

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
C.P. No. D-2049 of 2026  
[Pakistan State Oil Company Ltd (PSO) v. Province of Sindh and others]

Date	Order with signature of Judge(s)
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Before:  
Mr. Justice Adnan-ul-Karim Memon  
Mr. Justice Zulfiqar Ali Sangi

**Date of hearing and Order: 08.04.2026**

Mr. Tahmasp Rasheed Razvi, advocate for the petitioner.  
Mr. Dhani Bux Lashari, Mr. Ghulam Akbar Lashari, Rafiq Bhambro, Ms. Humaira Jatoi and Ms. Rehana, advocates for SBCA.  
Ms. Nazia Siddiqui, advocate for KDA.  
Mr. Abdul Jalil Zubedi, AAG.

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**ORDER**

**Adnan-ul-Karim Memon, J.** – Petitioner has filed this Constitution Petition under Article 199 of the Constitution of the Islamic Republic of Pakistan 1973, seeking the following relief(s):-

- i) To declare that the Impugned letter dated 26.03.2026 (Annexure A), is illegal, unauthorized, in excess of jurisdiction, without lawful justification, void ab initio as well as mala fide and liable to be set aside/struck down/quashed by this Hon'ble Court.*
- ii) A writ of prohibition be issued restraining the Respondents and/or their officers, servants, employees, assigns, successors or any other person acting under their control or guidance from acting on/implementing the Impugned letter dated 26.03.2026.*
- iii) Further declaration that the Impugned Notice dated 26.03.2026 issued by the Respondent No. 2 is against the fundamental rights (Article 14 and Article 18) of the Petitioner, which are guaranteed by the Constitution of the Islamic Republic of Pakistan 1973.*
- iv). Pending adjudication of the instant Petition, restrain the Respondent Nos. 2 & 3, their subordinates, officers, successors, employees, representatives, agents, and assignees from taking any adverse or coercive action against the Petitioner based on the Impugned letter.*
- v). Any further relief/reliefs which this Hon'ble Court may deem fit and proper under the circumstances of the case.*

2. Primarily, Pakistan State Oil Company Limited (PSO) has filed the instant constitutional petition impugning the letter dated 26.03.2026 issued by SBCA, whereby unauthorized operation of a petrol pump at Plot No. SD-02, Block-A, North Nazimabad, Karachi, has been alleged. The petitioner's counsel contends that the impugned notice is illegal, mala fide, vague, and without lawful authority. It is submitted that PSO, a state-owned entity operating since 1976, asserts that the subject land was converted for petrol pump use as early as 1969, and all requisite licenses, approvals, and building permissions were duly obtained in the 1970s. The property was subsequently acquired by PSO in 2001, and since then, the petrol pump has been operating lawfully for over five decades with all necessary renewals and NOCs in place. The petitioner's counsel further avers that the impugned notice is arbitrary and issued with mala fide intent, alleging "dangerous construction" without any inspection or technical assessment, and threatening coercive action, including sealing and eviction, in violation of Articles 4, 9, 10-A, 14, 18, and 25 of the

Constitution. It is emphasized that the petitioner has no adequate alternate remedy and, therefore, seeks relief under Article 199 of the Constitution for a declaration of the impugned letter as illegal, void, and without jurisdiction. He prayed to allow this petition.

3. In compliance with the Court's order dated 01.04.2026, learned counsel for SBCA has submitted a report stating that the matter pertains to illegal additions and alterations in the existing petrol pump situated on Commercial Plot No. SD-02, Block-A, North Nazimabad, District Central, Karachi, was carried out without prior approval from the SBC Authority. It is stated that the owner/occupant has undertaken substantial construction activity, including removal/demolition of the existing canopy structure, installation of a new heavy canopy structure using iron bars, addition of underground RCC tanks, and erection of further structures without requisite approval. It is further submitted that a notice dated 26.03.2026 was issued to the owner/builder/contractor directing cessation of such activities; however, instead of responding to the notice, the petitioner approached this Court to seek protection of the unauthorized construction. He prayed to dismiss the petition.

4. Upon confronting learned counsel for the petitioner with the legal position that the petitioner has to reply to the Notice by putting his proper defense, he submits that the petitioner is ready and willing to respond to the show cause notice issued by SBCA. However, he further requests that, in the meantime, no coercive action, including demolition, be taken against the petitioner, subject to the final decision of SBCA within a period of two weeks. This proposal seems to be reasonable.

5. Learned counsel for SBCA has no objection to the disposal of the petition in terms that the competent authority of SBCA shall decide the matter strictly in accordance with the applicable S.O.Ps within two weeks, and in the intervening period, no adverse action against the petitioner's property shall be taken.

6. Without touching the merits of the case and with the consent of the parties present in Court, accordingly, the petition, along with pending application(s), stands disposed of in the above terms. Let a copy of this order be communicated to the Head of the SBCA for compliance in time.

JUDGE

JUDGE