



DECISION

Complaint No. : POS/7907/2022/Hyd/RM-266

Name and address of the complainant : Mr. Zahid Ali,
House No.847, Mohalla Khatri Para,
Tando Allahyar.

Name of the Agency Complained against : Market Committee, Tando Allahyar

Name & Designation of Investigating Officer : Mr. Zulfiqar Ali Junejo, T.I
Consultant/Regional Director, Mirpurkhas.

Vetted by : **Muhammad Naseer Jamali, Advisor-N**

Subject : COMPLAINT AGAINST MARKET COMMITTEE TANDO ALLAHYAR ALLEGING NON-RESTORATION OF CANCELLED SHOP OF THE COMPLAINANT

Complaint

Mr. Zahid Ali filed a complaint dated 14.12.2022 wherein he stated that he was allotted a shop/plot at Market Committee Tando Allahyar after fulfillment of required formalities about 20 years ago. The Market Committee Tando Allahyar issued a Public Notice in daily Jung newspaper dated 17.05.2020 regarding cancellation of his plot alongwith 15 others due to non-payment of dues and subsequently cancelled the allotments. He approached the agency vide application dated 28.05.2022 for restoration of plot but to no avail. Aggrieved by that, he solicited intervention of this Institution.

Proceedings

2. The complaint was admitted under section 10 of Establishment of the office of Ombudsman for the Province of Sindh Act 1991 (amended up to date) after receiving mandatory affidavit on Form-A, copy of CNIC and by condoning the delay.
3. This office issued a notice dated 09-01-2023 to the Director General, Agriculture Extension Hyderabad and Administrator, Market Committee Tando Allahyar for report. The Administrator, Market Committee Tando Allahyar informed vide letter dated 16.06.2023 that the provisional allotment of Shops were issued to the complainant and others which have been cancelled after due process of law on account of default to clear the dues of the Market Committee. The complainant has failed to file an appeal before Deputy Commissioner, Tando Allahyar as per provision of Agriculture Produce and Market Act, 1933 and Rules 1940. However, other allottees had filed a CP No.D-1644 of 2022 before Honorable High Court of Sindh @ Hyderabad for restoration of cancelled allotments/shops. The Honorable High Court of Sindh @ Hyderabad vide judgment dated 11.01.2023 has upheld the decision of Market Committee Tando Allahyar and rejected the contention of defaulting shop owners.
4. The report of the agency was sent to the complainant for rejoinder vide letter dated 11.12.2024 but he did not respond.

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Findings

5. The issue has already been adjudicated by the High Court of Sindh, Circuit Court at Hyderabad vide order dated 11.01.2023, hence, no further action is required by this office.

Decision

6. In view of the above and in exercise of powers vested in me under section 11 of Establishment of the Office of Ombudsman for the Province of Sindh, Act 1991 (amended up to date), the complaint is disposed of as adjudicated, in terms of Regulation 21(f) of Investigation and Disposal of complaints Regulation 2024 of the Ombudsman Act.

Given under my hand and seal of the office

Sd /-
(MUHAMMAD SOHAIL RAJPUT)
Sitara-e-Imtiaz, PAS
Ombudsman Sindh

Karachi, dated 5th August, 2025

