

Order Sheet

IN THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD

C.P. No.D-861 of 2024

DATE	ORDER WITH SIGNATURE OF JUDGE(S)
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For orders on office objection
For hearing of MA-4243/24
For hearing of main case

11.07.2024

Mr. Muhammad Tahir Yaseen advocate for petitioner.
Mr. Muhammad Ismail Bhutto, Addl: A.G.

Mr. Ghulam Ali Talpur advocate files power on behalf of the respondents No.5 and 6, which is taken on record.

Petition carries the following prayer clauses:

- (i) To pass directions to the respondents No.1 to 4 to private the protection to the petitioner company and deploy the police officials at the site of company to safely movement of their heavy machinery from the site to Karachi.
- (ii) To issue direction to respondents No.1 to 4 to perform their statutory duty and provide complete protection to the petitioner company while demobilizing their machinery and move the same through transportation from the Tando Adam Road to Karachi.
- (iii) To issue directions to the respondents No.3 & 4 to provide legal protection to the petitioner company against the respondents No.5&6 and their companions while removing and demobilizing the machinery from the site to Karachi.
- (iv) Award cost of the petition.
- (v) Any other relief(s) which may deem fit in circumstances of the case.

Prima facie, this petition cannot be entertained in view of the binding Division Bench judgment of this Court reported as PLD 2019 Sindh 168. In *mutatis mutandis* application of the ratio enunciated, squarely applicable in the present facts and circumstances, this petition is misconceived, hence dismissed along with listed application.

JUDGE

JUDGE