IN THE HIGH COURT OF SINDH AT KARACHI

(Constitutional Jurisdiction)

CP-D No. <u>5169</u> of 2023

Mumtaz Majeed

Wife of Abdul Majeed Muslim, adult, Resident of Flat No. 107, Garden Centre, Garden East, Karachi (Through his authorized attorney) Presented on 24-10-2013

Petitioner

Versus

1. Federation of Pakistan

Through its Secretary Ministry of Communication, Pakistan Secretariat, Block B, Islamabad

2. Province of Sindh

Through its Chief Secretary Government of Sindh Sindh Secretariat, Karachi

3. National Highway Authority

Through its Director Drigh Colony/Shah Faisal Colony Shahrah-e-Faisal, Karachi

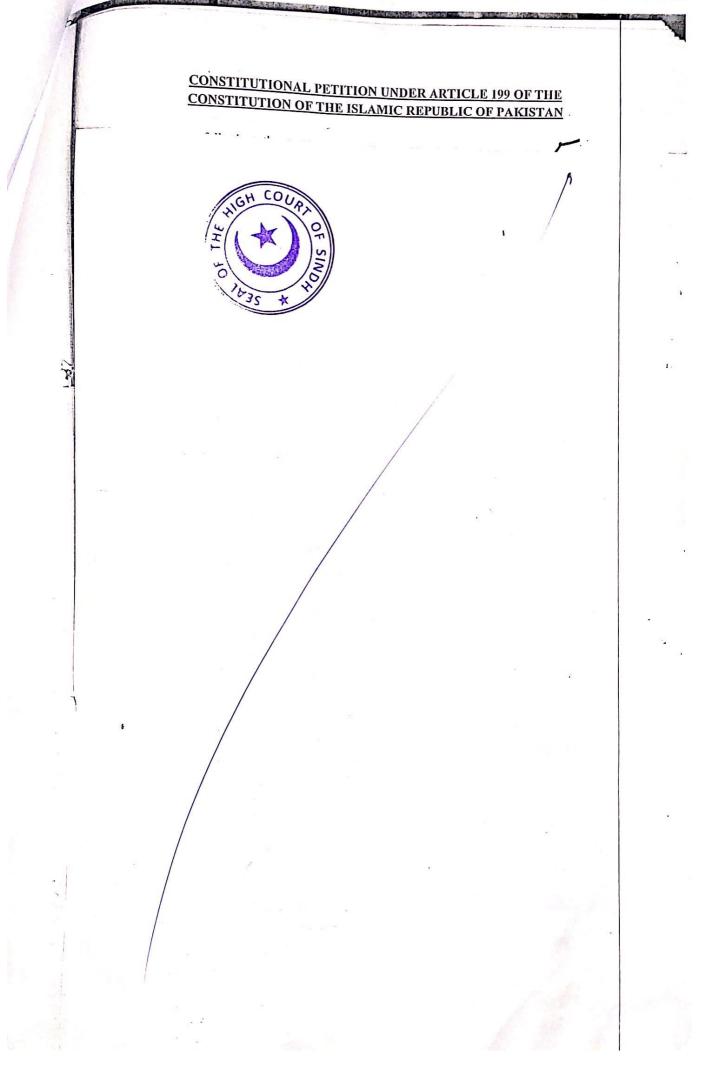
4. Frontier Works Organization (FWO)

Through its Director/Project Manager Karachi-Hyderabad Motorway (M9) FWO (Headquarters), 509, Kashmir Road, R.A. Bazar, Rawalpindi

HQ 494 Engineer Group Near PNS Shifa Hospital,

- Karachi Cantonment
- Superhighway Construction Operation & Rehabilitation Engineering (SCORE) (Pvt.) Ltd. Through its Chief Operating Officer 10th Floor, Zenith Plaza, Tauheed Square, Jinnah Avenue, Bahria Town, Motorway (M-9), Karachi
- Land Utilization Department, Board of Revenue Through its Secretary ST-4, Revenue House, Block-6, Clifton, Karachi





Order Sheet IN THE HIGH COURT OF SINDH AT KARACHI C. P. No. D – 5169 of 2023

Date

Order with Signature of Judge

- 1. For orders on CMA No.23676/2023 (Urgent):
- 2. For orders on office objection No.32:
- 3. For orders on CMA No.23677/2023 (Exemption):
- 4. For orders on CMA No.23678/2023 (Stay):
- 5. For orders on CMA No.23679/2023 (Inspection):
- 6. For hearing of main case:

26.10.2023

Mr. Umair Usman, Advocate for the petitioner.

- 1. Urgency granted.
- 2. Learned counsel undertakes to comply with the office objection within seven (07) days.

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- 3. Exemption is granted subject to all just exceptions.
- 4-6. The petitioner has alleged that the respondents are raising illegal construction on the green belt in front of his land. Learned counsel submits that the questions of law and fact involved in the instant petition are *subjudice* before this Court in C.P. Nos. D 2505 of 2021 and D 2436 of 2022 wherein interim orders have been passed by this Court which orders are still in the field. Issue notice to the respondents as well as to learned Advocate General Sindh with direction to file comments before the next date of hearing. Respondent No.3 / NHA and respondent No.6 / Land Utilization Department Board of Revenue Sindh are directed to place on record the layout plan and other survey documents relating to the subject green belt in order to verify the allegation made by the petitioner. To be listed on 20.11.2023 along with C.P. No. D–2505 of 2021 and C.P. No. D–2436 of 2022.

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El-Mohammad Abdurkahman

JOH.