

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

Const. Petition No.D-1430 of 2024

Date of hearing	Order with signature of Judge.
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**Fresh Case**

- 1.For orders on CMA 5723/24
- 2.For orders on office objections
- 3.For orders on CMA 5724/24
- 4.For orders on CMA 5725/24
- 5.For hearing of main case.

**08-10-2024**

Mr. Kashif Hussain Shaikh, Advocate for petitioners.

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1. Urgency granted.
2. Office objections to be complied with within a week.
3. Exemption granted subject to all just legal exceptions.

4&5. Counsel for the petitioners states that petitioners are in lawful possession of the respective properties which are maintained by Evacuee Trust Property Board and has taken this Court to various documents, particularly page-37, where regularization of possession was given to the petitioners upon payment of rent and arrears thereof. Counsel states that all the petitioners paid rent and arrears to the Evacuee Trust Property Board and they are enjoying the peaceful possession. However, suddenly respondent No.4 has issued impugned Notices to the petitioners available at page-155 onward seemingly taking benefit of this Court's order dated 11.09.2024 passed in C.P.No.D-900 of 2023, which does not empower the Town Committee, Daharki to charge rents from the petitioners. Counsel has shown us various notices to show that excessive amounts are charged from the

petitioners for the period from 2021 to 2024, for which rent has already been paid by the petitioners to the respondent No.2. Counsel further agitates that impugned Notices threaten the petitioners to take coercive measures against them in case they fail to pay the disputed amount.

Let notices be issued to respondents as well as DAG for **29.10.2024** to be taken up along with C.P.No.D-900 of 2023. In the meanwhile, operation of impugned Notices available from page-191 onward in respect of petitioners to remain suspended and no coercive actin shall be taken against the petitioners till the next date of hearing.

**JUDGE**

**JUDGE**

Ahmad