

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, etc

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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27.05.2021 Syed Kamal Ali Haider, Advocate for Water
Commission in C.M.No.02/2021.
Barrister Osama Zafar, Advocate for applicant in
C.M.No.04/2021.
Mr. Mansoor Usman Awan, Advocate in
C.M.No.06/2021.
Mian Irfan Akram, Advocate in C.M.No.08/2021.
Mr. Abuzar Salman Khan Niazi, Advocate for the
petitioner.
M/s Ahmad Rafay Alam, M. Azhar Siddique, Sheraz
Zaka and M. Yasin Hatif, Advocates for petitioners in
connected petitions.
Mr. Sahibzada Muzaffar Ali, Advocate for the LDA.
M/s. Nadeem Ahmad Sheikh, Jahanzeb Sukhera and
Osama Qamar, Advocates for RUDA.
Mr. Ashtar Ahsan, Advocate in C.M.No.34/2020
Sardar Balakh Sher Khosa, Advocate for Cantonment
Board.
Mr. Ahmad Pervaiz Advocate in C.M.No.10/2020.
Mr. Zahid Sikandar, Assistant Attorney General.
Mr. Anis Ali Hashini, Addl.A.G.
Muhammad Nawaz Manik, Director Law EPA and
Kahsif Sajjad Assistant Legal EPA.
Abdul Razzaq Chief Engineer, Lahore Development
Authority.

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C.M.No.04/2021

This is an application for being impleaded as a
party on behalf of Urban Sector Planning and
Management Services Unit (Pvt.) Ltd. According to the
contents of the application, applicant can contribute

meaningfully in the overall scope of the present petition being a Government Department as well as having the expertise in the matters which are subject matter of this petition. This application is **allowed** and the applicant is impleaded as respondent No.11.

C.M.No.06/2021

2. Notice. Learned counsel for the LDA accepts notice. The Chief Engineer, LDA is also present. He undertakes to remove the old machinery dumped at the site within a period of one week. Also he undertakes to start construction work of the road which is subject matter of this application expeditiously and report shall be filed on the next date of hearing.

C.M.No.08/2021

3. This is an application for being impleaded as a party in the main petition. However, this application entails a separate cause of action and must be numbered as a separate constitutional petition. Office shall do the needful. Memo of parties shall be filed by the applicant in the office. Learned counsel for LDA is present and shall seek instructions and file a reply to this petition on the next date of hearing. In the meantime LDA is restrained from cutting or felling the trees in the subject project.

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C.M.No.10/2021

4. Relist.

C.M.No.02/2021

5. Reply has been filed on behalf of the LDA in which it has been undertaken that the trees which are likely to be affected by the projects will be taken out, relocated and replanted at a place closed to the project. Learned Judicial Water Commission appointed by this Court is requested to visit the site alongwith representative of the LDA to verify the contents of the reply filed by the LDA and file a report on the next date of hearing.

MAIN CASE


6. It has been pointed out that due to stubble burning there was an accident involving a large number of cars and vehicles on the Lahore Islamabad motorway. Learned A.A.G shall seek instructions from the Deputy Commissioner, Sheikhpura as to what action has been taken regarding stubble burning and against persons who are responsible for stubble burning which resulted in the accident.

7. It has also been noticed that although there are some measures and regulations regarding regulatory authorities while undertaking public project but no iv

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have been followed or in place to compel private land owners or sponsor of housing societies while doing so to cut down trees without there being any guidelines or regulations in this regard. On the next date of hearing, LDA as well as DHA and Cantonment Board, Lahore shall file their replies spelling out the policy/regulations in this regard. Adjourned to 03.06.2021.


(SHAHID KARIM)
JUDGE

Abdul Waheed

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