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CONST. PET. No. 74198 of 2013.

**CONSTITUTION PETITION U/A 199 OF ISLAMIC
REPUBLIC OF PAKISTAN 1973**

ORDER SHEET
COURT OF SINDH BENCH AT SUKKUR

C.P.No.D-1498 of 2013

(W)

1. For orders on CMA-4474/2013
2. For orders on CMA-4475/2013
3. For Katcha Peshi
4. For orders on CMA-4476/2013

16.05.2013

Mr. Sarfraz Akhund for the petitioner.

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Through this petition, petitioner seeks the following relief (s):

- a) To direct the respondent No.2 to 4 to order for disposal of remaining wheat at WPC, Reti, Ghotki under the supervision of the petitioner as the same is being damaged on account of long storage.
- b) To direct the respondent No.2 to 4 not to cause any harassment through respondent No.5 and in case of any complaint against him all the material may be provided to the petitioner and they may further be given direction to give the petitioner full and fair opportunity to defend himself without causing any harassment to him.
- c) To grant any other relief which deems fit and proper under the circumstances of the case.

From the pleadings it appears that petitioner is serving as Food Inspector and presently he is posted as Incharge, Wheat Procurement Centre (WPC), Reti. His grievance is that at WPC, Reti some wheat stock is lying under improper shade and care and there is apprehension of its damage/loss etc. Though petitioner has approached the respondents for removal of such stock but they are reluctant to do so.

Since the petitioner is subordinate to respondents No.1 to 4 and under any circumstance he cannot sue them without permission under the rules. Besides, the perusal of the memo of

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petition reveals that in the instant petition no cause of action has been shown and under the garb of these proceedings petitioner wants to save his own skin from the probable action.

In view of above, while finding no force in the instant petition, we dismiss the same in limine along with the listed applications.


JUDGE


JUDGE

N.M.