

IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA

C.P No. D-04 of 2025

[Muhammad Rafique & another Vs. Province of Sindh & others]

**PRESENT: Mr. Justice Zulfiqar Ali Sangi
Mr. Justice Ali Haider ‘Ada’**

Petitioners : Through Mr. Sajid Hussain Mahessar, Advocate

The State : Through Mr. Saeed Akbar Sikyal, Assistant Advocate General, Sindh

Respondent No.6 : Through Mr. Muhammad Rafique, Advocate

Date of Hearing : 19.08.2026

Date of Order 19.08.2026

O R D E R

ZULFIQAR ALI SANGI, J:- Through this petition, the petitioners pray for the following reliefs;-

- a) That the respondents may kindly be directed to submit a detailed report regarding budgetary expenditures of up-gradation of Building of Taluka Hospital Nasirabad and its non-functioning since last about 3 years, the sanctioned strength and existing number of employees, doctors, paramedical staff.
- b) That respondents may also be directed to complete the work of Taluka Hospital Nasirabad without further loss of time and make it functional for peoples by providing all basic health necessities including material and life saving drugs.
- c) That the respondents may kindly be directed to establish Sindh Institute of Cardiovascular Diseases (SICVD) Unit in Taluka Hospital Nasirabad.

- d) That the respondents may kindly be directed to initiate third-party audit through Auditor General's Office of expenditure of new building and health budgets and medicine procurement for the past five years, and submit such report before this Honourable Court.
- e) That the respondents may kindly be directed attendance to of implement biometric and doctors all paramedical staff of Taluka Hospital Nasirabad and Doctors and paramedical staff found absent or running private clinics during duty hours shall be issued show-cause notices and proceeded against them under the Sindh Civil Servants (Efficiency & Discipline) Rules, 1973.
- f) That the respondents may kindly be directed to ensure provision of essential medical equipment including medicines, M.I.R Machines, C.T Scan Machines, Emergency/Causality, beds, stratures and investigation test services equipments along with life saving drugs, vaccines in taluka Hospital Nasirabad as soon as possible.
- g) That The respondents No:04 may kindly be directed to ensure adequate allocation of funds for health development schemes for Taluka Hospital Nasirabad, especially for medical equipments, machines and SICVD and Trauma centers, in accordance with law.

2. Comments have been filed on behalf of Respondent No.4, i.e., the Secretary Finance; Respondent No.6, i.e., Sindh Institute of Cardiovascular Diseases (SICVD); Respondent No.9, i.e., the District Health Officer, Kamber-Shahdadkot; and Respondent No.10, i.e., the Medical Superintendent, Rural Health Centre, Nasirabad.

3. Respondent No.4, in the comments, has stated that the upgradation of THQ Hospital, Nasirabad, was undertaken as part of an umbrella ADP scheme pertaining to five THQ Hospitals, which was approved at an estimated cost of Rs.410.536 million, out of which an amount of Rs.389.015 million has reportedly been expended. It is, however, submitted that, upon inspection conducted by the Monitoring & Evaluation Cell of the Planning & Development Department on 19.11.2025, the said scheme was declared unsatisfactory. It is further submitted that the identification, prioritization, allocation and execution of development schemes fall

within the domain and responsibility of the concerned Administrative Department, whereas the Finance Department is responsible for release of funds against duly approved schemes in accordance with the sanctioned budget and applicable release policy.

4. Respondent No.6/SICVD, in its comments, has submitted that the establishment of a SICVD Unit at Taluka Hospital, Nasirabad, is subject to consideration and approval by its Governing Body in terms of the SICVD Act, 2018. It is further stated that, during its 7th meeting held on 22.04.2026, the Governing Body, owing to the prevailing austerity measures and financial constraints, temporarily suspended the expansion of SICVD satellite centres and hospitals. It has, however, been stated that the proposal for further expansion, including establishment of a unit at Nasirabad, shall be reconsidered upon improvement of the financial position and removal of the aforesaid constraints.

5. Respondents No.9 and 10, in their comments, have submitted that the Rural Health Centre, Nasirabad, has been under the management of PPHI Sindh since September 2022 and is presently functional, providing basic and emergency healthcare services, life-saving medicines and vaccines, besides extending treatment to patients suffering from dog-bite and snake-bite incidents. It is further stated that a biometric attendance system has also been introduced and is functioning. As regards the Taluka Hospital, Nasirabad, it has been submitted that its building has been completed; however, the hospital has not yet been made operational due to non-provision of requisite medical and paramedical staff, equipment, instruments, furniture and other essential facilities. They have further stated that matters relating to allocation of budget, appointment/posting of staff and provision of CT Scan and MRI machines fall within the competence of the higher authorities. They have assured that any direction issued by this Court shall be duly complied with in accordance with law.

6. Learned counsel for the Petitioner, at the very outset, has placed on record a copy of the order dated 09.10.2025 and submitted that certain directions were issued by this Court (Bench at Sukkur) in

respect of the subject matter involved therein, and that the relief sought in the instant petition substantially corresponds to the said directions. He, therefore, submits that similar directions may also be issued in the present petition.

7. We have perused the record and find that the relief sought in the instant petition is substantially similar to the directions already issued by this Court (Bench at Sukkur) in C.P. No. D-965 of 2025, vide order dated 09.10.2025, particularly those contained in paragraph No.08 thereof, which are reproduced hereunder: -

1.-----

2. The **Chief Secretary** shall also submit a detailed report **regarding the sanctioned strength and existing number of employees, doctors, paramedical staff, and ancillary personnel at all Basic Health Units, Rural Health Centers, Taluka and District Headquarters Hospitals, and teaching hospitals across Sindh. This report shall also reflect vacant positions, absentee rates, and mechanisms adopted to maintain adequate staffing and functionality in accordance with notified service standards.**

3. The **Government of Sindh, through the Secretary Health**, shall **formulate and notify within six (06) months a comprehensive plan for establishment of Sindh Institute of Cardiovascular Diseases (SICVD) Units in each Taluka of Sindh Province.** The plan shall include phased implementation with priority to high-population and remote areas.

4. The **Chief Secretary Sindh** shall **constitute a high-level oversight committee**, including representatives from SICVD, Finance Department, and the Planning & Development Department, to **monitor progress and ensure equitable distribution of facilities.**

5. The **Health Department** shall **initiate third-party audit** through Auditor General's Office of **health budgets and medicine procurement for the past five years**, and submit the report within 90 days.

6. The Chief Secretary Sindh/Secretary Health Sindh or the Director General Health Services Sindh (as the case may be) shall implement **biometric attendance in all hospitals of Sindh** within three months. And **Doctors found absent or running private clinics during duty hours shall be issued show-cause notices and proceeded against under the Sindh Civil Servants (Efficiency & Discipline) Rules, 1973.**

7. The **Health Department shall ensure provision of essential medical equipment and cardiac emergency facilities** in all District and Taluka Headquarters Hospitals of Sindh within 60 days as an interim measure till the final outcome.

8. The **Secretary Finance Sindh shall ensure adequate allocation of funds** for health development schemes, especially for SICVD expansion, in the next Annual Development program so that each Taluka people get benefit from the SICVD.

9. The **Secretary Health Sindh shall advertise and recruit new qualified doctors and specialists** through a transparent process to fill vacant posts, ensuring merit-based appointments.

8. In view of the directions already issued by this Court from time to time, as reproduced hereinabove, the same shall be treated as forming an integral part of the present proceedings and shall remain operative and binding upon the concerned respondents. Accordingly, the respondents are directed to ensure strict and expeditious compliance with the directions so issued, in letter and spirit, and to take all necessary consequential measures without any further delay. The respondents shall submit a comprehensive compliance report, duly supported by the relevant record/documents, before this Court on or before the next date of hearing, clearly indicating the steps taken and the progress achieved pursuant to the aforesaid directions. In case of any impediment in implementation, the same shall be specifically brought on record along with reasons therefor.

9. To come up on **10.09.2026 at 11:00 a.m.**, for submission of the compliance report and further proceedings.

JUDGE

JUDGE