



DECISION

Complaint No. : POS/1310/2018/NFZ-14

Name and address of the complainant : Mr. Khamiso Khan Khoso,
C/o Mashooq Hussain Khoso Kiryana Shop,
Malook Bazar, New Jatoi, Taluka Moro, Distt, N' Feroze

Name of the Agency Complained against : Revenue Department

Name & Designation of Investigating Officer : Khalid Shaikh,
Regional Director, N' Feroze

Vetted by : Fasihuddin Khan,
Advisor 'Z'

Subject : **ALLEGED DEMAND OF ILLEGAL GRATIFICATION FOR MAKING ENTRIES OF LAND PURCHASED BY THE COMPLAINANT IN THE REVENUE RECORD AND ISSUANCE OF FORM-VII**

THE COMPLAINT

Mr. Khamiso Khan Khoso filed a complaint on 24.04.2018 against the Revenue Department stating therein that he had purchased agricultural land and got it registered. After registration, he approached the Mukhtiarkar (Revenue) and concerned Tapedar for obtaining Form VII of the said land. However, instead of making required entries in the record of rights, the concerned officers told him that the record of Deh Wagan was burnt in riots and demanded an illegal gratification from him for reconstruction of the record in his name. He, therefore, solicited intervention of this Institution.

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). Letter was issued to the Assistant Commissioner and Mukhtiarkar (Revenue), N'Feroze for report on 16.05.2018 followed by series of reminders. Thereafter, the Deputy Commissioner, N'Feroze was directed to submit his report vide letter dated 13.07.2020 followed by several reminders. After constant follow up, a report dated 13.09.2021 was received from the Mukhtiarkar (Revenue), N'Feroze stating therein that the record of Deh Wagan was burnt in riots due to assassination of Shaheed Mohtarma Benazeer Bhutto. An enquiry on the complaint was conducted through the concerned Tapedar which revealed that the matter is too old and as per SOPs of the Board of Revenue, Sindh, Hyderabad, Collector of District is authorized to pass re-construction order in such cases. It was, therefore, advised to direct the complainant for filing such appeal before the Deputy Commissioner, N'Feroze alongwith documentary proof.

(2)

3. The above report was sent to the complainant for rejoinder, if any, vide letter dated 16.09.2021. The complainant submitted his rejoinder on 11.10.2021 stating that the Mukhtiarkar (Revenue), N'Feroze has filed a false report as he had already filed revenue appeal in the year 2019. During proceedings, the Mukhtiarkar (Revenue), N'Feroze confirmed that the complainant had filed an appeal U/S 161 of Sindh Land Revenue Act, 1967 before the Additional Deputy Commissioner-I, N'Feroze for reconstruction of record on the basis of registered sale deed. This report was also shared with the complainant for rejoinder, vide letter dated 08.08.2024. On 28.08.2024 Mr. Ashique Khoso son of the complainant appeared before the Investigating Officer and filed an application that his father was paralyzed. As such he would pursue the complaint on behalf of his father. On 04.09.2024 son of the complainant filed an authority letter from the complainant alongwith rejoinder and relevant documents reiterating that as per law, the complainant had filed an Appeal before the D.C. N'Feroze for reconstruction of record in the year 2019 u/s 161 of Sindh Land Revenue Act, 1967.

DECISION

4. Since the Revenue Appeal u/s 161 of Sindh Land Revenue Act, 1967 is of judicial nature as prescribed under the law for such remedy, jurisdiction of this office is barred to take further cognizance in the matter. Therefore, the complaint is hereby disposed off accordingly.

Given under my hand and seal of Office.



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

Karachi, dated

4th February, 2025