

ORDER SHEET
IN THE HIGH COURT OF SINDH KARACHI
Const. Petition No. D-4699 of 2022

Date	Order with signature(s) of Judge(s)
Disposed of Matter.	

- 1. For orders on Misc. No.18275/25
- 2. For orders on Misc. No.18276/25

16.09.2025.
Mr. Shayan Ahmed, Advocate for the Petitioner.
Mr. Masroor Siraj, Counsel for KWSC
Ms. Humaira Jatoi, Counsel for SBCA
Mr. Karim Khan, Advocate for Respondent Nos.13 & 14.
Mr. Ali Safdar Deepar, Advocate General Sindh.

Learned counsel for the petitioner has filed restoration application on account of his petition being dismissed for non-prosecution vide order dated 16.04.2025. Order dated 16.04.2025 is reproduced hereunder for ease of reference:

“This petition concerns illegal construction. None present for the petitioners without intimation. On the last date of hearing i.e. 12.12.2024 none was present on behalf of the petitioner without intimation. Once again none is present on behalf of the petitioners without intimation. Accordingly, this petition is dismissed for non-prosecution. In the event the petitioners wish to pursue this petition further, they may make an application through the Smart Complaint Redressal Management, which will be dealt with SBCA in accordance with relevant SOPs.”

Learned counsel for the petitioner has no valid ground for the restoration application, particularly when even if he had been present in Court, he would have been directed to approach the Smart Complaint Redressal Management, where his complaint would be dealt with by the SBCA in accordance with the relevant SOPs. This aspect is also covered in the order sought to be restored.

Therefore, we are of the view that the petitioner has not been prejudiced by the dismissal of the restoration application. Accordingly, the application is hereby dismissed, as the petitioner still has a remedy available under the law.

HEAD OF CONST. BENCHES

JUDGE