

ORDER SHEET  
IN THE HIGH COURT OF SINDH KARACHI

**Const. Petition No. D-2483 of 2026**

(Muhammad Moazzam v. Managing Director, SSGC & others)

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Date	Order with signature(s) of Judge(s)
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**Present:**

**Mr. Justice Muhammad Saleem Jessar**  
**Mr. Justice Nisar Ahmed Bhanbhro**

Fresh case

1. For orders on Misc. No.10433/2026 (Urgent Application)
2. For orders on office objection No.22
3. For orders on Misc. No.10434/2026 (Exemption Application)
4. For hearing of main case

07-05-2026

Mr. Ahmed Hussain Jokhio, Advocate for the petitioner  
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1. Urgency granted.
3. Exemption granted subject to all just exceptions.
- 2,4&5. Through this petition, petitioner claims following relief:-
  - A. Declare that the impugned dismissal order dated 23.02.2026 passed by respondent No.03 is illegal, unlawful, without jurisdiction and of no legal effect;
  - B. Set aside the impugned dismissal order dated 23.02.2026 and all consequential proceedings;
  - C. Direct the respondents to treat the petitioner as continued in service till his date of superannuation i.e. 26.02.2026;
  - D. Direct the respondents to release all retiral/service benefits including pension if any, gratuity, provident fund, leave encashment, medical facilities and all other admissible benefits;
  - E. Direct the respondents to pay all outstanding dues including PMS/annual increments and other service benefits with markup;
  - F. Suspend the operation of the impugned dismissal order during the pendency of this petition (through interim relief);
  - G. Restrain the respondents from taking any coercive or adverse action against the petitioner;
  - H. Grant any other relief deemed just and proper in the circumstances of the case.

When confronted that how a *writ* against the company is maintainable regarding the terms and conditions of the service of an

employee which is being governed under the principle of *Master and Servant*, learned counsel contended that the petitioner falls under the Management Cadre and no forum is provided under the law to agitate a grievance against his dismissal. He further conceded that the respondent employer was a company and had no statutory service rules.

Heard the arguments and perused the material available on record.

Petitioner has challenged dismissal order dated 23.02.2026. Admittedly, the employer is a company and in the wake of the judgment of the Hon'ble Supreme Court of Pakistan in the case of *Pakistan Electric Power Company v. Syed Salahuddin and others* reported as **2022 SCMR 991** employees of a company shall be governed under the principle of *master and servant* therefore writ jurisdiction of this Court is not available to the petitioner regarding the matters involving terms and conditions of service.

Petition being misconceived is hereby dismissed in *limine*. However, the petitioner is set at liberty to avail appropriate remedy under the principle of *master and servant* before appropriate forum, if so advised.

Judge  
Head of const. Benches

Judge

B-K Soomro

Approved for Reporting