building plan of the respondent strictly in accordance with law and in case of any violation already committed, action may be taken against the owner/occupant and compliance may be furnished through MIT-II of this Court within 02 months.

Judge

Judge

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