

**Order Sheet**  
**IN THE HIGH COURT OF SINDH,**  
**BENCH AT SUKKUR**

Const. Petition No.D- 72 of 2022  
Const. Petition No.D- 521 of 2021  
Const. Petition No.D- 670 of 2021

Date of hearing	Order with signature of Judge.
-----------------	--------------------------------

**For Directions**

For hearing of CMA 7123/2023(Contempt)

**20-12-2023**

Mr. Qurban Ali Malano, Advocate for petitioners/applicants in all matters.  
Mr. Liaquat Ali Shar, Additional A.G a/w Dildar Ali Kalwar, District Food  
Controller, Sukkur and Qareebullah Soomro, Deputy District Food, Sukkur.

\*\*\*\*\*

Learned Additional A.G has filed statement and comments. Learned counsel for petitioners has filed applications (CMA 2173, 5738 and 7120 of 2023) and submits that the case was decided by a Division Bench of Mr. Justice Zafar Ahmed Rajput and Mr. Justice Zulfiqar Ahmad Khan vide order dated 31.05.2023, whereby Wheat Release Policy over and above provisions of Act, 1958 was quashed and respondents were directed that all future orders or decisions including Wheat Release Policy issued under section 3 of the Act, 1958 has to be outcome of a legislative act rather than being an executive decision. Thereafter, review applications were filed by the Government of Sindh against the order, which were referred to the same Bench vide order dated 11.10.2023 and the same Bench has passed the order dated 16.10.2023, whereby as an interim arrangement, one time permission has been granted to the Caretaker Provincial Government of Sindh to formulate Wheat Release Policy for the current season with a condition that Interim Provincial Government shall ensure that the wheat quota is allocated to the Flour Mills/Atta Chakkis etc. strictly in compliance with the judgment without enforcing any penal provision introduced under the Wheat Release Policy 2020-21 in violation of law.

Learned counsel for petitioners further submits that the alleged contemnors and in violation of the aforesaid orders and are refusing to

release wheat quota to the petitioners. Therefore, listed applications may be referred to the same Bench for a decision as the same Bench has already decided this issue. Learned Additional A.G and the official present in person have recorded no objection.

In view of above, let above mentioned applications along with files be placed before Hon'ble Chief Justice for referring them to the same Bench or any other order as his Lordship may deem fit. *Office to place a signed copy of this order in captioned connected matters.*

**JUDGE**

**JUDGE**

Ahmad