



DECISION

Complaint No. :

POS/9322/2023/KC

Name and address
of the complainant :

Mr. Muhammad Naeem,
R/o. House No. E-56, Sector 1-A/4, North Karachi.

Name of the Agency
complained against :

Karachi Development Authority (KDA)

Name & Designation of
Investigating Officer :

Mr. Iqbal Nafees Khan
Regional Director, Karachi Central.

Subject :-

**ALLEGED NON-INCLUSION OF LEGAL HEIRS IN THE
TRANSFER/MUTATION ORDER ISSUED IN FAVOUR
OF MST. AKHTARI BEGUM FOR HOUSE NO. L-1551,
SECTOR 5-B/3, NORTH KARACHI**

COMPLAINT

Mr. Muhammad Naeem submitted a complaint on 22.11.2023, stating that Plot No. L-1551, Sector 5-B/3, North Karachi was originally allotted to his late father, Mr. Barkat Ali. Following his demise, the property was transferred to the complainant's mother, Mst. Akhtari Begum, through Transfer/Mutation Order No. 2584, dated 22.10.2018. However, despite repeated requests, the names of the complainant and other legal heirs were not incorporated in the said Transfer/Mutation Order. He, therefore, sought intervention from this office for the resolution of his grievance.

PROCEEDINGS

2. Upon examination, the complaint was admitted under Section 10 of the Establishment of the Office of Ombudsman for the Province of Sindh Act, 1991 (as amended in 2020), with the delay condoned. After the completion of legal formalities, the matter was referred to the concerned agency for a report.
3. In response, the Assistant Director (NKT), Land Management, Karachi Development Authority (KDA), through a letter dated 04.06.2024, stated that the subject plot was initially allotted to Mr. Barkat Ali via Allotment Order No. 248/46, dated 25.04.1971, and was subsequently transferred/mutated in the name of Mst. Akhtari Begum through Mutation Order No. 2584/L, dated 22.10.2018. However, he informed that the matter is currently pending before the Court of District & Sessions Judge, Karachi Central, under Cr. Misc. Application No. 48/2020, thereby preventing KDA from processing any further transactions concerning the property.
4. Furthermore, the Law Officer, KDA, through his letter dated 01.01.2025, stated that Mst. Akhtari Begum (deceased) had obtained the Mutation Order dated 22.10.2018 through misrepresentation and mala fide intent, in collusion with Mst. Nagina, one of the legal heirs of Mst. Mariam. He added that the other legal heirs had filed objections and served legal notices to Mst. Akhtari Begum, Mst. Nagina, and KDA. Given the civil nature of the dispute, he asserted that the matter cannot be decided until the competent Civil Court concludes the evidence.

FINDINGS

5. Upon examination, it is evident that the matter pertains to a property dispute, and is sub judice before a court of law. Therefore, further action by this Institution is not warranted.

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6. In light of the foregoing, the complaint is disposed of and closed accordingly.

Given under my hand and seal of this office.



Sd /-
(MUHAMMAD SOHAIL RAJPUT)
Sitara-e-Imtiaz (PAS)
OMBUDSMAN SINDH
Karachi, dated; 24~~th~~ March, 2025