

IN THE HIGH COURT OF SINDH KARACHI

Present:

Mr. Justice Adnan Iqbal Chaudhry
Mr. Justice Muhammad Jaffer Raza

Constitution Petition No. D – 2853 of 2025
(Old Constitution Petition No.D-2065 of 2024)

Petitioner : Syed Sheeraz Ali Shah, called absent.

Respondents 1 to 3 : Province of Sindh, The Registrar, High Court of Sindh, Karachi and Chairman Departmental Selection Committee (DSC), The then District & Sessions Judge, Sukkur, through Mr. Pervaiz Ahmed Mastoi, Additional Advocate General.

Date of hearing : 22.10.2025.

Date of decision : 10-11-2025

JUDGMENT

Muhammad Jaffer Raza J. – Perusal of the record reveals that the Petitioner was working as a copyist in the District and Sessions Court Sukkur since more than a decade and applied for three posts i.e. Bailiff BPS-05, Driver BPS-07 and Naib Qasid BPS-03 in light of advertisement dated 13.11.2023 issued by the Office of District and Sessions Judge Sukkur, but remained unsuccessful.

2. The Petitioner has sought directions to be appointed on any of the noted posts and further seeks declaration that the recruitment process initiated on various posts in District and Sessions Court Sukkur was illegal primarily on the ground that overage applicants were appointed.

3. Conversely, learned A.A.G. has argued that the recruitment process was done back in the year 2023 and it is not open for the Petitioner to question the entire process simply because he was unsuccessful. He has further

contended that the Petitioner has also not advanced any cogent reason for involving the writ jurisdiction of this Court.

4. We have perused the record with the assistance of the learned A.A.G. It is apparent from the perusal of the record, more particularly the comments filed by Respondents 2 and 3 that the Petitioner out of the three posts applied for, only appeared for examination for the post of Driver. Further the record reveals that the entire contention of the Petitioner elucidated in paragraph No.6 does not pertain to the post in which he appeared for examination. We have also examined the minutes of the Departmental Selection Committee. The said minutes reveal that against two posts of Drivers, 98 applications were received out of which 45 eligible candidates, including the Petitioner were called for written test. Only six (06) qualified. Out of them only two (02) passed the driving test, which did not include Petitioner. [Note] (*record does not show whether he passed the written test or failed the driving test*). After conducting driving test were unanimously selected for posts. It is also noted that the successful candidates were within the age limit advertised on 13.11.2023. Therefore, the primary ground for the challenge is without basis. Even otherwise, the Petitioner has been unable to demonstrate any defect in the recruitment process which would warrant interference of this Court in its writ jurisdiction.

5. In light of what has been observed above, no case is made out in favour of the Petitioner. Consequently, the instant petition is dismissed.

JUDGE

JUDGE

Karachi:

Dated: 10-11-2025

Nadeem Qureshi PA