

HIGH COURT OF SINDH, CIRCUIT COURT, MIRPURKHAS

Before:

Justice Arbab Ali Hakro

Justice Muhammad Jaffer Raza

C.P No.D-318 of 2026

[Shoban and 03 others v. Province of Sindh and 05 others]

Petitioners by : Mr. Kanji Mal Meghwar, Advocate

Respondents by : Mr. Ghulamullah Memon, Additional A.G Sindh a/w Shahid Mustafa, Mukhtiarkar Mithi and Dr. Lekhraj, D.H.O, Tharparkar @ Mithi

Dates of Hearing : **05.05.2026**

Date of Decision : **19.05.2026**

ORDER

ARBAB ALI HAKRO J:- The petitioners have invoked the constitutional jurisdiction of this Court under Article 199 of the Constitution, asserting that they were duly interviewed for non-technical posts in BPS-01 to BPS- 04 within the Education and Health Department, District Tharparkar and were subsequently recommended by the District Selection Committee in its meeting dated 07.08.2023. They contend that despite the Provincial Cabinet's decision dated 01.12.2025 lifting the recruitment ban and directing issuance of offer letters to all recommended candidates, the respondents have withheld their appointment orders without lawful justification.

2. The petitioners maintain that they were placed at Serial Nos.40, 49, 107 and 143 of the DSC list comprising 220 recommended candidates. They further assert that the respondents, instead of honouring the DSC recommendations, have begun issuing fresh offer letters to politically favoured individuals, thereby frustrating the petitioners' vested rights and violating the order dated 18.02.2026 rendered in C.P. No. D- 972 of 2025, wherein this Court directed that no fresh recruitment shall commence until all recommended candidates have been issued offer letters.

3. The respondents, through their para-wise comments, dispute the very foundation of the petitioners' claim. They deny that the petitioners were ever recommended by the DSC and assert that the offer letters produced by the petitioners are fabricated, unauthenticated and unsupported by the official outward registers. They further contend that the DSC minutes dated 07.08.2023 were duly placed before this Court in earlier petitions and that compliance has already been made strictly in accordance with the Court's directions. According to the respondents, the petitioners' names do not appear in the verified DSC list, nor do they figure in the official record of applied or selected candidates.

4. Heard and perused the record.

5. The record placed before us reveals a deeply contested factual substratum. The petitioners rely upon documents which the respondents categorically deny, alleging fabrication and manipulation. The respondents, on the other hand, rely upon official registers and DSC minutes which, according to them, do not contain the petitioners' names. The petitioners allege political interference and selective issuance of offer letters, whereas the respondents insist that all appointments have been made strictly in accordance with the verified DSC list.

6. The controversy thus transcends the ordinary adjudicatory domain of this Court. The dispute is not merely about interpretation of law, but about the authenticity of documents, the integrity of the recruitment record, the veracity of the DSC minutes and the possibility of manipulation either by candidates or by departmental officials. These are matters requiring forensic scrutiny, examination of original registers, verification of signatures and cross-checking of administrative processes, an exercise which cannot be undertaken within the limited constitutional jurisdiction of this Court.

7. It is also evident that the earlier judgment dated 18.02.2026 was premised upon the assumption that the DSC list placed before the Court was

genuine and undisputed. In the present case, however, the very existence and authenticity of the petitioners' alleged recommendations is in serious dispute. The competing claims cannot be resolved without a neutral, high-level administrative inquiry. In these circumstances and in order to safeguard the integrity of the recruitment process, protect public employment from manipulation and ensure that no deserving candidate is deprived of lawful consideration, it is imperative that the entire matter be placed before a competent authority for an exhaustive and impartial inquiry.

8. In view of the disputed factual substratum and the serious allegations of manipulation, fabrication and administrative impropriety raised by both sides, this petition is **disposed of** with the direction that the Chief Secretary, Government of Sindh, shall constitute a high-level inquiry committee, headed by a senior officer not below BPS-20 of the Services, General Administration & Coordination Department, to examine the entire recruitment process for non-technical posts (BPS-01 to BPS-04) in the Health Department, District Tharparkar. The committee shall scrutinize the DSC minutes dated 07.08.2023, the recommendation lists, the outward registers, the alleged offer letters and all related documents and shall determine whether the petitioners were duly recommended, whether any manipulation or fabrication occurred and whether any officer or candidate acted in violation of law. The inquiry shall be completed within sixty days and appropriate action shall thereafter be taken strictly in accordance with law. The petitioners shall be at liberty to place their entire material before the inquiry committee.

With these directions, the petition stands **disposed of**.

JUDGE

JUDGE

Faisal