

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
C.P No.D-5056 of 2020.

Date: Order with signature(s) of the Judge(s)

Priority.

1. For Orders on CMA No.3598/2024.
2. For Orders on CMA No.3599/2024.
3. For Orders on Misc. No.20422/2023.
4. For Orders on Misc. No.17925/2023.
5. For Orders on Misc. No.10165/2023.
6. For Orders on Misc. No.5388/2022
7. For Orders on Office Objections.
8. For Hearing of Misc. No.21674/2020.
9. For Hearing of Misc. No.21675/2020.
10. For Hearing of Main Case.

16th February, 2024.

Petitioner present in person.
Mr. Anwar Ali Shah advocate for SBCA.
Mr. Jawad Dero, Add. A. G. Sindh.
Mr. Kazi Abdul Hameed, DAG.

1. Urgency granted.

Learned counsel for SBCA files report on behalf of Respondent No.2 & 3, same is taken on record.

Issue pertains to illegal construction in different areas of metropolitan city; prime duty is of the Sindh Building Control Authority and they have complete mechanism to check and stop in case of illegal construction, lodge reports; that is criminal offence and special Courts are required to be established to try the offences. Mushroom growth of illegal buildings without notice of SBCA officials is not appealable, either they are in league or they are incompetent to perform their duties. Besides this Court take notice to examine mechanism and enforcement of SBCA law by the officials.

Accordingly, Director General, SBCA shall be in attendance alongwith complete record of funds received by the government as well

fees/penalties of approvals/regularization on different projects received in last five years and utilization of those funds; that report also include the detail of vehicles provided to the Inspectors and Deputy Directors of SBCA who are required to visit the sites and ensure that there is no violation of any building plan and that report shall also include whether they have any force to enforce the act or they are intending to establish a force by the SBCA to ensure that illegal construction is not made and common man shall be aware regarding approval of building / colony plan or they shall be informed with regard to illegal construction before booking or getting possession and whether such Digital Mobile App is introduced by the SBCA, regarding verification of approvals accessible to common man.

Finance Secretary, Government of Sindh as well as Secretary Local Government shall also submit report regarding funds provided to SBCA in last five years. Secretary Local Government shall ensure to submit detail of Director Generals of SBCA appointed in last five years.

To come up on **05.03.2024, to be taken up at 11:00 a.m.**

JUDGE

JUDGE

M.Zeeshan