

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT LARKANA
C.P.No.D-718 of 2018

DATE	ORDER WITH SIGNATURE OF JUDGE
------	-------------------------------

1. For orders on office objections at flag "A".
2. For orders on maintainability of M.A.No.3509/2018 (S/A).
3. For orders on maintainability of main case.

=====

09.10.2025

Mr. Habibullah G. Ghouri, Advocate for the Petitioner.

Mr. Muhammad Ashique Dhamraho, Advocate for Respondent No.1.

Mr. Liaquat Ali Shar, Additional Advocate General, Sindh.

=====

This is a third petition and prior to this, the petitioner had maintained C.P.No.D-32/2012, which by way of order dated 15.11.2012 was disposed of; however when the petitioner failed to get the required relief, maintained another petition being C.P.No.D-425 of 2012, which too was disposed of in terms of the order dated 21.11.2012.

Per available record, since the petitioner already failed to get the adequate relief in terms of the directions contained under order dated 21.11.2012, therefore, had maintained M.A.No.4571/2013 in that petition, which too was disposed in the following terms:

“Objections were filed by the alleged contemnors No.3 and 4 i.e. Administrator and TO, Finance, TMA, K.N. Shah on 04.11.2013 respectively, alleging therein that the Deputy Commissioner, Dadu, being the Administrator, Municipal Committee, K.N. Shah, stopped the salaries of as many as 394 new appointees including petitioners due to illegal/excess/unsanctioned appointments without budget.

Since the salary of the petitioners was stopped by the Deputy Commissioner, Dadu, being the Administrator, Municipal Committee, K.N. Shah on the allegation that their appointments were illegal/excess/unsanctioned without budget, this subsequent act of the alleged contemnors provides a fresh cause of action to petitioners to approach proper forum for redressal of their grievance, if any. Hence the listed contempt applications being devoid of any legal merit are dismissed accordingly.”

When confronted with the above factual position of the record as well as controversy arisen out of the pleadings made by the petitioner, learned counsel for the petitioner, does not wish to press this petition; however submits that since the sufficient time has elapsed; therefore, by condoning the limitation, the petitioner may be allowed to file a proper application / suit before the Court having jurisdiction, as the case may. Learned Additional Advocate General, Sindh has no objection. Order accordingly.

Judge

Judge

Manzoor