



## DECISION

Complaint No. : POS/4611/KE/390/2024

Name and Address of the Complainant : Mr. Muhammad Saleem Akbar, R/o. Flat No. 101, 2/1-A, Welcome Centre Shah Faisal Colony, No. 02, Karachi.

Name of the Agency Complained against : TMC Shah Faisal / District Admin. Korangi / SBCA

Name & Designation of Investigation Officer : Syed Farrukh Habib  
Director, Regional Office, Karachi (East)

Subject :-

**REQUEST FOR ENQUIRY REGARDING  
ALLEGED MISUSE OF SHOP WHICH CAUSED  
FIRE ACCIDENT AND APPROPRIATE LEGAL  
ACTION AGAINST TENANT AND OWNER OF  
THE SUBJECT SHOP.**

### THE COMPLAINT

Mr. Muhammad Saleem Akbar in his complaint dated 03.10.2024 stated that a serious fire incident occurred at 2/1A, Welcome Centre, Shah Faisal Colony No. 2, on 11.09.2024. This incident was a direct result of illegal operation of a petrol pump and the storage of flammable materials in a residential building. The fire was caused by a malfunction during fuel transfer operations at the illegal petrol pump. Subsequently fire spread rapidly, causing significant damage to the shops at the ground floor, as well as to residential flats situated above including the flat of complainant. He claimed that all his precious belongings furniture, machinery etc. were burnt to ashes due to that fire. He emphasized that the petrol pump was operating illegally in a residential area, violating safety regulations and posing a serious fire hazard. The complainant demanded strict action against authorities, whose negligence caused the fateful incident and requested that all affected families including himself be compensated for the loss suffered due to fire. He stated that he had filed a complaint to the area SHO, but failed to get any response. He, therefore, solicited intervention of this office in the matter.

### PROCEEDINGS

2. The complaint was **conditionally** admitted under Section 10 of the Establishment of the Office of Ombudsman for the Province of Sindh Act, 1991, (amended up to date), subject to submission of mandatory affidavit on Form "A" and copy of CNIC.
3. Minute scrutiny of the complaint, however, revealed that the matter is already in the court of law as an FIR was lodged U/S 322, 285, 286, 287, 427 and 34 PPC at Police Station Shah Faisal after the incident.

### FINDINGS

4. I have examined case file, perused the record and observed that subject matter is already sub-judice before the court of law and jurisdiction of this institution is ousted.

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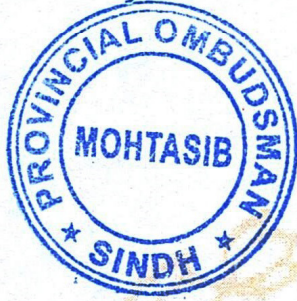


(2)

**CONCLUSION**

5. In view of the above, the complaint is disposed of as closed. However, the complainant is advised to either become intervener in the case before the court or file suit for seeking damages against owner of the illegal petrol pump established in the shop.

*Given under my hand and seal of the office*



**Sd /-**  
**(Muhammad Sohail Rajput)**  
**Sitara-e-Imtiaz. PAS**  
**Ombudsman Sindh**

Karachi, dated 03 - 01 - 2025

