

# ***IN THE HIGH COURT OF SINDH AT KARACHI***

## **Constitution Petition No. D – 1235 of 2024**

### **PRESENT:**

Mr. Justice Aqeel Ahmed Abbasi,  
Chief Justice &  
Mr. Justice Abdul Mobeen Lakho.

***Sunni Ittehad Council.....Vs.....Federation of Pakistan  
& others.***

### **For orders as to Maintainability of Instant Petition**

#### **20-05-2024:**

Mr.Ali Tahir, Advocate for the Petitioner.

M/s.Tassadaq Nadeem & Zahida Sattar, Advocates for Respondent  
No.12.

Mr.Saifullah, A.A.G.

Mr.Khaleeq Ahmed, D.A.G.

Mr.Riaz Ahmed, Director (Law); &  
Mr.Sarmad Sarwar, Assistant Director (Law), E.C.P.

## **ORDER**

Today, a statement along with annexures has been filed on behalf of Election Commission of Pakistan, whereas, another statement has also been filed along with annexures on behalf of the petitioner, which are taken on record. Copies of the same have been supplied to other side.

Learned A.A.G. submits that instant matter is subjudiced before the Hon'ble Supreme Court of Pakistan, whereas, operation of full bench judgment of Peshawar High Court has been suspended, whereas, allocation and extra-ordinary relief on reserved seats all over Pakistan has been granted, therefore, instant petition may be disposed of with the directions that the fate of the reserved seats in Provincial Assembly of Sindh will be decided in the light of the decision by the Hon'ble Supreme Court of Pakistan in CPLA No.1328/2024 to CPLA No.1329/2024. Moreover, the

order dated 01.03.2024 passed by Election Commission of Pakistan as well as Judgment of the Larger Bench of Peshawar High Court dated 25.03.2024 have already been suspended.

While confronted with the hereinabove position, learned counsel for the petitioner does not oppose disposal of instant petition in the above terms, however, submits that instant petition has been filed before this Court on the point of territorial jurisdiction in respect of (03) reserved seats i.e. two women seats and one minority seat of Provincial Assembly of Sindh, therefore, if such protection is provided to the petitioner, the petitioner will not oppose disposal of instant petition in the above terms.

Accordingly, instant petition is disposed of with an observation that the fate of 03 reserved seats in the Provincial Assembly of Sindh will be decided pursuant to the decision of Hon'ble Supreme Court of Pakistan in the aforesaid case by Election Commission of Pakistan in accordance with law.

**CHIEF JUSTICE**

**J U D G E**