

IN THE SUPREME COURT OF PAKISTAN
(ORIGINAL JURISDICTION)

PRESENT:

MR. JUSTICE AMIR HANI MUSLIM
MR. JUSTICE QAZI FAEZ ISA
MR. JUSTICE FAISAL ARAB

**CRIMINAL ORIGINAL PETITION NO. 4-K OF 2014 IN CIVIL APPEAL
NO. 96-K OF 2010, CRIMINAL M.A. NO. 8-K OF 2017 AND H.R.C.
NO. 127-S OF 2017 IN CRIMINAL ORIGINAL PETITION NO. 4-K OF
2014**

(Against the alleged contempt of this Court's order dated 03.07.2012 passed in Civil Appeal No. 96-K/2010)

S.No. Parties' names / case Case No.

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| 1. | University of Sindh through its Vice Chancellor, Jamshoro Vs. Jamal Mustafa Syed and others | Cr.O.P. 4-K/2014
in C.A. 96-K/2010 |
| 2. | Application for intervener on behalf of Dr. Arfana Begum Mallah and others | Cr.MA 8-K/2017 |
| 3. | Report submitted by Ghulam Rasool Samoon, District & Sessions Judge, Jamshoro | HRC 127-S/2017
in Cr.O.P. 4-K of 2014 |

For the Petitioner: Mr. Abdul Mujeeb Pirzada, Sr. ASC

 Mr. Ansari Abdul Latif, ASC

 Mr. Khalid Javed, ASC

 Mr. ASK Ghori, AOR

 Mr. Mazhar Ali B. Chohan, AOR

For the Applicant: Mr. Zubair Ahmed Rajput, ASC

 Mr. Ghulam Rasool Mangi, AOR

(In Cr.MA 8-K/2017)

For the Respondents: Syed Sibtain Mehmood, AAG Sindh

For BOR: Mr. Ahmed Ali Ghumro, ASC

For HESCO: Mr. L.K. Jakhrani, D.G. Legal, Hyderabad

Date of Hearing: 14.03.2017

ORDER

AMIR HANI MUSLIM, J.- We have heard the learned

Counsel for the parties and have scanned the record. With the consent
of the parties, the Award dated 17.11.2016 is set aside and the matter

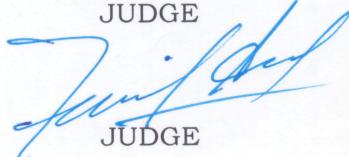
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is remanded to Additional Deputy Commissioner-II / Land Acquisition Officer, Jamshoro, for hearing the parties/objections and thereafter a fresh Award be passed in terms of Section 11 of the Land Acquisition Act, 1894. The parties shall appear before the Land Acquisition Officer on 03.04.2017 at 11 AM in his office at Jamshoro. The Land Acquisition Officer is directed to decide the matter within one month from the date of commencement of the proceedings by him. He shall not be influenced by any of the orders passed in these proceedings either by the High Court or by this Court and will decide the matter and the quantum of compensation payable independently on the basis of material placed before him. Any amount deposited by any of the parties in terms of the Award, set aside by this Court in these proceedings, shall be remitted to the Land Acquisition Officer, who will retain the same and on passing of the fresh Award will disburse it in accordance therewith. If any of the party is aggrieved by the proposed Award, it can approach the appropriate forum in terms of Section 18 of the Land Acquisition Act.

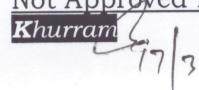
2. As regards the matter of alienation of the lands of the University of Sindh, we restrain the University of Sindh from alienating its land in any manner whatsoever, including leasing out land for housing schemes. These proceedings are disposed of in the above manner.


JUDGE


JUDGE


JUDGE

Karachi, the
14th of March, 2017
Not Approved For Reporting


Khurram
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