

Order Sheet

IN THE HIGH COURT OF SINDH KARACHI

CP No.S-532 of 2025

(Samiullah v. Authority under the Payment of Wages Act and another)

Date	Order with signature(s) of Judge(s)
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For hearing of main case

Date of hearing and order: 19.12.2025

Petitioner Samiullah present in person

Mr. Pervaiz Ahmed Mastoi, AAG

Dr. Shahab Imam, Barrister Tanzeel Rauf Farooqui and Barrister Nisar Ahmed Rind, advocates for the respondent No.2

Mr. Naseer Khan Laghari, Authority under Sindh Payment of Wages Act, West Division, Karachi

ORDER

Nisar Ahmed Bhanbhro, J. Pursuant to Court's notice, Mr. Naseer Khan Laghari, Commissioner for Workers' Compensation & Authority under the Sindh Payment of Wages Act, West Division, Karachi, is present in person and submits that he had passed the judgment dated 10.02.2025 by solely relying upon the statement filed by the petitioner and thereafter when he came to know that there is a certain mistake in the judgment dated 10.02.2025, he reviewed the said order and dismissed the application filed by the petitioner. He, however, concedes that the order passed by the authority was appealable and powers of review were exercised by mistake.

2. Learned counsel for the respondent No.2 submitted that review was sought on the ground of mistake of facts and law and the authority which passed the order was competent to review the same.

3. After arguing the matter at length, the parties have consented that if the judgment dated 10.02.2025 is set aside and the parties are afforded an opportunity afresh for a decision on merits on the main Application No.72/2022 filed by the petitioner under Section 15 of the Payment of Wages Act, 2015, they will have no objection.

4. By consent of the parties, the petition is disposed of in the following manner:

i. The judgment dated 10.02.2025 and order dated 05.06.2025 passed in Review Application are set aside. The application filed under Section 15 of the Sindh Payment of Wages Act, 2015, shall be deemed to be pending. Respondent No.1 shall be at

liberty to file objections on the said application afresh and same shall be decided on the basis of material available on record without being influenced by the judgment dated 10.02.2025 and order dated 05.06.2025.

- ii. Since Mr. Naseer Khan Laghari, Authority under the Sindh Payment of Wages Act, West Division, Karachi, has already expressed his opinion in favour of both the parties, therefore, it would be appropriate that application filed by the petitioner be assigned to another Authority.
- iii. By consent of the parties, Application No.72/2022 (*Samiullah son of Noorullah Khan v. M/S H Nizam Din & Sons (Pvt) Limited*) pending before the Commissioner for Workers' Compensation & Authority under the Sindh Payment of Wages Act, West Division, Karachi, is transferred and assigned to the Commissioner for Workers' Compensation & Authority under the Sindh Payment of Wages Act, South Division, Karachi. The commissioner present in Court shall transmit the file of the Application No.72/2022 to the Commissioner South Division Karachi within a period of seven (07) days' time from today and the Commissioner South Division shall decide the fate of the application afresh within a period of two (02) months' time from today after due notice to the parties and affording them ample opportunity of hearing. The commissioner South Division is also directed to apply its independent judicial mind without being influenced by the orders passed by the Commissioner West Division.

The petition stands ***disposed of*** in the above terms.

JUDGE

Nadir*