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PART-I

GOVERNMENT OF SINDH

LAW DEPARTMENT

NOTIFICATION

Karachi the 27th March, 1999

No. S.LEGIS.1(7)/99 The following ordinance made by the Governor of Sindh is hereby published for general information:-

**THE SINDH IRRIGATION (Amendment)
ORDINANCE, 1999**

SINDH ORDINANCE NO. VII, 1999

AN
ORDINANCE

to amend the Sind Irrigation Act, 1879 and
to provide for the abatement of certain orders relating
to distribution of irrigation water in the Province.

Preamble

WHEREAS in order to ensure equitable distribution of irrigation water in the Province, it is expedient to amend the Sind Irrigation Act, 1879 and to annul certain orders relating to distribution of irrigation water;

AND WHEREAS the Provincial Assembly is not in session and the Governor of Sindh is satisfied that circumstances exist which render it necessary to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of Article 128 of the Constitution of the Islamic Republic of Pakistan, the Governor of Sindh is pleased to make and promulgate the following Ordinance :-

Short title and commencement.

1. (1) This Ordinance may be called the Sindh Irrigation (Amendment) Ordinance, 1999.
- (2) It shall come into force on and from Kharif 1999.

Amendment of section 61 and 62 of Act VII of 1879.

2. In the Sind Irrigation Act, 1879, hereinafter referred to as the said Act, in section 61, for the words "three months", the words "two years" and for the words "one thousand rupees", the words "three thousand rupees" shall be substituted.
3. In the said Act, in section 62, for the words "one year", the words "three years" and for the words "two thousand rupees", the words "five thousand rupees" shall be substituted.

4. In the said Act, after section 62-A,
the following new section shall be inserted:-

"62-B Non-bailable offence. An offence punishable under section 61 or 62 shall be non-bailable."

5. (1) Notwithstanding anything contained in any law for the time being in force or any judgement or order of any court or agreement, the orders granting irrigation water through the various canals to the various persons mentioned in the Schedule to this Ordinance shall stand abrogated and annulled and be of no effect.
- Abatement of certain orders or sanctions.
- (2) No compensation shall be claimed by or payable to any person who sustains any loss by such abrogation and annulment.

SCHEDULE

(See section 5)

Sr.N o.	Name of Applicant	Name of channel from where new sept.outlet is sanction & RD	Area Acres	No. and dt. of sanction order
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SUKKUR BARRAGE REGION

1.	M/s Uzair Tehseen and others	Malwah Distry RD 41.079	223-0	2/938-SO(OP)-97 dt.30.9.1997
2.	M/s Muhammad Alam Khan and others	Dhajoro Minor RD 15.5	287-0	2/912-SO(OP)-97 dt.6.10.1997
3.	M/s Ali M. Thebo and others.	Kehi Minor RD 12.10	171-0	2/929-SO(OP)-97 dt.7.1.1998
4.	M/s Haji M. Aslam and others	Jamrao Canal RD 523	327-0	2/909-SO(OP)-97 dt.15.1.1998
5.	Dr.Abdul Ghaffar Jatoi	Dad Branch RD 60.00	113-0	2/689-SO(OP)-94 dt.20.1.1998
6.	M/s Ghulam Shabir & M. Qasim Jatoi	Abiji Minor RD 19.855	78-0	2/628-SO(OP)-94 dt.20.1.1998
7.	Mr. Abdul Majeed Jatoi	Kurqaim Minor RD 3.655	55-0	2/630-SO(OP)-94 dt.20.1.1998
8.	Mr.Ali Nawaz Memon on behalf of Jatoi State	Gachero Minor RD 5.070	43-0	2/631-SO(OP)94 dt.20.1.1998
9.	Mr.Ali Nawaz Memon on behalf of Jatoi State.	Let Minor RD 35.151	86-0	2/632-SO(OP)-94 dt.20.1.1998
10.	Mr.Ali Nawaz Memon on behalf of Jatoi State.	Gachero Minor RD 6.770	75-0	2/633-SO(OP)94 dt.20.1.1998
11.	Mr.Ali Nawaz Memon on behalf of Jatoi State.	Abiji Minor RD 19.115	39-0	2/634-SO(OP)94 dt.20.1.1998
12.	Mr.Ali Nawaz Memon on behalf of Jatoi	Gachero Minor RD 7.400	25-0	2/635-SO(OP)-94 dt.20.1.1998

PART B THE SINDH GOVT. GAZETTE EXT. MARCH, 27, 1999 -189-AD

Sr No	Name of applicant	Name of channel from where new separate outlet is sanctioned & RD	Area acres	No. and date of sanction order
13.	M/s M.Younis Hothipota & others	Mir Rukkan Minor RD 3.660	72-0	2/733-SO(OP)-97 dt.21.1.1998
14.	M/s Shamshad Ahmed and others	Rohri Main Canal RD 1030	350-0	2/953-SO(OP)97 dt.21.1.1998
15.	M/s Arbab Zakaullah and others.	Run Distry. RD 108	294-0	2/946-SO(OP)/97 dt.23.2.1998
16.	Haji Faiz Mohammad Shaikh	Tarah Distry RD 4.980	38-0	2/922-SO(OP)/97 dt.15.9.1997
17.	M/s Fazal Ahmed Jat and others	Wagherji Disty RD 10.3	153-0	2/887-SO(OP)/97 dt. 23.9.1997
18.	M/s Muhammad Tayab and others.	Khipro Canal RD 147	596-0	2/841-SO(OP)/96 29.9.1997
19.	M/s Ghulam Rasool and others	Gajrah Branch RD 50-760.	3925-0	2/890-SO(OP)/97 dt.1.10.1997
20.	Syed Mohd Shah and others	Digri Distry RD 53.0	159-03	2/854-SO(OP)/96 dt.3.10.1997
21.	M/s Haji Mir Mohd & Arbab Faiz Mohd	Naukot Branch RD 10.600	226-0	2/961-SO(OP)/98 23.2.1998
22.	Arbab Naimatullah	Run Distry RD 36.03	11-07	2/894-SO(OP)/97 dt.6.3.1998
23.	Arbab Naimatullah	Run Distry RD 9.3	55-07	2/895-SO(OP)/97 6.3.1998
24.	Ghulam Mustafa & others	Sher Khan Minor RD 16.080	112-0	2/914-SO(OP)97 dt.14.4.98
25.	Mr. Ghulam Mustafa s/o Mohd Moosa Arian.	Sher Khan Minor RD 12.630	63-00	2/915-SO(OP)/97 dt. 15.4.1998
26.	Mr. Abdullah s/o Dado Nohri	Run Distry RD 44-790	59-00	2/925-SO(OP)/97 DT. 2.5.1998
27.	Syed Muzaffar Hussain Shah and others.	Noorwah RD 32.240	236-00	2/977-SO(OP)/98 dt.4.5.1998

Sr No	Name of applicant	Name of channel from where new separate outlet is sanctioned & RD	Area acres	No. and date of sanction order.
28.	Haji Mohd Alam Jamali and others.	Brandhi Minor RD 14.1	235-0	2/923-SO(OP)/98 dt. 5.5.1998
29.	M/s Nawab Ali and others.	Shhor Wah RD 19.500	172-0	2/943-SO(OP)/97 Dt.2.6.1998
30.	Rais Ghulam Nabi Dhari	Chanari Distry RD 13.700	112-0	2/910-SO(OP)/97 dt. 4.6.1998
31.	M/s Muhammad Suleman Shaikh and others.	Saeedabad Disty RD 23.411	57-0	2/908-SO(OP)/97 dt.3.7.1998
32.	Arbab Haji Mir Muhammad and others.	Run Distry RD 20.775	191-0	2/1005-SO(OP)98 dt. 3.7.1998
33.	Rais Ghulam Sarwar Khan Jatoi and others.	Lundki Minor RD 25.630	297-0	2/992-SO(OP)/98 dt.4.7.1998
34.	M/s Sian Bux Korai and others.	Dad Branch RD 35.480	956-0	2/967-SO(OP)/98 dt. 4.7.1998
35.	Muhammad Yakoob Sabki on behalf of Anawarullah Khan Jatoi.	Dad Branch RD 35.532	413-0	2/966-SO(OP)/98 dt. 4.7.1998
36.	Mir Muhammad and others.	Phull Distry RD 75.081	352-0	2/864-SO(OP)/96 dt.15.7.1998
37.	Haji Muhammad Panah Buriro	Naseer Distry RD 36.500	230-0	2/858-SO(OP)/96 dt. 17.8.1998
38.	Mr. Muhammad Bux and Hussain Bux and others.	Doso Distry RD 53.950	507-0	2/995-SO(OP)/98 dt. 25.8.1998

PART I] THE SINDH GOVT. GAZETTE EXT. MARCH, 27, 1999 - 189-AF

Sr No	Name of applicant	Name of channel from where new separate outlet is sanctioned & RD	Area acres	No. and date of sanction order
39.	Syed Bachal Shah	Hyderabad Br. RD 52.2	51-0	2/1013-SO(OP)/98 dt. 26.8.1998
40.	Haji Mohd Aslam Shaikh	Fatehpur Distry RD 11.723	52-0	2/911-SO(OP)/97 dt. 26.8.1998
41.	Haji Muhammad Ismail	Rain Distry RD 27.500	431-0	2/955-SO(OP)/97 dt. 27.8.1998
42.	Ghulam Haider Burd	Faiz Gunjwah RD 112.200	365-0	2/897-SO(OP)/97 dt. 1.9.1998
43.	Haji Shahmir Khan Rahu	Tarah Distry RD 69.1	86-00	2/614-SO(OP)/94 dt. 2.9.1998
44.	Maqbool Ahmed Jamali	Manhoro Minor RD 12.600	1353-00	2/976-SO(OP)/98 dt. 2.9.1998
45.	M/s Hidayatullah and others.	Kotwah RD 29.205	134-00	2/811-SO(OP)/96 dt. 3.9.1998
46.	M/s Hidayatullah Dahri and others	Daulatpur Distry RD 41.800	96-00	2/101-SO(OP)/98 dt. 5.9.1998.
47.	M/s Ali Hassan Khan and others	Dalipoto Minor RD 25.846	280-00	2/934-SO(OP)/97 dt. 7.9.1998
48.	M/s Mukhtiar Ali Mughari.	Patuja Distry RD 41.856	184-00	2/951-SO(OP)/97 dt. 7.9.1998
49.	Mr. Umar on behalf of Jatoi State.	Let Minor RD 22.508	110-27	2/983-SO(OP)/98 dt. 7.9.1998
50.	Syed Ali Ghulam Shah and others.	Jamrao Canal RD 354.185	1065-24	2/836-SO(OP)/97 dt. 9.9.1998

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Sr No	Name of applicant	Name of channel from where new separate outlet is sanctioned & RD	Area acres	No. and date of sanction order
51.	M/s Ghulam Ali and others.	Shahpur Distry RD 22.506	488-00	2/821-SO(OP)/96 dt. 12.9.1998
52.	M/s Dost Muhammad and others	Gachero Minor RD 9.934	144-00	2/935-SO(OP)/97 dt. 12.9.1998
53.	M/s Ali Anwar Brohi and others	Nasrat Branch RD 230-156	396-00	2/651-SO(OP)/98 dt. 14.9.1998
54.	M/s Nobat Zardari and others	Daulatpur Distry RD 26.575	347-00	2/819-SO(OP)/96 dt. 15.9.1998
55.	M/s Niaz Hussain and others	Sanesa Minor RD 3.520	40-00	2/888-SO(OP)/97 dt. 24.9.1998
56.	Sardar Abdul Hamid Khan Khoso	Obhai Chan Minor RD 17.696	167-00	2/1019-SO(OP)/98 dt. 24.9.1998
57.	Shah Muhammad Shah and others	Fatehpur Distry RD 15.698	86-00	2/1007-SO(OP)98 dt. 30.9.1998
58.	Haji Ali Muhammad	Suikandar Distry RD 61.00	9-00	2/960-SO(OP)/97 dt. 3.10.1998
59.	M/s Mohd Khan Mahar and others	Thar Canal RD 50.100	997-00	2/944-SO(OP)/97 dt. 22.10.1998
60.	Muzaffar Ali Bughio	Johi Branch RD 34.520	206-0	2/794-SO(OP)/96 dt. 29.10.1998
61.	Darya Khan Bughio	Sukhpur Minor RD 28.93	35-0	2/1009-SO(OP)98 dt. 29.10.98
62.	Syed Ali Ahmed Shah and others	James Minor RD 16.985	318-0	2/1021-SO(OP)/98 dt. 29.10.1998
63.	Molvi Abdul Wahab Jatol and others	Kokol Branch RD 20.996	119-0	2/1029-SO(OP)/98 dt. 29.10.1998

Sr No	Name of applicant	Name of channel from where new separate outlet is sanctioned & RD	Area acres	No. and date of sanction order
64.	Mr. Mushtaq Ahmed Nizamani	Shah Latif Minor RD 21.9	163-0	2/973-SO(OP)/97 dt. 30.10.1998
65.	Malik Allauddin	Nasir Branch RD 55.3	883-0	8/1638-SO(OP)/97 dt. 9.6.1998.

GUDU BARRAGE REGION

66.	Syed Ali Akbar and others	WC 33AL Ex.Kaziwah	169-00	24/951-SO(OP-II)/96 dt.22.12.1997
67.	Molvi Asadullah Mahar and others	Mubarakpur Minor RD 90.0	1146-0	24/959-SO(OPII)/97 dt. 14.10.1997

KOTRI BARRAGE REGION

68.	M/s Peerano & others	Naseer Branch of Fuleli Canal RD 77.0	92-00	7/2001-SO(H&R)/97 dt. 24.12.1997
69.	Mr. Faisalzaman Jatoi	Rajwah RD 16.5	133-00	7/2065-SO(H&R)/97 dt. 7.9.1998
70.	Haji Mohd Rahim Gugo	Pinyari Feeder Lower RD 141.07	489-00	7/2044-SO(H&R)/97 dt. 8.5.1998
71.	Syed Badar Zaman Shan	Shahawais Canal RD 9.60	317-00	7/2081-SO(H&R)/97 dt. 6.7.1998
72.	M/s Naseer Ahmed Memon and others.	Muradwah RD 64.00	743-00	7/1964-SO(H&R)/96 dt. 14.9.1998
73.	M/s Abdul Haleem Jamali & others	Sutlani Br. RD 84.00	1105.00	7/2127-SO(H&R)/98 dt.15.9.1998.

Sr No	Name of applicant	Name of channel from where new separate outlet is sanctioned & RD	Area acres	No. and date of sanction order
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| 74. | Syed Ghulam Abbas Shah | K.B. Feeder
RD 57.00 | 58-00 | 7/1836-SO(H&R)/95
dt. 19.9.1998 |
| 75. | Hur Commander
Mohd Ismail
Gadiwan & others. | Shadi Wah
Small RD 11 | 1425-00 | 7/2097-SO(H&R)/97
dt. 24.9.1998 |
| 76. | Haji Mohib Ali
Leghari & others | Murad Wah
RD 86.3 | 225-00 | 7/1646-SO(H&R)/92
dt. 25.9.1998. |
| 77. | M/s Ahmed Khan
Rahmoon & others | Suni Guni Br.
RD 111.00 | 219.00 | 7/2020-SO(H&R)/97
dt. 6.12.1997. |

SUKKUR BARRAGE

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| 78. | M/s Muzaffar
Hussain Mari
and others. | West Branch
RD 42-0 | 1050-0 | 2/982-SO(OP)/98
dt. 30.10.1998
(Already
cancelled). |
| 79. | Fakir Mohd and
others. | Lundki
Distry
RD 19.074 | 220-00 | 2/962-SO(OP)/98
dt. 30.10.98 |
| 80. | M/s Ghulam Qambar
Bahri and others | Daulatpur
Distry
RD 47.611 | 195-00 | 2/804-SO(OP)/96
dt. 18.6.1997 |

PART I} THE SINDH GOVT. GAZETTE EXT, MARCH, 27, 1999 / 89-AJ

Sr. No.	Name of applicant	Area Acres	Transferred from	Transferred to	No. & dt of sacntion
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SUKKUR BARRAGE REGION

81.	M/s Mohd Piral Burdi and	297-0	WC 6-AL and 7-T Ex.Pir Wassan Minor.	WC 20-R Ex Faiz Gunj Wah	3/417-SO(OP)97 dt. 3.9.1998
82.	S. Qurban Ali Shah & others	217-0	WC 6-L Ex.Mell Minor	WC BA, 1-AR Ex.West Br	3/428-SO(OP)98 dt. 5.9.1998
83.	Haji Mizra Khoso	8-0	WC 3-L Ex.Dad Branch	WC 11-AL Ex.Manglo	3/423-SO(OP)98 dt. 17.9.1998
84.	M/s Abdul Khaliq Sanjrani & others	102-0	WC 45-L Ex.Runo Minor	WC LS/2-R Ex. Jamrao	3/415-SO(OP)97 dt. 18.9.1997
85.	Makhdoom Sikandar Ahmed Siddique.	69-0	WC 5-AR, 6-R Ex. Sita Minor	WC1-L Ex. Wetting Channel & D.O. 509 Ex. Dadu Canal	3/419-SO(OP)97 dt. 15.9.1997

S. No	Name of applicant	Water course	Channel	Area acres	No. and date of sanction
<u>SUKKUR BARRAGE REGION</u>					
86.	Tarique Fateh and others	6-L	Ashabo Minor	7-05	16/2078-SO(OP)96 dt.19.7.1997.
87.	M/s Mohd Moosa Nohri & others	9-AL	Bustan Distry	18-15	16/2118-SO(OP)97 dt. 17.12.1997
88.	Munawar Ali Bhughhari and others.	320/ 1-AL	Jamrao Canal	88-0	16/2136-SO(OP)97 dt.2.1.1998
89.	M/s Umed Ali and others	11-L	Akuto Distry	22-16	16/1752-SO(OP)93 dt. 21.1.1998
90.	M/s Noor Mohd Pally and others	2-L	Thar Canal	46-20	16/2103-SO(OP)96 dt. 21.1.1998
91.	Mohd Moosa Nohri and others.	8-AR	Rehmore Distry	22-00	16/2121-SO(OP)97 dt. 22.1.1998
92.	Mohd Dawood and others	4-AR	Dilore Minor	14-20	16/2116-SO(OP)97 dt.23.5.1998
93.	Abdul Wahid Kachello	W.C 272/ IB.	Puran Distry	6-0	16/2162-SO(OP)98 dt. 2.9.1998
94.	Mian Ali Mohd Velhari and his family members.	10-R	Nagnah Distry	44-32	16/2149-SO(OP)/98 dt. 4.8.1998.
95.	Mohd Rafi Kachello and others	259/ 3-R, 259/3 270/3L, 270/3 292/3, 292/3L 272/2-L	Puran Distry	247-10	16/2160-SO(OP)98 dt.2.9.1998 16/2160-SO(OP)98 dt.12.10.1998
96.	Abdul Hafeez and others	272/1A 258/IAR 258/1R 272/IAL	Puran Distry	96-0	16/2161-SO(OP)98 dt.2.9.1998 16/2161-SO(OP)98 dt.17.10.1998
97.	Sikandar Ali s/o Faiz Mohd	3-AL	Rajwah Distry	24-0	7/2059-SO(H&R)97 dt.22.5.1998

S. Name of applicant N. Name of channel Area acre No. & dt sanction No. & dt. of canc: No & dt Rest:

SUKKUR BARRAGE

98. Ameet Kumar and others	West Br. RD 9.3	705-20	2/485- SO(OP)92 dated 12.1.94	2/687- SO(OP)70 Vol.III dated 30.9.97	2/485- SO(OP)92 dated 21.9.98
99. Pir Ibadullah Shah Rashidi and others	Rohri Main Canal RD 775	521-0	2/200 SO(OP)86 dated 15.11.94	2/687- SO(OP)70 dated 30.9.97	2/200- SO(OP)86 dated 4.3.98
100. M/s Sardar Ahmed Moghal and others	West Branch RD 39	185-0	3/347- SO(OP)93 dated 9.4.94	2/687- SO(OP)70 dated 30.9.97	3/347- SO(OP)93 dated 3.7.98
101. Mr. Sikiladho	1-AL Ex. Thar canal	20-0	8/319- SO(OP)84 dated 18.12.85	8/319- SO(OP)84 dated 11.6.96	8/319- SO(OP)84 dated 27.9.97

Sr No. Name of applicant W.C Ch: Area Sanct- ioned No. & dt. of sanction No. & dt of cancell tion Area rest- ored No, & dt. of restored

SUKKUR BARRAGE

102. Malik Asad Sikandar	1-BR Ex. Qaiser Minor	25-0	16/989- SO(OP)90 dated 3.2.90	2/687- SO(OP)70 Vol.IX dated 27.8.90	8-0 SO(OP)90 dated 21.1.98
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S. N.	Name of applicant	Name of Ch. on which pumping machine sanctioned and RD	Area acres	No. and date of sanction
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KOTRI BARRAGE

103.	Haji Imam Bux Jamali	Akram Wah RD 114 L/S	1371	7/2051-SO(H&R) 97 dated 7.8.1997
104.	Mohd Iqbal Nizamani and others.	Akram Wah RD 145 L/S	172-0	7/1939-SO(H&R) 96 dated. 2.9.1998
105.	Mohd Rahim Gaho	Gulel Minor RD 24.0 L/S	150-0*	7/697-SO(H&R) 79 dt. 21.9.98

* un-commanded.

S.No.	Name of channel and RD from where new channel off-takes.	Area acres	No. and date of sanction
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GUDU BARRAGE

106.	Saifal Branch RD 31.40	2961	24/954-SO(OP-II)/97 dated 20.6.1998
107.	Water course 121/3-AL Ex. Jamrao Canal converted into Government channel.	-	5/110-SO(OP)/95 dated 23.4.1997

Karachi

Lt. Gen Moin Ud din Haider (Retd)
HI(M)
Governor of Sindh

Dated the 27th March, 1999.

GHULAM NABI SHAH
Secretary Law Department

Karachi Printed at the Sindh Government Press