

THE HIGH COURT OF SINDH, KARACHI

Phone No. 021-99203220
Fax No. 021-99203221

No. GAZ/ECPC/2018
Dated: 16-02-2023

All communications should be addressed to the Registrar High Court of Sindh Karachi and not to any official by name.

From:

Registrar,
High Court of Sindh,
Karachi

To:

All learned District & Sessions Judges,
in Sindh,

SUBJECT: ASSIGN JURISDICTION TO THE DISTRICT CONSUMER PROTECTION COURT(S) FOR PROSECUTION AGAINST VIOLATORS OF THE SINDH STANDARD WEIGHTS AND MEASURES ENFORCEMENT ACT, 1975 AND SINDH REGISTRATION OF GODOWNS ACT, 1995.

I am directed to enclose herewith copy of letter No. S.LEGIS:13(25)/2022/8 dated 16.01.2023 received from Law Department, Government of Sindh, alongwith its annexure, for consideration regarding assignment of jurisdiction, to try and adjudicate the matters under subject Acts to Consumer Protection Courts where such courts are filled up.

This is for your information and compliance.


(ABDUL RAZZAQ)
REGISTRAR

Copy forwarded for information to learned Member Inspection Team-II of this Court.



NO.S.LEGIS:13(25)/2022/8
GOVERNMENT OF SINDH
LAW DEPARTMENT

Karachi dated the 16th January, 2023

To,

The Registrar,
High Court of Sindh,
Karachi.

INWARD TO 511
BRANCH 240
DATE 17/01/2023
HIGH COURT OF SINDH AT KARACHI

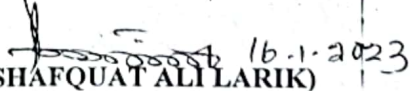
SUBJECT: ASSIGN JURISDICTION TO THE DISTRICT CONSUMER PROTECTION COURT(S) FOR PROSECUTION AGAINST VIOLATORS OF THE SINDH STANDARD WEIGHTS AND MEASURES ENFORCEMENT ACT, 1975 AND THE SINDH REGISTRATION OF GODOWNS ACT, 1995.

I am directed to refer to letter No.A.D.(Legal)BSP/4(31)/2022/1133 dated the 22nd August, 2022 alongwith its enclosures, received from the Directorate General, Bureau of Supply & Prices, Government of Sindh, on the subject noted above, which is self-explanatory.

In the enclosed letter, the Administrative Department highlighted various laws legislated by the Provincial Legislature with respect to Weight and Measures, Registration of Godowns and Consumer Protection. The delinquents / violators of such laws and the cases there-against are tried by the respective Civil Judges and Judicial Magistrates, nominated by the Learned District & Sessions Judge vide Order No.E/O/22(43) of 2011 dated 12.12.2011, whereas a cluster different nature of cases already being tried by these Judicial Officers.

The Administrative Department further contended in his letter that there are 29 Consumer Protection Courts at District level in the Province have been established for hearing the matters for protection of consumers' rights and their redressal. As per contention of the Department, at present, there is very low number of complaints is available before these Courts for proceeding, therefore, the Department has requested for assigning the jurisdiction of the matters pertaining to the violation and violators of the Sindh Standard Weights and Measures (Enforcement) Act, 1975 and the Sindh Registration of Godowns Act, 1995, to the Consumer Courts for their proceedings by the concerned Presiding Officers in the interest of general public.

In the wake of above, the request of the Administrative Department may be considered and if found tangible, may be recommended and placed before his Lordship (Hon'ble Chief Justice of High Court of Sindh).


(SHAFQUAT ALI LARIQ)
SECTION OFFICER(LEGISLATION)
FOR SECRETARY TO GOVT. OF SINDH

A copy is forwarded for information to :-

1. The Secretary, Agriculture, Supply & Prices Department, Government of Sindh, Karachi.
2. The Deputy Director (HQ), Bureau of Supply & Prices, Sindh, Karachi.

(SHAFQUAT ALI LARIQ)
SECTION OFFICER(LEGISLATION)
FOR SECRETARY TO GOVT. OF SINDH

16/1/23



No:AD(Legal)BSP/4(31)/2022/1133
GOVERNMENT OF SINDH
DIRECTORATE GENERAL
BUREAU OF SUPPLY & PRICES
 ST-19/1 BLOCK-6, GULSHAN-E-IQBAL, KARACHI
 Karachi dated the 22nd August, 2022.

To,

✓ The Secretary,
 Law, Parliamentary Affairs &
 Criminal Prosecution Department
Karachi.

SUBJECT:- ASSIGN JURISDICTION TO THE DISTRICT CONSUMER PROTECTION COURT (S) FOR PROSECUTION AGAINST VOILATORS OF THE SINDH STANDARD WEIGHTS AND MEASURES ENFORCEMENT ACT, 1975 AND THE SINDH REGISTRATION OF GODOWNS ACT, 1995.

I am directed to refer to the subject noted above and to inform that the august Provincial Assembly of Sindh has enacted following enactments for enforcement of different functions and purposes to provide necessary relief to the consumers:-

1. The Sindh Standard Weights and Measures (Enforcement) Act, 1975;
2. The Sindh Registration of Godowns Act, 1995.

It is further informed that there is analogous provision in above enactments for prosecution against their delinquent(s). These delinquent (s) are prosecuted by the learned Civil Judge & Judicial Magistrate (s), nominated by the Hon'ble District & Sessions Judge of respective district as per past practice. Whereas, there are already cluster of different nature of cases being tried by learned Civil Judge & Judicial Magistrate (s). The Hon'ble District & Sessions Judge, Hyderabad vide Order No.E/O/22/(43) of 2011 dated 12.12.2011, has nominated the Judicial Magistrate-VIII, Hyderabad (Annex-I).

It is pertinent to mention that the Govt. of Sindh through the Provincial Assembly of Sindh has enacted the Sindh Consumer Protection Act, 2014 for protection of consumers' rights and redressal of their grievances. In pursuance of above enactment, the Govt. of Sindh has established 29 District Consumer Protection Courts at district level in Sindh for prosecution against violators of above said Act vide Notification dated 10.01.2019 (Annex-II). These courts are functional and are providing relief to the consumers. However, at present no significant number of complaints is received and processed by these courts.

For quick disposal of under trial cases against violators of the Sindh Standard Weights and Measures Enforcement Act, 1975 and the Sindh Registration of Godowns Act 1995, the Presiding Officer (s), District Consumer Protection Court of their respective district may be assigned jurisdictions of above enactments.

It is, therefore, requested to approach the learned Registrar, High Court of Sindh, Karachi with request to recommend above proposal to the Hon'ble Chief Justice, High Court of Sindh to assign jurisdiction of above enactments to the Presiding Officer (s), District Consumer Protection Court for speedy trial and quick disposal.



DEPUTY DIRECTOR (HQ) 22/8/22
 BUREAU OF SUPPLY & PRICES, SINDH

C.c to:-

1. The Member, CMIT-I and II, High Court of Sindh, Karachi.
2. P.S to Secretary, Agriculture, Supply & Prices Department, Karachi.
3. P.S to Director General, Bureau of Supply & Prices, Sindh, Karachi.
4. Office File.

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Handwritten note: "Pl. put up"

Handwritten note: "SOR"

Handwritten date: "24.8.2022" and other notes.

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(Annex 3)

F/D

... application ...
... and prices ...
... Director of Prosecution ...

ORDER

Judicial Magistrate -VI- Hyderabad is given jurisdiction
in respect the said statute

SO/ 10/ 12/ 2011

(FAHEEM AHMED SIDDIQUI)

DISTRICT AND SESSIONS JUDGE, HYDERABAD

NO. E.O. 22/ 12/ 2011

Office of the District & Sessions Judge
Hyderabad, Sindh

Date: 12.12.2011

- 1. Copy submitted to the learned Civil Judge & J.M-VIII- Hyderabad for information and necessary compliance. (Photo Copy of Book is enclosed herewith)
- 2. Copy to the Director Bureau of Supply and Prices, Government of Sindh, Karachi for information.
- 3. Copy to the Assistant Director Bureau of Supply and Prices, Hyderabad for information.

BY ORDER

HEAD CLERK

District & Sessions Court, Hyderabad.

12/12/11
11/12/11

By UMS



(Annex II)

NO.SO(G)AS&PD/OPC/ACCOMD/2017/35
GOVERNMENT OF SINDH
AGRICULTURE, SUPPLY & PRICES
DEPARTMENT

Karachi dated the 10th January, 2019

NOTIFICATION

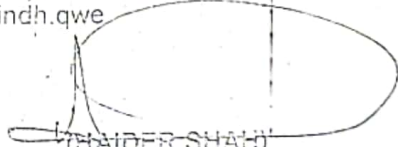
No.SO(G)AS&PD/ACCOMD./2017: In supercession of this Department's Notification No.SO(G)AS&PD/ACCOMD./2017/1432 dated 26.09.2018 and in exercise of the powers conferred under section 27 (1) of the Sindh Consumer Protection Act, 2014 and with the approval of the Competent Authority, the Government of Sindh is pleased to notify the establishment of twenty nine (29) Consumer Protection Courts in the following Districts in Sindh Province:-

<u>SR. NO.</u>	<u>DISTRICT</u>
1.	District (South) Karachi
2.	District (West) Karachi
3.	District (East) Karachi
4.	District (Central) Karachi
5.	District (Korangi) Karachi
6.	District (Malir) Karachi
7.	District Hyderabad
8.	District Matiari
9.	District Jamshoro
10.	District Thatta
11.	District Sujawal
12.	District Dadu
13.	District Tando Muhammad Khan
14.	District Tando Allahyar
15.	District Badin
16.	District Mirpurkhas
17.	District Umerkot
18.	District Tharparkar @ Mithi
19.	District Sanghar
20.	District Shaheed Benazirabad
21.	District Naushahro Feroze
22.	District Sukkur
23.	District Ghotki @ Mirpurmathelo
24.	District Kanhmore @ Kandhkot
25.	District Qamber @ Shahdadkot
26.	District Shikarpur
27.	District Larkana
28.	District Jacobabad
29.	District Khairpur

AGHA ZAHEERUDDIN
SECRETARY TO GOVT. OF SINDH

A copy is forwarded for information and necessary action to:-

1. The Secretary, Ministry of Law, Justice & Human Rights, GoP, Islamabad.
2. The Registrar, Supreme Court of Pakistan, Islamabad.
3. The Registrar, High Court of Sindh, Karachi.
4. The Principal Secretary to Governor Sindh, Karachi.
5. The Principal Secretary to Chief Minister, Sindh, Karachi.
6. The Administrative Secretaries (all) in Sindh.
7. The District & Session Judge (all) in Sindh.
8. The Inspector General of Police Sindh, Karachi.
9. The Inspector General of Prisons Sindh, Karachi.
10. The Advocate General, Sindh, Karachi.
11. The Prosecutor General, Sindh, Karachi.
12. The Accountant General, Sindh, Karachi.
13. The Commissioner (All) in Sindh.
14. The Deputy Commissioner (All) in Sindh.
15. The District Accounts Officer (All) in Sindh.
16. The Deputy Secretary (Staff) to Chief Secretary, Sindh, Karachi.
17. The Director (Press), Information Department, Govt. of Sindh, Karachi.
18. The Director, Bureau of Supply & Prices, Sindh, Karachi.
19. The Controller, Weights & Measures, Sindh, Karachi.
20. The Superintendent, Sindh Govt. Printing Press Karachi for publication in the next issue of Sindh Govt Gazette.
21. P.S to Advisor to Chief Minister, Sindh for Law & Justice, Sindh.
22. P.S to Minister, Agriculture, Supply & Prices, Sindh, Karachi.
23. PS to Secretary, Agriculture, Supply & Prices, Govt. of Sindh, Karachi.
24. PS to Secretary, Information Technology Department, Karachi for posting on the official website of Government of Sindh.qwe


(HAIDER SHAH)
SECTION OFFICER (GEN)