

ORDER SHEET
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Constitutional Petition No.D-410 of 2025
(Ibrar Hussain and others vs. P.O. Sindh and others)
&
Constitutional Petition No.D-464 of 2025
(Meer Khan and others vs. P.O. Sindh and others)

Date	Order with signature of the Judge
1.	For orders on office objections
2.	For hearing of CMA No.1909/2025
3.	For the hearing of the main case.

17.02.2026.

Mr. Imtiaz Ali Abbasi, Advocate for the Petitioners.
Mr. Mohabbat Khan Baladi, Advocate for Respondents No.2 & 3.
Mr. Ali Raza Balouch, AAG, along with Hazoor Bux Soomro, Assistant Executive Engineer, District Council Naushahro Feroze, and Sharafuddin Chandio, Chief Officer, District Council, Naushahro Feroze

Through this single order, Constitution Petitions No. D-410 and D-464 of 2025 are being disposed of.

Mr. Khan Muhammad Sangi, Advocate, has filed Vakalatnama on behalf of Petitioners No. 2 and 3 in both petitions; the same is taken on record. Rejoinders filed on their behalf are also taken on record.

On the previous date of hearing, it was recorded that the learned Senior Civil Judge-I, Kandiaro, was appointed as Commissioner to inspect the newly constructed shops in the presence of both parties. The petitioners had undertaken to ensure their presence during inspection and further stated that they would have no objection to the report of the Commissioner. In compliance thereof, the learned Commissioner submitted his report bearing No. 71 of 2026 dated 16.02.2026, wherein it has been specifically observed that the newly constructed shopping center is in good condition and is suitable for occupation and for carrying on business after due allocation.

The case of the petitioners is that they are being evicted at the hands of the Respondents/public functionaries. On the other hand, the stance of the public functionaries is that the shops of the

petitioners are situated within the limits of the old main National Highway, resulting in congestion of a public area, and that removal thereof is necessary to ensure smooth flow of traffic and to prevent accidents. It has further been stated that a new shopping center has been constructed and the petitioners shall be accommodated therein in accordance with the policy prescribed by the department, subject to proper verification.

In view of the Commissioner's report confirming that the newly constructed shops are physically fit and suitable for occupation, and considering the stance of the respondents regarding accommodation of the petitioners in the new shopping center.

In consequence of the above, both petitions stand disposed of in the above terms.

JUDGE

JUDGE

*Faisal Mumtaz/PS***