

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, MIRPURKHAS
C.P. No.D-393 of 2026

DATE	ORDER WITH SIGNATURE OF JUDGE
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- 1. For orders on office objections.
- 2. For hearing of main case.

16.09.2026

Petitioner Rao Faisal Ali present in person.

Mr. Ghulamullah Memon, Additional Advocate General, Sindh, along with Muhammad Abbas Baloch, Secretary, Universities & Boards Department; Syed Israr Hussain, Law Officer, Universities & Boards Department; Dr. Fateh Muhammad Mari, Vice-Chancellor & Sajid Qayoom Memon, Registrar, University of Sindh; Dr. Yousaf Khushk, Vice-Chancellor & Prof. S. Muneer Shah Rashdi, Secretary, Affiliation Committee, Shah Abdul Latif University; Prof. Abdul Rahim, Convener, Affiliation Committee, Benazir Bhutto Shaheed University, Lyari; Prof. Muhammad Imran Siddiqui, Registrar, University of Karachi; Nadeem-ur-Rehman Memon, Secretary, College Education Department; Ihsanullah Laghari, Focal Person, College Education Department; and Inam-ur-Rehman Abro, Additional Secretary, Chief Minister’s Inspection, Enquiries & Implementation Team Department (CMIE&ITD).

Pursuant to the order dated 12.08.2026, reports have been submitted by the Secretary, Chief Minister’s Inspection, Enquiries & Implementation Team Department (**CMIE&ITD**); the Secretary, Universities & Boards Department; the Secretary, College Education Department; the Inspector of Affiliated Colleges, University of Sindh, Jamshoro; and the Regional Director of Colleges, Mirpurkhas Region. The Additional Registrar of this Court has also placed on record a tabular and detailed report. That tabulated report has been examined in order to assess the extent of compliance, the remaining deficiencies, and the time-bound implementation of the Court’s earlier directions.

2. *Before examining the subsequent material*, it is necessary to recall the nature of the directions already issued. The Court had not required the respondents merely to submit statistical information showing how many colleges had been proposed for affiliation, or how many files were pending before the concerned universities. What was required was implementation in a real and measurable sense. The Department was expected to establish, college by college and district by district, whether the institutions proposed for the BS Four-Year Programme possessed the requisite academic faculty, functional laboratories, classrooms, equipment, library resources, information technology facilities and such other infrastructure as may be necessary under the applicable HEC criteria and the affiliation requirements of the concerned universities.

3. The latest report of the College Education Department states that, so far as Mirpurkhas Region is concerned, fourteen (14) colleges were proposed for the BS Four-Year Programme, ten (10) of which have obtained affiliation. Of those ten affiliated colleges, seven (07) are stated to be presently functional for the BS Programme, whereas three (03) colleges have recently obtained affiliation. The record further reflects that, in several institutions, affiliation in different disciplines had previously been declined by the University of Sindh, Jamshoro, on account of shortage of qualified teaching faculty, inadequate laboratory facilities and insufficient BS-level textbooks and reference material. The affected programmes include BS Sindhi at Government Boys Degree College, **Jhudo**; BS Zoology and BS Mathematics at Government Girls College, **Umerkot**; BS Zoology and BS Sindhi at Government Girls Degree College, **Samaro**; BS Information Technology and BS English at Government Boys Degree College, **Pithoro**; and BS Botany and BS Sindhi at Government Girls College, **Mithi**.

4. The material further shows that the University of Sindh, Jamshoro, inspected three colleges at Mirpurkhas for assessment of the BS Four-Year Programme, namely **Government Boys Degree College Sindhri @ 12-Mile, Mirpurkhas**; **Ibn-e-Rushd Government Girls Degree College, Mirpurkhas**; and **Government Model Arts & Commerce College, Mirpurkhas**. The affiliation process in respect of these institutions has therefore moved forward. It had not, however, reached finality when the compliance material was compiled. The object of the earlier orders — actual commencement and functioning of the BS programmes — still depends upon completion of the affiliation exercise and the start of admissions and classes.

5. The College Education Department itself acknowledges that four (04) colleges, namely Government Girls Degree College, **Umerkot**; Government Girls Degree College, **Samaro**; Government Boys Degree College, **Pithoro**; and Government Girls Degree College, **Mithi**, remained unaffiliated. In relation to those institutions, the response merely states that the remaining deficiencies would be completed “soon”. Such an assurance does not satisfy the previous directions of this Court. Where a public department has already been made aware of a specific academic deficiency, and has also been directed to remove the same through a definite and time-bound mechanism, an assurance that the matter shall be completed “soon” cannot be regarded as compliance unless it is accompanied by identification of the deficiency and an ascertainable date of completion. The absence of those particulars assumes greater significance because the same deficiencies have repeatedly appeared in earlier reports and have continued to impede affiliation.

6. We also find substance in the observation of the Additional Registrar that the Departments have not furnished the complete college-wise faculty position

showing sanctioned strength, working strength, vacant posts, subject-wise requirements, qualifications of the available teaching staff, and the number of teachers who fulfill the applicable HEC requirements for the disciplines proposed to be offered. A similar deficiency exists in relation to infrastructure. There is no complete college-wise statement showing the availability and condition of classrooms, laboratories, equipment, libraries, books, IT facilities, student-teacher ratio, and the precise requirements communicated by the affiliating university. The Regional Director of Colleges, Mirpurkhas Region, is stated to have furnished certain college-wise details concerning infrastructure, laboratories and essential equipment, but the corresponding comprehensive provincial picture, which had expressly been called for, is still not available in the form required by the earlier order.

7. The position concerning qualified teaching faculty requires particular attention. The College Education Department has relied upon the proposed recruitment of **1,240 teaching faculty** through the **Sindh Public Service Commission (SPSC)**. The posts of Assistant Professors, Associate Professors and Professors are stated to have been advertised through the SPSC, and the Department maintains that, once recommendations are received, the selected officers shall be posted according to the requirements of those colleges where the BS Four-Year Programme is running or where affiliation is under process. Initiation of a recruitment process is undoubtedly a relevant administrative step. It cannot, however, by itself resolve the immediate deficiency that has already resulted in denial or deferment of affiliation to several colleges. The earlier orders did not merely seek information about future recruitment. They required the respondents to disclose how the current shortage would be met; which colleges required teachers; in what subjects those teachers were required; how many sanctioned posts existed; how many were vacant; and what interim arrangement could be made pending completion of the SPSC process. The present record still does not adequately show how many of the proposed 1,240 posts would ultimately be allocated to each college, in which subjects those posts would be required, or within what period the selected faculty would actually reach the institutions whose affiliation is presently held up. These particulars cannot be left indefinite. The recruitment process may take time, whereas the academic years of students cannot be kept in suspension pending completion of a general provincial recruitment exercise.

8. The infrastructure component of the compliance is equally incomplete. The Department states that deficiencies in twenty-four (24) deferred colleges have been identified, and that the matter concerning laboratories and infrastructure will be addressed through forthcoming Annual Development Programmes (**ADPs**), while thirty-eight (38) colleges are stated to be benefiting from ongoing development schemes. Once again, however, the report does not provide the college-wise particulars that are essential for judicial verification of compliance. The Court has not

been informed what precise deficiency exists in each of the twenty-four colleges; which deficiency requires civil works, which requires equipment, and which requires laboratory up-gradation; and by what date the institution is expected to become fit for affiliation and commencement of the BS Programme. A general statement that a requirement would be taken up through a future ADP does not demonstrate present compliance and cannot be treated as a definite implementation plan.

9. The Court had also required a district-wise implementation plan, because the issue before us is not confined to numerical growth in the total number of affiliated colleges. The object is to ensure that higher educational opportunity is made reasonably accessible across the districts where Government colleges already exist, and where students are otherwise compelled either to abandon higher education or to travel considerable distances merely because a BS Programme has not been made available in their district. The earlier report had not satisfactorily explained how and when the Programme would commence in each of the identified districts, nor did it identify the officers responsible for completing the process. The subsequent response does not fully cure that deficiency. The material still lacks a complete district-wise schedule containing definite dates and responsible authorities for commencement of the Programme in every remaining eligible college.

10. Particular emphasis had been placed upon Information Technology and Computer Science, because the previous orders of this Court had directed the respondents to take concrete steps for introduction of such degree programmes at least at the district level throughout Sindh. The latest report states that **BS Computer Science/IT** programmes are functioning in only twelve (12) colleges, and that twenty-six (26) further colleges have been proposed for expansion, subject to affiliation. Of those twelve colleges, **only one (01) is located in Mirpurkhas Division, at Umerkot**. None of the twenty-six colleges proposed for further BS Computer Science affiliation has been shown to be situated in Mirpurkhas Division, which includes the comparatively backward areas of Districts Tharparkar, Umerkot and Mirpurkhas. As per the departmental report, the proposed expansion is concentrated in Karachi. The respondents had specifically been required to furnish a complete college-wise and district-wise list of all colleges proposed for the BS Four-Year Programme; the date and university of affiliation; a separate list of colleges where the Programme had actually commenced, together with the disciplines offered, enrolled strength and date of commencement; and a separate list of colleges awaiting affiliation, showing the date of application, the concerned university and the reason for pendency.

11. The response now furnished shows partial progress on some of these heads, but not compliance in the form directed. The College Education Department has furnished a district-wise list of 224 colleges proposed for the BS Four-Year Programme, and has also supplied a list of affiliated colleges with the dates of

affiliation and the names of the affiliating universities. It has further furnished a list of programmes stated to have commenced, together with the disciplines offered, and has provided a list of 113 colleges not yet affiliated. The Department has not, however, converted these separate statements into a complete implementation matrix that would enable the Court to determine the present status of every college and the exact remaining action. More importantly, the Department's position that the timeline for affiliation rests with the concerned universities overlooks the fact that, in several cases, the Department itself acknowledges that affiliation was declined because the colleges lacked laboratories or qualified faculty — matters which fall squarely within the administrative responsibility of the College Education Department.

12. The Court cannot accept a division of responsibility in which each institution waits upon the other, while the deficiency remains unaddressed. The affiliating university is undoubtedly responsible for examining applications and deciding them in accordance with its approved regulations and the applicable HEC framework. The College Education Department, however, remains responsible for ensuring that the applicant colleges fulfill the academic, infrastructural and staffing conditions necessary for affiliation. Where an application is declined because qualified faculty or a laboratory is not available, the Department cannot treat the matter as a mere pendency before the university. Similarly, once the College Education Department removes the identified deficiency, the concerned university must process the matter without avoidable administrative delay. The object of the earlier orders was precisely to ensure coordinated action, rather than sequential correspondence in which files continue to move from one office to another while the academic programme remains non-functional.

13. The same concern arises from the Department's response regarding the twenty-four (24) deferred colleges. Instead of furnishing the required college-wise details of infrastructure, laboratories and essential equipment, the report merely refers to a list of deficiencies identified by the universities. A deficiency list is only the first stage of compliance. What was required thereafter was evidence of corrective action. The Court therefore expects each deficiency to be paired with the measure taken for its removal, the officer responsible, and a date certain.

14. We now turn to **Government Boys Degree College, Sindhri @ 12-Mile, Mirpurkhas**, because this institution was specifically referred to in the previous order after the petitioner brought to the notice of the Court that a delegation of the University of Sindh had visited the college for BS Computer Science affiliation and had reportedly raised an objection concerning shortage of relevant teaching faculty and relevant books. The Secretary, College Education Department, states that the shortage of relevant teaching faculty has been addressed through posting, and that books have also been arranged, whereupon the team of the University has paid a re-

visit. The concerned authorities shall, therefore, place on record the final outcome of the re-inspection and, if affiliation has been granted, the date from which admissions and classes for the current session is to commence, so that the academic year is not lost.

15. *On a cumulative assessment of the material now placed before us, it would not be correct to say that no progress has been made. The number of affiliated colleges is stated to have increased; certain colleges in Mirpurkhas Region have recently obtained affiliation; the deficiencies at Government Boys Degree College, Sindhri @ 12-Mile are stated to have been addressed through posting of Computer Science faculty and provision of books; and the CMIE&ITD has also initiated coordination. These are relevant developments and must be acknowledged. At the same time, the Court cannot treat the present exercise as complete compliance. The respondents have furnished fragments of information in different annexures, but the absence of an integrated and verifiable implementation framework continues to make effective monitoring difficult.*

16. In these circumstances, while the progress reflected in the latest reports is taken on record, the compliance is accepted only to the extent of the steps actually demonstrated, and shall not be treated as final or complete compliance with the previous directions. The following further directions are therefore issued:

- (i)** The **Secretary, College Education Department, Government of Sindh**, shall submit, before the next date of hearing, one consolidated and authenticated implementation statement covering every Government college proposed for the Four-Year BS Programme, arranged district-wise and college-wise, and showing the date of proposal, date of application for affiliation, concerned university, date of inspection, objections/deficiencies, date of removal of each deficiency, present affiliation status, disciplines approved, date of commencement of admissions/classes, sanctioned intake and present enrolment.
- (ii)** The same statement shall contain, in a separate faculty column, the sanctioned, working and vacant teaching posts in each proposed or functional BS college; the subject-wise requirement; the qualification of the teachers presently available; the number of teachers meeting the relevant HEC/university criteria; the additional faculty required; and the manner and date by which the shortage is proposed to be met. The statement shall also indicate, against each proposed discipline, the applicable HEC faculty and laboratory criterion relied upon.
- (iii)** The Department shall separately disclose the status of the **1,240 teaching posts**, showing category-wise posts advertised, the stage of recruitment before the **SPSC**, the number of recommendations received, appointments issued, postings made, and the proposed college-wise and subject-wise allocation. If recommendations have not

yet been finalized, the Department shall obtain and annex an updated progress report from the Sindh Public Service Commission.

- (iv) In relation to the **twenty-four colleges whose affiliation was deferred or declined**, the Department shall provide a separate college-wise deficiency-removal plan showing the objection raised by the university, the action required, the action already completed, administrative and financial approval, ADP/SNE or other budgetary provision, amount sanctioned or released where applicable, present stage of the work, officer responsible, and a definite completion date. Any college for which no dated plan is furnished shall be treated as non-compliant on the next date.
- (v) The Department shall submit complete particulars of the **thirty-eight (38) colleges stated to be covered by ongoing development schemes**, including scheme number, scope, sanctioned cost, release, expenditure, physical progress, and the particular BS-related deficiency that the scheme is intended to address.
- (vi) The **Secretary, Universities & Boards Department**, shall submit his own compliance report on the next date of hearing, and shall also file a fortnightly progress report in the office of the Additional Registrar of this Court. The first such fortnightly report shall be filed on or before the next date.
- (vii) The concerned **Vice Chancellors, Registrars and Directors of Affiliation of public-sector universities** shall ensure that, once the deficiencies communicated by their respective inspection committees have been removed and written intimation of such removal is received, re-inspection is undertaken within fifteen (15) days and a reasoned decision on affiliation is recorded within a further fifteen (15) days. Avoidable administrative delay after removal of the identified deficiency shall not be accepted.
- (viii) In respect of **Government Boys Degree College, Sindhri @ 12-Mile, Mirpurkhas**, the University of Sindh and the College Education Department shall place on record the final outcome of the re-inspection, the status of BS Computer Science affiliation and, if affiliation has been granted, the date fixed for admissions and commencement of classes for the current session. The Regional Director of Colleges, Mirpurkhas Region, shall authenticate the faculty-posting and book-purchase record of this college.
- (ix) Similar updated reports shall be submitted regarding **Ibn-e-Rushd Government Girls Degree College, Mirpurkhas** and **Government Model Arts & Commerce College, Mirpurkhas**, whose assessment or reassessment had also been scheduled by the University of Sindh. The Regional Director of Colleges, Mirpurkhas Region, shall likewise authenticate the relevant record of these two colleges.
- (x) The Secretary, College Education Department, shall furnish a **district-wise IT/Computer Science implementation plan**, clearly distinguishing: (a) colleges where BS IT/Computer Science is actually functioning; (b) colleges merely affiliated but where classes have not commenced; (c) colleges proposed for affiliation; and (d) districts

where no BS IT/Computer Science degree programme presently exists. The plan shall include laboratory facilities, equipment, internet connectivity, qualified faculty, present enrolment, and the proposed completion date for every uncovered district, particularly Districts **Mirpurkhas, Tharparkar, Sanghar, Badin, Sujawal and Thatta**. Umerkot, where one programme is reported to be functioning, shall be shown separately, with present enrolment and any remaining deficiency.

- (xi) As per the report of the College Education Department, in order to meet the shortage of teaching faculty, the SPSC published Consolidated Advertisement No.03/2026 dated 16.04.2026. The recruitment process has not yet been completed. Any further delay in the appointment and posting of qualified teaching faculty would adversely affect the academic interests of students, particularly those belonging to deprived and underdeveloped areas, who are already lacking adequate educational facilities. **Notice of this order shall, therefore, also issue to the Secretary, Sindh Public Service Commission**, who shall place on record a detailed status report of the said recruitment, showing category-wise posts advertised, applications received, present stage of the process (screening, written test, interview or recommendation), number of recommendations issued or withheld, and the reasons for the delay, together with the expected further calendar. This direction is confined to placing the status of the process on record and does not amount to supervision of the merits of selection.
- (xii) The reports show that most of the colleges already affiliated for the BS Four-Year Programme are situated in urban centres, including Karachi, Hyderabad, Sukkur and Larkana, whereas the educational needs of students belonging to comparatively backward and deprived districts have not been adequately addressed. Students of districts such as **Tharparkar, Umerkot, Mirpurkhas, Badin, Sujawal and Thatta** are still compelled to travel long distances for higher education, while urban areas already have access to public and private universities. Of the twelve colleges offering BS Computer Science, only one is situated in Mirpurkhas Division, at Umerkot. As per the departmental report, the twenty-six colleges proposed for further BS Computer Science affiliation are concentrated in Karachi, leaving the backward districts without adequate representation. Such a pattern defeats the purpose of expanding higher education and of securing reasonably equal educational opportunity across the Province. All respondents are, therefore, directed to examine the allocation, to ensure due inclusion of colleges from the backward and deprived districts in the BS Programme, particularly in BS Computer Science, and to submit a comprehensive compliance report on the next date of hearing, clearly indicating district-wise progress and the measures proposed.
- (xiii) The **CMIE&ITD / Committee** shall undertake independent verification of the compliance now claimed by the Departments and shall submit an actionable report identifying the department or officer responsible for each remaining deficiency, the record verified by the Committee, the action already completed, and the specific date by which every pending action is to be concluded.

- (xiv) All reports shall be supported by relevant notifications, posting orders, university inspection reports, affiliation letters, objection letters, budgetary approvals, ADP/SNE documents, procurement and development record, and other primary material. General statements unsupported by record shall not be treated as sufficient compliance.
- (xv) *Further, in order to expedite the affiliation process*, it is noted that the Principal Seat of this Court at Karachi, vide order dated 20.05.2024 in C.P. No. S-251 of 2019, and the Bench at Sukkur, vide order dated 14.10.2025 in C.P. No. D-318 of 2023, have already waived the affiliation fee in the matters before them, the universities concerned being public-sector institutions. Affiliation should not, therefore, be delayed on that account. The same principle ought to be applied uniformly. All Vice Chancellors and Registrars of public-sector universities, and the Secretary, Universities & Boards Department, shall issue fresh instructions to all concerned so that fee is not used as a hurdle in the affiliation process. A compliance report shall be submitted on the next date of hearing.
- (xvi) The **Additional Registrar** of this Court shall continue to maintain the separate compliance file in terms of the earlier order dated 12.08.2026, and shall scrutinize the reports before the next date, specifically identifying any direction that remains un-complied with, partially complied with, or unsupported by documentary material, and shall place the same before the Court. The consolidated statement and accompanying reports shall be filed at least three (03) working days before the next date, so that the scrutiny directed herein can be carried out.

17. It is made clear that the purpose of these directions is not to substitute the administrative or academic judgment of the competent departments, universities or statutory bodies with that of the Court. The prescribed academic standards and affiliation requirements must remain intact. The object of judicial monitoring is to ensure that administrative inaction, absence of coordination, avoidable delay, or failure to provide the facilities which the respondents themselves acknowledge to be necessary, does not leave the BS Four-Year Programme inaccessible in large parts of the Province despite repeated decisions and directions for its implementation.

18. The role assigned to the Chief Minister's Inspection, Enquiries & Implementation Team Department / Committee also requires closer attention. The present material states that the CMIE&ITD convened a meeting to review progress and issued communications to the relevant departments. Those steps are appreciated. The Committee shall, however, convene meetings **fortnightly** with all relevant Secretaries and Heads of Department, and shall include the concerned Regional Directors of Colleges. The first such meeting shall be convened before the next date of hearing. Minutes of each meeting shall be placed in the Additional Registrar's compliance file within three (03) days of the meeting.

19. The Secretary, College Education Department; the Secretary, Universities & Boards Department; the Regional Director of Colleges, Mirpurkhas Region; the representative of CMIE&ITD; and the concerned officer of the University of Sindh, Jamshoro, shall remain present on the next date with updated records insofar as their respective responsibilities are concerned. If, before the next date, any college obtains affiliation or any programme actually commences, that subsequent development shall also be incorporated in the consolidated report, so that the Court is apprised of the position obtaining on the date of hearing rather than the position existing on the date on which the report was initially prepared.

20. Office shall communicate this order to the Chief Secretary, Sindh (for issuing directions to all relevant departments and universities); the Secretary, College Education Department; the Secretary, Universities & Boards Department; the Chairman / Secretary, CMIE&ITD; the concerned public-sector universities; the Regional Directors of Colleges of all Regions, particularly Mirpurkhas Region; the Secretary, Sindh Public Service Commission, Hyderabad; and all other concerned authorities, for compliance.

To be taken up on **07.10.2026** at **11:00 a.m.**

JUDGE

JUDGE