

- 1 -

IN THE HIGH COURT OF SINDH AT KARACHI

C.P. No. D-1693 of 2015

ORDER WITH THE SIGNATURE OF THE JUDGE

For hearing of main case.

22.12.2021

Mr. Mohammad Vawda, advocate for the petitioner.

Mr. Bashir Ahmed, advocate for Respondent No. 2.

None present for Respondent No. 3.

Mr. Abdul Wahab Baloch, D.A.G.

This petition has been filed on the ground that the petitioner wants transfer of the pension of her late husband namely: Mr. Sardar Khan in her name. She, in this regard, has also moved certain applications before the Chairman, KPT which admittedly are pending adjudication. Counsel for the petitioner states that he would be satisfied and would not press instant petition, if the Chairman, KPT is directed to decide said applications in accordance with law after providing her an opportunity of being heard. Counsel for Respondent No. 2 however has opposed instant petition and stated that petitioner is not entitled for pension as no pension was ever claimed by her late husband. Learned D.A.G, on the other hand has stated that the matter is between the Respondent No. 2 and the petitioner and the Federation has no role to play in the instant petition.

We have heard both the counsel at considerable length and have perused the record. Since the application, which is available at pages 161-A and 161-B of the file is admittedly pending adjudication before the Chairman, KPT, we, therefore, under the circumstances and in the interest of justice direct the Chairman, KPT to either himself decide the said application or to depute some senior official of the department to decide the same in accordance with law, after providing an opportunity of being heard to the petitioner or to her representative as the case may

be. Such exercise should be completed within two months' time from the date of receipt of this order.

With these directions, instant petition stands disposed of alongwith pending applications, if any.

JUDGE

JUDGE

Zahid Baig