

HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD

C.P.No.D-956 of 2025

(Nadeem and Ors vs. Province of Sindh & Ors.)

Before:

Justice Muhammad Saleem Jessar.

Justice Nisar Ahmed Bhanbhro.

Mr. Naveed Anjum Jarwar advocate, holds brief on behalf of the petitioners' counsel

Through Mr. Muhammad Ismail Bhutto Additional A.G Sindh a/w Assistant Commissioner Dadu (Samiullah)

Date of hearing: 31.10.2025

Date of Decision: 31.10.2025

ORDER

MUHAMMAD SALEEM JESSAR, J;- _The petitioners have filed instant petition seeking the Court's directions to the official respondents to consider them for appointment under 5% quota reserved for disabled/differently abled persons, following the Hon'ble Supreme Court's order dated July 14, 2022, in CPLA Nos.745-K to 750-K of 2022 and under the provision of Sindh Empowerment of Persons with Disabilities Act, 2018.

2. In spite of notices, learned Additional Advocate General, Sindh as well as respondents have failed to submit their requisite comments.

3. Through various orders passed by this Court in different cases, directions were given to the Respondents to consider the cases of the candidates in terms of their disability, more particularly, in terms of ratio of the judgment passed by the Hon'ble Supreme Court in CPLA No.745-K to 750-K of 2022 and Civil Petitions No.966-K to 971-K of 2022 for their appointment on differently abled persons' quota reserved by the Government of Sindh in its all the departments. The petitioner seeks disposal of the subject petition in the aforesaid terms.

4. We have heard the learned counsel for the parties and perused the record made available before us with their assistance.

5. Employment of persons with disabilities (PWDs) is not an act of charity but a fundamental right. Our constitutional values of equality and social justice, as well as the fundamental rights to life, to work, and to freedom from discrimination, extend to PWDs without any distinction

between them and others. Therefore, any law or policy related to PWDs is grounded in their rights and should not be viewed through the lens of charity, pity, or mercy. The indivisibility, interdependence, and interrelatedness of social values and fundamental rights fully encompass persons with disabilities, guaranteeing them comprehensive protection and equality without discrimination. The Sindh Empowerment of Persons with Disabilities Act, 2018 encompasses and guarantees the rights of PWDs.

6. Learned AAG Sindh requests that the petition may be disposed of in line with the Hon'ble Supreme Court's order of July 14, 2022, in the aforementioned CPLA numbers. The request seems to be reasonable acceded to accordingly. The respondents shall act upon the directives contained in the judgment of the Hon'ble Supreme Court and the said ratio be applied in the case of the petitioner, and if he is found eligible, his candidature be considered accordingly, with compliance report to this Court through Additional Registrar, within two months' time.

7. Petition stands disposed of accordingly.

JUDGE

JUDGE