

HIGH COURT OF SINDH, CIRCUIT COURT, MIRPURKHAS

Before:

Justice Arbab Ali Hakro
Justice Muhammad Jaffer Raza

C.P No.D-281 of 2026

[Mst. Mehnaz v. Province of Sindh and 04 others]

Petitioner by : Mr. Vijesh Kumar, 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 petitioner, through her special attorney, has invoked the constitutional jurisdiction of this Court under Article 199 of the Constitution, asserting that she was duly recommended by the District Selection Committee in its meeting dated 07.08.2023 for appointment to a non-technical post in BPS-01 to BPS-04 within the Health Department, District Tharparkar, but that the respondents have unlawfully withheld issuance of the offer letter and have instead proceeded to extend appointments to other individuals allegedly favoured on extraneous considerations.

2. The factual matrix, as emerging from the pleadings, reveals that the Health Department had advertised various non-technical posts in September 2021. The petitioner applied for the post of Aya/Dai, appeared before the District Selection Committee and claims to have been recommended in the list of 907 candidates finalized on 07.08.2023. She further relies upon the subsequent decision of the Provincial Cabinet dated 01.12.2025 directing

issuance of offer letters to all recommended candidates. The grievance articulated is that despite the Cabinet's decision and despite the earlier judgment of this Court dated 18.02.2026 in C.P. Nos.D- 972, D973 and D-975 of 2025, the respondents have withheld her appointment while allegedly issuing offer letters to non- recommended individuals.

3. The respondents, in their parawise comments, have categorically disputed the petitioner's claim of recommendation. It is asserted that although the petitioner applied, she was not selected by the District Selection Committee. The respondents further contend that the list produced by the petitioner requires authentication and that the offer letters relied upon by various petitioners in similar matters bear outward numbers which, according to the respondents, do not correspond with the official outward register. The respondents maintain that all genuine offer letters have already been issued strictly in accordance with the DSC recommendations and in compliance with the judgment dated 18.02.2026.

4. Heard and perused the record.

5. The controversy presented is not confined to a simple non-issuance of an offer letter; rather, it involves a deeper and more troubling dispute regarding the authenticity of the recommendation lists, the genuineness of outward numbers, the veracity of offer letters allegedly issued in the year, 2023 and the possibility of manipulation either by candidates or by officials entrusted with the recruitment process.

6. The record before us is neither complete nor sufficiently reliable to enable this Court, in its constitutional jurisdiction, to conclusively determine whether the petitioner was in fact recommended by the DSC, whether the list produced is genuine, whether the outward numbers relied upon by the petitioner correspond to official entries or whether any officer has manipulated

or suppressed material documents. The allegations raised by both sides are serious, mutually destructive and incapable of resolution without a thorough forensic and administrative scrutiny of the original registers, minutes, dispatch books, DSC proceedings and all related documentation.

7. This Court cannot, in the absence of verified primary record, substitute itself for an investigative or fact- finding authority. The disputed substratum of facts, coupled with allegations of fabrication, tampering and administrative impropriety, necessitates an inquiry by a competent and neutral authority possessing access to the complete official record and empowered to hold officers accountable.

8. In these circumstances, and in order to uphold transparency, fairness, and the integrity of public recruitment, it is imperative that the matter be placed before the highest administrative tier of the Province for an independent determination.

9. Accordingly, 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, outward registers and all related documents and shall determine whether the petitioner was 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 petitioner shall be at liberty to place her entire material before the inquiry committee.

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

JUDGE

JUDGE

Faisal