



DECISION

Complaint No. : POS/RBH/02/2018

Name and address of the complainant : Mr. Muhammad Mubarak S/o Kamoon Bakero,
R/o. Village Chhachh, Taluka Golarchi,
District Badin

Name of the Agency Complained against : Revenue Department, District Badin

Name & Designation of Investigating Officer : Manzoor Ali Soomro,
Regional Director, Badin

Vetted by : Fasihuddin Khan,
Advisor 'Z'

Subject :

ALLEGED FAILURE TO TAKE ACTION AGAINST FRAUD THROUGH FABRICATED DOCUMENTS OF RECORD OF RIGHTS, IN RESPECT OF LAND BEARING S. NO.3/3 AND OTHERS DEH CHHACHH TALUKA GOLARCHI (SHAHEED FAZAL RAHU) BY OFFICIALS OF REVENUE DEPARTMENT

THE COMPLAINT

Mr. Muhammad Mubarak Bakero filed a complaint on 02.01.2018, stating therein that his grandfather Ismail S/o Allah Dino owned land bearing S. Nos 60 and others of deh Chhachh Taluka Golarchi as per old record before the creation of District Badin. However, the said land was allotted fraudulently to some persons who belonged to District Nawab Shah. In this regard, he approached the higher authorities of Revenue Department, but no remedial action was taken in the matter. Being aggrieved by that, he solicited the intervention of this Institution for redressal.

PROCEEDINGS

2. The complaint was admitted u/s 10 of the Establishment of the Office of Ombudsman for the Province of Sindh Act, 1991 (amended up to date), after receiving mandatory Affidavit on Form 'A' and other relevant documents. Thereafter the report was called from the Mukhtiarkar (Estate) Badin and Mukhtiarkar (Revenue) Golarchi vide letters dated 17.01.2018 and 25.04.2018 respectively.

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(2)

3. In response, the Mukhtiarkar Estate submitted report vide his letter dated 20.03.2018 and informed that the Estate Tapedar of the beat after verifying record in respect of the above survey numbers, reported that new blocks No.3/3 (04.00), 26/2,3,4 (12-00) and 27/3 (04-00) total area 20-00 acres were formed out, and according to the office record, the above land has not been allotted to anyone. The entire deh Chhachh is in block survey numbers, further details of which could be obtained from the Mukhtiarkar Revenue, Shaheed Fazal Rahu.

4. The Mukhtiarkar (Revenue) Shaheed Fazal Rahu reported vide his letter dated 26.12.2021 that the Tapedar of deh Chhachh after visiting site and verifying the record of rights informed that the land in question bearing block No.3/3 and others total area 37-26 acres of deh Chachh was the property of Muhammad Khan S/o Gushtri Khan Mari and he had sold out the same to Paryo s/o Ali Muhammad and others through registered Sale Deed # 130 dated 06.08.1974. The said land has been entered in V.F V.H-A (Master copy), vide entry No.19 of 1985-86 and it is under physical cultivating possession of above named khatedars. He further reported that such Rubkari dated 17.10.2019 has also been issued to the applicant Mubarak Bakero by the Additional Deputy Commissioner, Badin.

COMPLAINANT'S REJOINDER

5. Copies of the above mentioned reports were handed over to the complainant for filing his rejoinder. After constant follow up and several reminders, he appeared before the Investigating officer on 22.12.2023, but instead of submitting his rejoinder in writing stated verbally that the said land belonged to his elders and wrong entries were made in the record of rights by the Revenue Department. However, he failed to produce any document to substantiate his claim.

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FINDINGS

6. (i) As per report of the Mukhtiarkar Estate Badin, the land claimed by the complainant according to office record has not been allotted to anyone.
- (ii) The Mukhtiarkar (Revenue), Shaheed Fazal Rahu vide his letter dated 26.12.2021 informed that the land in question was the property of Muhammad Khan Mari who sold it to Paryo S/o Ali Muhammad and others through registered Sale Deed No.130 dated 06.08.1974.
- (iii) The complainant despite sufficient time and opportunity of personal hearing on various dates could not produce any irrefutable document to support his claim.
- (iv) From the Investigation and perusal of available record on file, it is apparent that the matter is about ownership of property, which can be best adjudicated by a court of competent jurisdiction.

DECISION:

7. In view of the above, the instant complaint being civil in nature, the complainant is advised to approach the proper forum of law for relief.

Given under my hand and seal of Office.



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

Karachi, dated **20th** March, 2025