

IN THE SUPREME COURT OF PAKISTAN

(Appellate Jurisdiction)

129/24

Present:

Justice Qazi Faez Isa, CJ
Justice Jamal Khan Mandokhail
Justice Naeem Akhtar Afghan

**Civil Appeal No.16-K of 2014 and
CMA No.347-K, 445-K and 349-K of 2015**

(On appeal from the judgment dated 25.11.2013 of the High Court of Sindh
at Karachi passed in C.P. No.D-2267/2007)

Shree Ratheshwar Maha Dev Welfare *Appellant*
Shewa Mandly

Versus

Province of Sindh and others *Respondents*

For the Appellant:	Mr. Neel Keshav, ASC
For Respondent No.2:	Mr. Ghulam Rasool Mangi, AOR
For Respondent No.3:	Mrs. Abida Parveen Channar, AOR
For Respondent No.4:	Mr. Faisal Siddiqi, ASC Dr. Raana Khan, AOR.
CMA No.347 & 445-K/2015:	In person.
CMA No.349-2015:	Nemo,
On Court notice:	Khalid Chachar, Secy. Culture. Hasan Naqvi, Commissioner Karachi. Altaf H. Sario, DC. South. Muhammad Siddiqi, Director Distt. South SBCA. Dr. Raana Khan, ASC Syed Mohsin Shah, AAG & Focal Person Chief Secy. Sindh Mr. Sibtain Mehmood, Addl. AG
Date of Hearing:	24.04.2024.

ORDER

Qazi Faez Isa, CJ. Number of applications has been submitted by the persons who want to become parties hereto. The applicants say that they have no personal interest in the matter but want to ensure the preservation of the Hindu Gymkhana designated as protected heritage under the Sindh Cultural Heritage (Preservation) Act, 1994 ('the Act'). The premises is in occupation of the National Academy for Performing Arts ('NAPA'), which is a non-profitable company registered under section 42 of the then Companies

Q

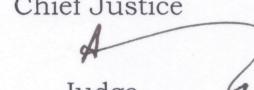
Ordinance, 1984 and was granted a 30 years lease in respect of 6,700 square yards, which includes the building of the Hindu Gymkhana.

2. Mr. Neel Keshav, learned counsel for the petitioner states that the petitioner is only interested in and concerned with the proper preservation and maintenance of the Hindu Gymkhana which is an important heritage building built by a Hindu benefactor, namely, Ram Bhupal Das. He further submits that there should be a Hindu Member on the board of NAPA. Learned Mr. Faisal Siddiqui representing NAPA states that there already is such a member, namely, Mr. Santosh Anand who is a prominent film director. He further states that NAPA undertakes that it shall preserve the Hindu Gymkhana and will comply with the Act.

3. If there is any specific suggestion, from any one, for the better preservation of the Hindu Gymkhana they may submit these within thirty days. Judgment is reserved, however, if it is considered that a hearing is required after receiving the said suggestions this matter may be re-listed for hearing.

Chief Justice


Judge


Judge


Karachi:
24.04.2024
(M. Saeed)