

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
CONST. PETITION NO. D-1038 OF 2013

Dated _____ Order with signature of Judge _____

1. For Katcha Peshi
2. For hearing of Misc. No. 4698/2014

30.10.2014

Mr. Adnan I. Chaudhry Advocate for the Petitioners No.1 to 3
Mr. Mohammad Noman Jamali Advocate for the Petitioner No.4
M/s. Mirza Muhammad Ahmed and Rauf Butt Advocates for the
Respondent No.3 alongwith Mr. Abdul Rasheed Chairman Maymar
Housing Services Pvt Ltd.
Mr. Iqbal Khurram Advocate for MDA
Mr. Sartaj Malgani Advocate for SBCA

The petitioner had inter alia questioned the approval of layout plan in respect of Gulshan-e-Maymar. The petitioners Nos.1 to 3 have entered into a settlement with respondent No.3 on 6.5.2014, therefore, as stated by Mr. Adnan their interest is to the extent of faithful compliance of the agreement, whereas the interest of respondent No.4 is the maintenance of amenities in the project.

Mirza Muhammad Ahmed, learned counsel for the Respondent No.3 present alongwith Mr. Abdul Rasheed, Chairman Maymar Housing Services (Pvt) Ltd, state that in accordance with law the Respondent No.3 is bound to maintain a minimum of 15% for amenities, 25% for roads and a maximum of 55% for residential area and 5% for commercial. Against which the Petitioners have allocated 28% for roads and have maintained 15% for amenities and for the time being allocated 50% for residential and still have 7% land for allocation out of which a maximum of 5% could be allocated for commercial use. Without prejudice to the faithful compliance of Agreement dated 06.05.2014 all present seek disposal of the petition on the basis of above statement. Counsel for the petitioner No.4 states that for revising amenities the Petitioner No.4 would pursue his remedy in accordance with law. *order accordingly.*

Sp. Shaukat Ali
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JUDGE
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