

## ORDER SHEET

IN THE LAHORE HIGH COURT, LAHORE  
JUDICIAL DEPARTMENT

Case No. W.P No.227807/2018

Haroon Farooq Vs Govt. of the Punjab &amp; 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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23.09.2022 Syed Kamal Ali Haider, Advocate/ Member Water Commission.

Mr. Waqar A. Sheikh, Advocate for PHA.

Sahibzada Muzaffar Ali, Advocate for LDA.

Mr. Muhammad Azhar Siddiq, Advocate for the applicant.

Mr. Irfan Akram, Advocate for WASA.

Mr. Asad Ali Bajwa, D.A.G.

Mr. Tipu Salman Makhdoom, Addl. A.G.

The Commission has filed report No.137 which highlights various issues on which the Commission is taking action. Firstly, a letter issued by the office of the Chief Executive Officer District Education Authority, Lahore dated 22.09.2022 has been produced which relates to provision of buses to privately managed schools. However, this letter merely makes a reference to an order passed by this Court whereas the intention of the order of this Court was to direct the office of District Registering Authority Lahore (DRA) to issue directions itself under the provisions of Punjab Private Educational Institutions (Promotion and Regulation) Ordinance, 1984 which does not seem to be the case here. The Secretary DRA is directed to issue a proper letter/ notification by DRA to the privately managed schools to take steps by procurement of buses so that the maximum number of children studying in those schools are able to travel to and from their houses on buses which will reduce the aerial pollution to a much extent. This is an essential step for curtailment of pollution as it has been reiterated

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time and again that vehicular omission contributes to the extent of 45% of the entire pollution in Lahore. The Secretary DRA shall appear before this Court on the next date of hearing to apprise of the steps taken in this regard.

2. Learned counsel for WASA submits that the Managing Director has certain proposals which are required to be considered by this Court in these proceedings. The M.D WASA may appear on the next date of hearing and the submissions made shall be considered.

3. Some time back this Court had ordered stay of the powers of LDA to issue No Objection Certificate (NOC) to buildings sought to be constructed by the owners at various locations under the jurisdiction of LDA. This matter needs to be resolved at the earliest and for the purpose Chief Town Planner LDA shall appear on the next date of hearing.

4. It is also directed that a senior officer of Lahore Parking Company shall appear on the next date of hearing to respond to various queries relating to issue of parking throughout Lahore. Learned Addl. A.G shall ensure that the directions are conveyed to MD/ CEO of LPC.

5. The members of the Commission state that there is a general tendency to park vehicles at unauthorized and no-parking zones. The fine which is imposed on such parking is too low to act as a deterrence. It is directed that traffic police will be empowered to make a fine of Rs.2000/- for unauthorized parking and where the vehicles are lifted from those parking places by the fork-lifter being operated by the traffic police. However, the traffic police shall submit

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proposal for inclusion of the amount of fine in the rules and regulations concerning such matters.

6. It has been brought to the notice of this Court that in order to control stubble burning a meeting was convened by the Chief Secretary Punjab. However, such meetings have yielded little or no result in the past. It is directed that the Chief Secretary Punjab shall issue a letter to Deputy Commissioners of all Districts in Punjab stating therein that stubble burning shall not take place within their jurisdictions and in case it is found to be done in any particular case, the Deputy Commissioner concerned of the District shall be held liable for any violation in this regard. This will ensure that the Deputy Commissioners are held accountable for the violation regarding stubble burning which is a huge contributor to the smog which engulfs the entire Province of Punjab during winter season.

7. Adjourned to 30.09.2022.

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★  
Rafaqat Ali

  
(SHAHID KARIM)  
JUDGE