

THE HIGH COURT OF SINDH BENCH AT SUKKUR

C. P. No. D – 1130 of 2026

[Naveed Ahmed v. Province of Sindh and another]

Before:
Justice Arbab Ali Hakro
Justice Nisar Ahmed Bhanbhro

Petitioner by : Nemo

Respondents by : Mr. Zulfiqar Ali Naich, Assistant A.G. Sindh

Date of Hearing : **23.09.2026**

Date of Decision : **23.09.2026**

ORDER

ARBAB ALI HAKRO, J. – None has appeared on behalf of the petitioner. Since this matter pertains to recruitment against the reserved quota for persons with disabilities and written comments are available on record, we deem it appropriate to decide the instant petition with the assistance of learned Assistant Advocate General Sindh.

2. As per the contents of the memo of petition, the petitioner, Naveed Ahmed, asserts that he is a differently abled person. He states that upon learning that certain posts in BPS-1 to BPS-4 were lying vacant under the administrative control of Respondent No.2 (Deputy Commissioner, Sukkur), who had called for walk-in interviews, he applied for the same. The petitioner alleges that despite repeatedly approaching Respondent No.2, he was denied appointment under the disability quota.

3. A perusal of the record reveals that an office objection was raised regarding the non-annexure of a valid Disability Assessment Certificate duly issued by a competent Special Medical Board. Despite the passage of time, the petitioner has failed to comply with the said office objection or produce any fresh disability certificate.

4. Conversely, learned AAG Sindh, while referring to the preliminary objections submitted on behalf of Respondent No.2 (Deputy Commissioner, Sukkur), submits that recruitment under the disability quota in District Sukkur

has been conducted strictly in accordance with law and policy. It is stated that in the District Selection Committee (DSC) meetings held during 2022-23, 2024 and 2026, approximately 100 differently abled persons were recommended and appointed across various line departments in Sukkur, including 20 candidates recommended during the latest recruitment exercise conducted in January 2026. Learned AAG points out that, contrary to his assertions, the petitioner failed to appear in any walk-in interview or selection process conducted by the District Selection Committee.

5. We have perused the material available on record and considered the submissions made by the learned Assistant Advocate General Sindh.

6. The statutory 5% quota under the Sindh Empowerment of Persons with Disabilities Act, 2018 is intended to benefit genuine, certified differently abled persons through a transparent selection procedure. In the present case, the record reflects that the petitioner has not annexed a valid barcoded Disability Assessment Certificate issued by a recognized Special Medical Board, nor did he participate in the selection process/walk-in interviews conducted by the District Selection Committee, Sukkur. In the absence of statutory disability certification and participation in the competitive recruitment process, no direction for direct appointment can be issued.

7. In view of the above position, no direction for immediate appointment can be issued in favour of the petitioner. However, the petitioner shall be at liberty to obtain a valid statutory Disability Assessment Certificate from the competent Medical Board constituted under the Sindh Empowerment of Persons with Disabilities Act, 2018, and apply afresh as and when new vacancies under the 5% disability quota are advertised by line departments in District Sukkur, subject to fulfilling all prescribed qualification and eligibility criteria under the rules.

8. The instant Constitutional Petition stands **disposed of** in the above terms.

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