

**Order Sheet**  
**IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR**

Const. *Petition* No.D-**1615** of 2023 a/w  
C.Ps No.D-**1005, 1006, 1126** of 2023, **889 & 1112** of 2025

DATE OF HEARING	ORDER WITH SIGNATURE OF JUDGE
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**Hearing of Case**

- 1. *For orders on office objections at flag 'A'*
- 2. *For hearing of main case*

**25.09.2025**

M/s Wajid Ali Shaikh, Riaz Ali Shaikh, Advocates for the petitioners.  
Mr. Ashok Kumar Jamba, Advocate for respondents No.10&11 in C.P.No.D-1615 of 2023.  
Mr. Asad Nadeem, Advocate for respondent-Deputy Director Workers Welfare Board.  
Syed Naveed Ahmed Shah, D.A.G  
Mr. Ali Raza Balouch, Additional Advocate General

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Learned AAG files statements on behalf of Deputy Commissioner, Sukkur and SHO, P.S, Site Area, Sukkur, taken on record; whereas, counsel for respondent No.6 in leading case places on record certain documents under the cover of his statement, also taken on record and copies whereof are provided to other side.

Director Welfare, Workers Welfare Board Sindh, is present and places on record an authority letter issued by the Administrative Officer on behalf of the Secretary/CEO, Workers Welfare Board Sindh. He submits that directions have been issued to engage Mr. Qurban Ali Malano, Advocate, in the present cases, and Mr. Mujeeb-ur-Rehman Malano, Advocate, files Vakalatnamas of Mr. Qurban Ali Malano, Advocate, on behalf of the respondents–Workers Welfare Board Sindh, which are taken on record. Under the circumstances, let the Secretary/CEO, Workers Welfare Board Sindh, appear before this Court on the next date of hearing and furnish a resolution of the Board in this regard.

Vide order dated 15.09.2025, the Chief Secretary, Government of Sindh, was directed to look into the affairs of the Labour Department and furnish a detailed report to this Court. However, the said report has not yet been submitted. In this regard, the learned Additional Advocate General seeks time

to obtain the report. Once again, the Chief Secretary, Government of Sindh, is directed to look into the affairs of the Labour Department and submit a detailed report on or before the next date of hearing.

Through postal service, an application was received in the present petition from one Khadim Hussain. Notice was issued on the said application, and it was ordered to be tagged with the present file. The Director Welfare, Workers Welfare Board Sindh, submits that he has received such notice today and seeks time for filing objections. He is directed to file a response to the said application on or before the next date of hearing. Notice is also to be issued to the applicant, Khadim Hussain s/o Nabi Bux, for the next date of hearing.

On the last date of hearing, Mr. Ahtsham, Director Welfare, Workers Welfare Board Sindh, undertook to take appropriate action and to register FIRs against the illegal and unauthorized occupants/encroachers. However, neither a single FIR has been placed on record nor any action taken in this regard. He now submits that the entire illegal encroachment has been removed and that 443 flats of Labour Colony, Sukkur, have been retrieved from the illegal occupants/encroachers. Under the circumstances, let a Show Cause Notice be issued to the Director Welfare, Workers Welfare Board Sindh, to explain his position.

Learned counsel for the petitioners submits that even the allotment process of the flats was initiated illegally and that the alleged beneficiaries were blue-eyed individuals favored by the previous Secretary/CEO, Workers Welfare Board Sindh. In view thereof, the Secretary/CEO, Workers Welfare Board Sindh, is directed to place on record the entire process undertaken for the allotment of 581 flats of Labour Colony, Sukkur, on the next date of hearing.

The Deputy Commissioner, Sukkur, is directed to constitute a team headed by ADC-I, Sukkur, with the Assistant Commissioner, New Sukkur, as one of its members, to physically inspect the site and verify the record regarding the current occupants of the 581 flats, and to ascertain whether they are actual allottees or illegal/unauthorized occupants, and to furnish such report on the next date of hearing.

On the Court's query, the Director Welfare, Workers Welfare Board,

Sindh, submits that DDO powers have not yet been assigned to him. The Secretary/CEO, Workers Welfare Board, Sindh, is hereby restrained from assigning DDO powers to Mr. Ahtsham Khan, Director Welfare, Workers Welfare Board, Sindh, until further orders of this Court.

Previously, this Court had passed an order directing the Director (Welfare-I) to comply with certain instructions regarding the vacation of labour flats from illegal occupiers and encroachers. However, on the last date of hearing, it was informed that the posts of Director (Welfare-I and II) have been abolished pursuant to the 33rd meeting of the Governing Body and after obtaining approval from the competent authority, owing to a restructuring initiative intended to optimize the utilization of human resources, enhance accountability, and provide greater clarity in both administrative and operational functions, while ensuring the effective and efficient delivery of services throughout the province. In such circumstances, the Secretary, Workers Welfare Board, Sindh, is directed to be present and to place on record the complete agenda and minutes of the 33rd Governing Body Meeting of the Workers Welfare Board, Sindh, without fail on the next date of hearing.

The Secretary, Workers Welfare Board, Sindh, is further directed to place on record the yearly contribution deposited towards the endowment fund created pursuant to a consent order dated 13-03-2023, passed in C.P. No. D-2436 of 2016 along with connected C.P. No. D-352 of 2023. In the said order, apart from the directions for creation of the endowment fund, certain other directions were also issued, including the outsourcing of all Workers Welfare Schools, scholarships, death grants, marriage grants, etc., as enumerated in the consent order dated 13-03-2023. The Secretary, Workers Welfare Board, Sindh, shall file a comprehensive report in compliance thereof.

Adjourned to **02.10.2025**. Let a copy of this order be communicated to the Chief Secretary, Sindh, Secretary/CEO, Workers Welfare Board Sindh, and learned AAG for compliance.

Office is directed to place the signed copy of this order in captioned connected matters.

**JUDGE**

**JUDGE**

M.Ali\*