

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR**  
**C.P.No.D- 4852 of 2013**

DATE HEARING	OF	ORDER WITH SIGNATURE OF JUDGE.
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- 1.For orders on CMA 1583-17.
- 2.For katcha peshi.

**28-02-2017**

Petitioner and his counsel both are called absent.  
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None is present for the petitioner. No intimation so far has been received from the petitioner side. This petition has been filed for appointment on the basis of donation of plot. However, in the judgment dated 09.11.2015, passed by Hon’ble Supreme Court of Pakistan in Civil Appeals Nos. 19-K to 50-K of 2015, it was held as under:

“4.....From the aforesaid observations it is clear that the agreement between the Government and appellant was in the nature of sale of a public office, consideration being the transfer of land. Sale of public office cannot be a legal transaction. It is completely illegal and against public policy. Therefore, such an agreement is hit by section 23 of the Contract Act, which makes it void. As the agreement amounting to sale of public office is void and illegal, specific performance thereof cannot be granted”.

In view of dicta laid down by the Hon’ble Supreme Court of Pakistan, this petition is dismissed.

**JUDGE**

**JUDGE**