



DECISION

Complaint No. : POS/6965/2023(MT)35/R.THAR/2023

Name and address of the complainant : Mr. Ghemro s/o Soojo Bheel,
r/o Village Charhiyar, P.O & Taluka Chachro
District Tharparkar.

Name of the Agency Complained against : Revenue Department, District Tharparkar at Mithi.

Name & Designation of Investigating Officer : Jam Farhad Baig S. Dahar
Regional Director Tharparkar @Mithi.

Vetted by : Dr. Muhammad Nawaz Shaikh, Advisor-I.

Subject : COMPLAINT AGAINST REVENUE AND POLICE OFFICIALS ALLEGING INACTION TO EJECT RESPONDENTS / ENCROACHERS FROM HIS AGRICULTURAL LAND.

THE COMPLAINT

Mr. Ghemro s/o Soojo Bheel, filed a complaint against Revenue Department, District Tharparkar at Mithi on 02.08.2023, alleging that respondents from serial numbers seven to sixteen, as mentioned in complaint have forcibly occupied his agricultural land but Revenue and Police Departments are not taking action to eject them. He approached the concerned authorities, but to no avail. Therefore, he sought intervention of this Institution.

PROCEEDINGS

2. The complaint was admitted under Section 10 of the Establishment of the Office of Ombudsman for the Province of Sindh Act (amended up-to-date). The Investigation Officer called report / comments from Mukhtiarkar Revenue, Taluka Chachro and Senior Superintendent of Police, Tharparkar vide letters No. POS/R.Thar/931/2023 and No. POS/R.Thar/929/2023 respectively, dated 02.10.2023. The Mukhtiarkar Revenue, Taluka Chachro vide letter No. DHO/Chachro/517 of 2023 dated 10.10.2023 reported that :

“the case as per relevant record, file and report of the concerned Tapedar are that the land under dispute is Government property situated Makan & Deh Tar Hameer Tapa Kantio and the same cultivated by complainant some years ago as yaksala, but in land grant policy 2000, there is no any provision of yaksala. The complainant also filed F.C. Suit No. 80/2000 v/s Khinro & others before the Honourable Court of Senior Civil Judge-II, Mithi. Whereby, the Honourable Court vide order dated 04.09.2021 has rejected the F.C. Suit. After that, the complainant being dissatisfied with the order dated 04.09.2021 passed by the Honourable Court of Senior Civil Judge-II, Mithi filed Civil Appeal No. 37/2021 before the District Judge / Model Civil Appellate Court Tharparkar at Mithi where the Civil appeal filed by the complainant status and order dated 04.09.2021 maintained. Furthermore, the land under dispute is lying un-cultivated. The opponents Khinro, Preem & Nanjo Bheel are residing in the Northern side of subject land by constructing 03/04 Chounra and Wara of cattle on the Government land”.

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3. In addition to above, SHO Chachro, on behalf of SSP Tharparkar vide letter No. 155 dated 11.10.2023 reported that the land is adjacent to natural pond (Tariee) where rain water accumulates which is ultimately used for human and cattle consumption. The complainant wants to occupy the area and close the waterway. He further pointed out that complainant usually files frivolous complaint.

4. The report of the agency was forwarded to the complainant for rejoinder / comments on 12.10.2023. The complainant in his rejoinder dated 07.11.2023 stated that he had filed an application regarding alleged inaction by authorities for removal of encroachment from his agricultural land. Later on, the complainant appeared before the Investigation Officer on 05.12.2023 and recorded statement that land is occupied by both parties and agreed to abide by whatever, decision is given by the Ombudsman Sindh.

CONCLUSION

5. The complainant's allegations have not been justified and proved, as concluded by the Mukhtiarkar Revenue, Taluka Chachro and SHO Chachro and finally rejected / dismissed by the respective Courts, (1) F.C. Suit No. 80/2020 in the Court of Senior Civil Judge-II, Mithi (2) Civil Appeal No. 37 / 2021 in the Court of District Judge/Model Civil Appellate Court Tharparkar at Mithi and (3) Civil Appeal u/s 96 of CPC in the Court of District Judge/Model Civil Appellate Court Tharparkar at Mithi.

DECISION

6. In view of above discussion and facts, I, hereby order to close further proceedings on this complaint, in exercise of powers vested in me under Section 9(a) of the Establishment of the Office of Ombudsman for the Province of Sindh Act, 1991.

Given under my hand and seal of Office.



Sd /-
(MUHAMMAD SOHAIL RAJPUT)
Sitara-e-Imtiaz, PAS
OMBUDSMAN SINDH
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Karachi, dated July, 2025