

*Order Sheet*  
IN THE HIGH COURT OF SINDH KARACHI  
CP No.D-6271 of 2022

Date	Order with signature(s) of Judge(s)
------	-------------------------------------

For hearing of CMA No.8123 of 2024

**27.03.2025**

Huband of the petitioner is present  
Mr. Muhammad Ilyas Tanoli, advocate for the respondent No.10  
Ms. Humaira Jatoi and Mr. Sartaj Malgani, advocates for SBCA  
Mr. KA Vaswani, AAG  
Ashraf Ali Mirani Law Officer, Government of Sindh, Culture, Tourism,  
Antiquities & Archives Department alongwith Manzoor Ahmed Kanasro,  
alleged contemnor Ex-DG

-----

Learned counsel for respondent No. 10 states that he is the owner of the property based on a lease granted to him by the Government of Sindh. This is disputed by the Culture, Tourism, Antiquities & Archives Department, Government of Sindh. The matter is currently under civil litigation before the concerned Court. Be that as it may, this is a heritage property, and it is the obligation of the Culture, Tourism, Antiquities & Archives Department, Government of Sindh, to ensure that it is preserved and kept in good condition for the benefit of future generations. The Secretary to Government of Sindh, the Culture, Tourism, Antiquities & Archives Department, has filed compliance report, which is taken on record; paragraph 03 whereof is below:

*“03. Furthermore, as alleged claimed by the Petitioner for illegal construction of market falls within the domain of the District Administration Department and SBCA to keep vigilant on the encroachment made by the occupants/tenants without prior approval from the concerned authorities. However, the building is in dilapidated condition, which needs urgent conservation work in order to safeguard the structure of future generation.”*

It is quite clear that the building is in dilapidated condition and needs some urgent repairs. These repairs shall be carried out forthwith either by respondent No. 10, or failing which, by the Culture, Tourism, Antiquities & Archives Department, Government of Sindh, which may claim the amount from the tenant/respondent No.10 depending on the terms and conditions of the lease, as it is the obligation of the Culture, Tourism, Antiquities & Archives Department, Government of Sindh, to preserve the property for future generations. The SBCA is directed to remove all illegal encroachments surrounding the heritage building. This task shall be carried out by the SBCA

within two months of the date of this order. Likewise, the repairs and preservation of the heritage building shall be the responsibility of the Culture, Tourism, Antiquities & Archives Department, Government of Sindh, to be completed within three months of the date of this order.

A copy of this order shall be sent to the Secretary, the Culture, Tourism, Antiquities & Archives Department, Government of Sindh and the Director General, SBCA, for compliance.

The contempt application stands disposed of in the above terms

.

Head of Const. Benches

JUDGE