

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

CP D 5101 of 2023

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For hearing of Misc. No.22263/2024
2. For hearing of Misc. No.23387/2023
3. For hearing of main case

11.03.2025

Mr. Talha Makhdoom, advocate for the petitioner
Mr. Sandeep Malani, Assistant Advocate General Sindh
P.I. Qasim Rasheed of PS New Town

Present petition seeks to impugn order dated 12.10.2023 which reads as follows:

"ALLOTMENT ORDER.

Order No. GB-III/ QTR/13/51070-76, Dated: 18-06-2013, Government Quarter/Flat No."05", Block-"F1", Type-"F", situated at New Town Family Police Line East Zone, Karachi, which was allotted to SIP/Mumtaz Ahmed (Dismissed from Service w,e,f 23-09-2021) of SIU/CIA Karachi Range, Is hereby cancelled.

ALLOTMENT ORDER.

Government Quarter/Flat No. "05", Block-"F1", Type-"F", situated at New Town Family Police Line East Zone, Karachi, Is hereby allotted to PC/Irfan All Mallah of SSU Sindh Karachi, having CNIC No.4540331000581, Personal. 10875678 & D.O.B. 25-09-1993, with. immediate effect.

The above Government Quarter allotted to your on the following terms and condition:-

- 1. The Allottee will remain in occupation so long as he/she is posted at Karachi. He will vacate the above mentioned premises immediately on his transfer from Karachi range to other Province or FIA, Motorway Police etc. on permanent basis.*
- 2. The allottee shall intimate the date of occupation and vacation to the DSP Logistic Karachi and all other concerned authority.*
- 3. The allottee will not sublet or transfer the possession of the premises to any other person and in case of default, disciplinary action will be taken against, besides permanently debarring him from allotment of any Government accommodation in future.*
- 4. The allottee shall ensure that no alteration/change or modification is made on Government accommodation and the premises from concerned Account Branch.*

5. *That you will deduct the house rent allowance from your monthly salary from the date of occupation of the premises from concerned Account Branch.*
6. *The charges on account of utility bill will be paid by you direct to the concerned agency accordingly. That you will vacate the above mentioned premises immediately on your retirement from Government Service, or cancellation of allotment order.*
7. *The allottee shall not keep any animals and birds.*
8. *The allotment of above quarter is purely on temporary basis and Police Department reserve the right to cancel the same at any time without given any reason or notice.*

*Sd/-
(KHADIM HUSSAIN RIND) PSP
Addl: Inspector General of Police, Karachi Range.”*

The petitioner is admittedly no longer in service and vested / constitutional right could be demonstrated to retain in official accommodation. Notwithstanding the dismissal order having been issued in the year 2023 through this petition occupation of Government property has been retained. Petition found to be prima facie misconceived is dismissed.

Judge

Judge