



DECISION

Complaint No. : POS/2365/ROJ-52(JBD)/2022

Name and address of the complainant : Mr. Saindad s/o Qadir Bux (Pesh Imam)
Faizan Bilal Masjid, Makrani Muhallah, Jan
Muhammad Colony, Jacobabad.

Name of the Agency Complained against : 1. Local Government Department
2. Revenue Department

Name & Designation of Investigating Officer : Mr. Zahid Hussain Buriro
Director Regional Office Jacobabad

Vetted by : Mir Hussain Ali Advisor-M

Subject :

COMPLAINT AGAINST MAL-
ADMINISTRATION IN THE OFFICE OF
CHIEF MUNICIPAL OFFICER, TOWN
COMMITTEE JACOBABAD.

Complaint:

Mr. Saindad, filed his complaint dated 28.4.2022 against maladministration in the office of Chief Municipal Officer, Town Committee, Jacobabad, for not taking action against Nek Muhammad Jakhrani who has encroached upon a public street and using the same as a hotel. He therefore requested this Institution to intervene in the matter.

Proceedings:

2. This complaint admitted under Section 10 of the Establishment of the Office of Ombudsman for the Province of Sindh Act, 1991, was referred to the agencies for comments. In response the Revenue Department and the Municipal Committee filed their comments dated 4.10.2022 and 10.10.2022 respectively, stating that Nek Muhammad Jakhrani has purchased this piece of land from Shah Muhammad, and it is not an encroachment on the street leading to the Mosque. The Investigating Officer conducted a site visit in presence of the parties on 10.10.2022. He also recorded statement of Nek Muhammad Jakhrani who stated that he had purchased this plot from Shah Muhammad, which was confirmed by Mr. Sadam Hussain son of late Shah Muhammad that after his father's death this plot was sold to Nek Muhammad Jakhrani. Mr. Sadam further disclosed that the plot on which Faizan Bilal Mosque is constructed was also donated by his father. The statement of the complainant was also recorded in which he reiterated his stance.

3. On the direction from Head Office, the Investigating Officer perused the entire record and proceedings of the complaint thoroughly, and concluded that this is a dispute between two persons on the issue of closure of a street leading to a Mosque, which is a civil matter, and the complainant may seek remedy from the competent Court of law.

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Findings:

5. In view of the above, it is clear this is not a matter of encroachment, but infact it is a civil dispute between the parties. There is no element of maladministration on the part of any government office. As such this complaint does not attract the provisions of the Establishment of the Office of Ombudsman for the Province of Sindh Act, 1991.

Decision:

6. In view of the above, facts the complaint is consigned to record, as element of maladministration by any government department has not been established.

“Given under my hand and seal of office”

- Sd \-

(Muhammad Sohail Rajput)

Sitara-e-Imtiaz, PAS

OMBUDSMAN SINDH

Karachi, dated 18th November, 2024.

