

HIGH COURT OF SINDH CIRCUIT COURT, HYDERABAD

C.P. No.D-229 of 2025

[Mukhtiar Ahmed vs. The Province of Sindh and Others]

BEFORE:

JUSTICE ADNAN-UL-KARIM MEMON

JUSTICE RIAZAT ALI SAHAR

Petitioner is present in person

Mr. Muhammad Ismail Bhutto, Additional A.G. Sindh

Date of hearing & decision: 17.11.2025

ORDER

ADNAN-UL-KARIM MEMON J.- The petitioner seeks directions for payment of Rs. 50,97,040/- along with markup from 2019 being his pensionary benefits.

2. Petitioner present in person submits that he retired as Additional Director (BS-19) from Sindh Seed Corporation on 02.04.2019. His total retirement benefits were amounting to Rs.1,14,83,210/-; out of which Rs.56,86,170/- has been paid. After adjusting his admitted liability of Rs.7,00,000/-, the remaining payable amount comes to Rs.50,97,040/- which he claims has been withheld since 2019.

3. Learned A.A.G referring the comments of respondents 3 & 4, states that although the total amount is undisputed, the petitioner also owes Rs.10,50,000/- issued through an allegedly illegal open cheque in 2016 for land preparation work that he neither carried out nor refunded, and Rs.22,50,000/- relating to an audit objection concerning theft of soil at BSF, SSC Lodra. After deducting the total liability of Rs.40,00,000/-, the petitioner's remaining payable amount is Rs.17,97,040/-, which will be released subject to availability of funds, as the department is currently facing financial constraints.

4. The petitioner, in rebuttal admits only the liability of Rs.7,00,000/-. He denies involvement in the alleged soil theft asserting that he was never posted as Farm Manager Lodra and that the relevant inquiry targeted another officer. Regarding Rs.10,50,000/- he states that the land preparation work was

eventually completed and approved by MD through sanction order dated 28.03.2017.

5. Arguments heard and record examined.

6. In view of the above, the competent authority is directed to reassess the petitioner's case regarding his remaining pensionary and service benefits, if any, strictly in accordance with law. It is clarified that no deduction shall be made from the petitioner's pension as pension is a protected right; however, the respondents shall be at liberty to effect any lawful recovery against the petitioner by approaching the competent forum, if so advised. The entire exercise shall be completed within three months from the date of this order.

7. This petition stands disposed of in the above terms.

JUDGE

JUDGE

KARAR_HUSSAIN/PS*