

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

Suit No.-945 of 2024
[Irfan Patel & Another vs. Province of Sindh & Others]
Suit No.-2452, 1942, 1944, 1947, 1951, 1954, 1962, 1966, 1967, 1977,
1978, 1980, 1988, 2020, 2032, 2054, 2062, 2083, 2088,
2095, 2102 & 2118 of 2020
Suit No.-3378, -3388, 109, 129, 2061, 2062, 34, 35, 36 & 544 of 2021
Suit No.172 of 2022

Date	Order with signature of Judge(s)
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1. For orders on office objection at flag 'A'.
2. For hearing of CMA No.9701/2024.

30.08.2024

Advocates for the Plaintiffs

Mr. Sunder Lal Lohana, Ameen M. Bandukda, Aijaz Sheerazi, Imran Iqbal, Fahad Ali Hashmi, Syed Zeeshan Ali, Ahmed Magsi Waseemuddin, Hassan Ali, Hassan Mandviwala, Abdul Ahad, Adnan Ali, Afaq Ahmed, Zaheeruddin Babar, Rashid Mahar, Adnan Ali and Abdul Karim.

Mr. Shoukat Ali Shaikh, advocate for the defendants/KMC.

Mr. K.A. Vaswani, Additional Advocate General Sindh.

Syed Adnan Haider Zaidi, Additional Director, Hawksbay Huts, KMC.

These suits, a significant constituent whereof remains under objection as to maintainability since inception in 2020 and thereafter, pertain to seaside beach huts located at Hawks Bay Karachi.

Prima facie rights in respect of all such beach huts vest in the Karachi Metropolitan Corporation ('KMC'), which grants the same on rent to entities, including the plaintiffs. The Court is informed that notwithstanding the prime seaside locale of the beach huts, the same are being retained / enjoyed on a paltry archaic rents, of Rs. 18,000/- per year in some cases.

The grievance of the plaintiffs is against KMC's ostensible efforts seeking enhancement / enforcement of rent from time to time and they apprehend cancellation of rights, eviction, demolition etc.

Counsel for the KMC submits, upon instructions, that KMC has no intention to take any coercive measures against any plaintiff; provided that the outstanding rent at the relevant rate/s is paid. It is submitted that *challans* for rent have been issued / are being issued to all the plaintiffs and subject to payment thereof, within 15 days from issuance of *challan* or from today, whichever is later, impugned notices related to demand of rent shall be withdrawn.

Respective learned counsel for the plaintiffs have no cavil to the material representation extended as aforesaid and submit that all these suits, along with pending applications, may be disposed of in the said terms. Order accordingly.

Office to place a copy hereof in each connected file.

Judge