

Form No:HCJD/C-121  
**ORDER SHEET**  
**IN THE LAHORE HIGH COURT LAHORE**  
**JUDICIAL DEPARTMENT**

Case No. W.P. No.227807/2018

Haroon Farooq **Versus** Government of Punjab & others

S.No.of order/ Proceeding	Date of order/ Proceeding	Order with signature of judge, and that of parties or counsel, where necessary.
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11.08.2022

Mr. Muhammad Imran Malik, Advocate for the applicant.

Syed Kamal Ali Haider Advocate/Member of the Judicial Water Commission.

M/s. M. Azhar Siddique, Talaat Farooq Sheikh, M. Yasin Hatif, Zain Sheikh Advocates for petitioners in connected petitions.

Mr. Shazib Masud, Advocate for CBD.

Mian Irfan Akram, Advocate for WASA.

Mr. Waqar A. Sheikh, Advocate for PHA.

Sahibzada Muzaffar Ali Khan, Advocate for LDA.

Syed Moazzam Ali Shah, Advocate for the applicant.

Ms. Ambreen Moeen, Deputy Attorney General.

Mr.Zulfiqar Ali Dhuddi, A.A.G with M. Nawaz Manik Director Law EPA, Ali Ejaz, Deputy Director EPA, Shahzad Khan SPP City Traffic and M. Umer Hayat Law Officer.

C.M. No.13 & 15 of 2022

Notice be issued to the LDA

**Main Case**

The report has been filed by the Judicial Water and Environmental Commission. It refers to the Application for smart phones that has been developed by the Punjab Information Technology Board ("PITB"). By the development of Punjab Performance Management Framework where complaints can be registered by the

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general public regarding violations of the orders of this Court in respect of various water and environmental issues on which directions have already been issued. This Application can be downloaded by the users on their smart phones and the complaints can be got registered with the Commission which can then take actions in respect of those complaints and direct the Departments to initiate proceedings on those complaints. The Director General Public Relations Punjab is directed to advertise by all means available in the Print and the Electronics Media the fact regarding the setting up of the Application so that the general public may know about the existence of this Application and thereby create awareness regarding the issues of water conversations and environment. The learned DAG shall convey the order of this Court to the Director General PRO who shall take steps for publishing the fact regarding this Application in the print media. The officer incharge of IT of the Commission shall also hold a meeting with the relevant officer of PEMRA in Lahore and this meeting shall be facilitated by the DAG present on Court's call so that the PMRA may also issue directions to the Electronic Media for advertisement regarding the application developed by the PITB.

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2. PHA through its counsel has filed performance report No.2 which refers to the measures taken regarding roof top gardening as well as actions taken against encroachment. The report is also supported by the action taken in various localities of Lahore for removal of encroachment and the plantation drive in these areas by PHA. It also refers to green belts which have been restored and includes areas in various localities of Lahore. PHA intends to expand to other areas of Lahore. There is no doubt that action initiated by PHA is commendable and much progress has been made regarding anti-encroachment drive which has been set in motion by PHA. Report has also referred to the letter written to LDA regarding horticulture plan of finance trade center Johar Town. According to learned counsel for PHA substantial amount is to be reimbursed by the LDA to PHA and lack of funds has constrained PHA in carrying out its obligations regarding horticultural plan in different areas under its jurisdiction. In this regard the Director General PHA shall hold a meeting with Director General LDA and progress report shall be filed on the next date of hearing. It is expected that senior officers of the two departments shall resolve the issue of disbursement of funds to PHA by Lahore Development Authority.

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3. Report has also been filed by the Lahore Development Authority which mentioned the actions taken against various high rise buildings in respect of roof top garden or installation of solar panels. A number of properties which have complied with the direction regarding roof top gardening/solar panel has also been mentioned in the report. However learned counsel for LDA states that criminal cases are sought to be registered against owners of certain properties who had violated the sealing orders of LDA which entails criminal liability. Police has not acted on the complaint of LDA in this regard. Learned Assistant Advocate General shall convey the direction of this Court to CCPO Lahore who shall ensure that necessary follow up action is taken on the complaint filed by LDA for registration of criminal cases. The report shall be filed to this Court on the next date of hearing. It is directed that LDA shall continue to take action in this regard for compliance with the directions of this so that the matter of roof top garden/installation of solar panel is extended throughout the jurisdiction of Lahore Development Authority. Adjourned to 08.09.2022.

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16/4/23

Abdul Waheed

  
(SHAHID KARIM)  
JUDGE