

HIGH COURT OF SINDH CIRCUIT COURT, HYDERABAD

C.P. No.D-1589 of 2021

[Mansoor Ahmed v. Province of Sindh & others]

BEFORE:

JUSTICE ADNAN-UL-KARIM MEMON
JUSTICE RIAZAT ALI SAHAR

Mr. Raja Ghulam Mohiuddin, advocate for the petitioner

M/s. Muhammad Arshad S. Pathan & Safdar Hussain Leghari,
Advocate for University

Mr. Muhammad Ismail Bhutto, Addl. A.G.,

Date of hearing & decision: 25.11.2025

ORDER

ADNAN-UL-KARIM MEMON J - This Court vide order dated 1.9.2022 disposed of the instant Petition. An excerpt of the order is reproduced below:-

“7. In light of the foregoing, we direct the Chief Secretary of Sindh to constitute a committee headed by him and the head of the concerned departments, where the petitioners/their families have served and retired from service. The representative of Accountant General Sindh’s office and other accounts officers of the concerned departments shall attend the office of Chief Secretary, on the date and time so fixed by him, to resolve the issue of pension and service benefits of the petitioners, including family pension and other ancillary matters including arrears if any outstanding, in its true perspective, within one month; and if they are entitled under the law, their pensions /service benefits must be released, if not already paid, strictly in terms of the ratio of the judgment passed by Honorable Supreme Court in the case of *Haji Muhammad Ismail Memon*, **PLD 2007 SC 35**. They are also directed to recalculate the pensionary benefits of the petitioners and increase the accrued on the withheld pensionary benefits with effect from the date of their retirement to date, and take prompt disciplinary action against all delinquent officials who, in their lethargic attitude, failed and neglected to release the service benefits of the petitioners. Such disciplinary proceedings shall be initiated against them forthwith and culminate in its logical conclusion within a reasonable time after providing a meaningful hearing to them.

8. These petitions stand disposed of in the above terms. Let notice be issued to the Chief Secretary, Government, Sindh, the competent authority of respondents, Accountant General Sindh, and the Accounts officers concerned, for compliance. Such a compliance report be submitted through the Additional Registrar of this Court.”

2. In compliance, learned A.A.G. has filed statement dated 06.11.2025, submitting that the Finance Department, Government of Sindh, sanctioned payment of pension contribution amounting to Rs.85,441/- in respect of late

Baqi Bux Khokhar for his service in the Agriculture Research Wing from 01.12.1966 to 22.08.1990. The sanction was issued vide Order No. SO(A-II) RRI-61/87 dated 11.08.2008 and forwarded to the Accountant General Sindh for necessary action.

3. Heard learned counsel for the parties present in court and examined the compliance report filed on 06.11.2025. Record shows that the Finance Department has sanctioned pension contribution in the sum of Rs. 85,441/- in respect of late Baqi Bux Khokhar for the period of his service, and that the sanction order has been forwarded to the Accountant General Sindh for necessary action. The petitioner's entitlement to pension and related benefits is required to be considered strictly in the light of this Court's directions contained in order dated 01.09.2022 and the principles laid down in *Haji Muhammad Ismail Memon, PLD 2007 SC 35*.

4. Accordingly, the competent authorities shall examine and finalize the petitioner's pension case afresh in terms of the above-referred orders and the stance taken by the parties. If any pension contribution or amount has already been deposited either with this Court or with the office of the Accountant General Sindh, the same shall be disbursed to the lawful beneficiary strictly in accordance with law within one month without fail. In case of non-compliance, all contemnors shall be held jointly and severally liable for their contumacious conduct.

Let a copy of this order be communicated to the Chief Secretary, Accountant General Sindh, and all concerned for immediate compliance.

To come up after two weeks. However no further chance shall be given to the alleged contemnors.

JUDGE

JUDGE

Karar Hussain/PS*