

HIGH COURT OF SINDH, CIRCUIT COURT, MIRPURKHAS

Before:

Justice Arbab Ali Hakro

Justice Muhammad Jaffer Raza

C.P No.D-341 of 2026

[Shahab-UI-Din and 24 others v. Province of Sindh and 18 others]

Petitioners by : Mr. Mir Muhammad Nohri, Advocate

Respondents by : Mr. Ghulamullah Memon, Additional A.G Sindh a/w Shahid Mustafa, Mukhtiarkar Mithi and D.E.O (ES&HS), Tharparkar @ Mithi

Dates of Hearing : **05.05.2026**

Date of Decision : **19.05.2026**

ORDER

ARBAB ALI HAKRO J:- The petitioners, all residents of various villages of Taluka Dahli, District Tharparkar, invoke the constitutional jurisdiction of this Court under Article 199, asserting that they were duly recommended by the District Recruitment Committee (DRC) in its meeting dated 07.08.2023 for appointment to non-technical posts (BPS-01 to BPS-04) in several educational institutions of the area. Their grievance is that despite such recommendations, the respondents have withheld issuance of appointment orders and are allegedly attempting to induct candidates from other localities in disregard of the recruitment policy and the principle of neighbourhood preference.

2. The petitioners rely upon the sanctioned strength of the respective schools, the advertisement issued in 2021 and the DRC proceedings of 07.08.2023, asserting that their names were included in the finalized list. They further contend that similarly placed candidates in C.P. No. D- 975 of 2025 were granted relief by this Court on 18.02.2026 and that the respondents are bound to extend identical treatment to them.

3. The respondents, however, dispute the very foundation of the petitioners' claim. Respondent No.05 has categorically stated that the petitioners were not recruited by the DSC and that their names were not included in the DSC list. While the existence of the DRC minutes dated 07.08.2023 is admitted, the respondents deny that the petitioners were among the recommended candidates. It is further asserted that compliance with the order dated 18.02.2026 was undertaken only for those candidates whose recommendations were verified and undisputed.

4. Heard and perused the record.

5. The record discloses a direct and irreconcilable conflict: the petitioners assert inclusion in the DRC recommendations, whereas the respondents deny their presence in the list. The authenticity of the recommendation lists, outward registers and the petitioners' alleged placement therein is thus seriously disputed. Such a controversy cannot be resolved merely on affidavits, nor can this Court, in its constitutional jurisdiction, embark upon a factual inquiry requiring verification of original administrative records.

6. The allegations raised by both sides ranging from manipulation of lists to improper exclusion are of a nature that necessitates an independent, high-level administrative scrutiny. The integrity of the recruitment process, the authenticity of the DRC minutes and the conduct of the officials involved must be examined through a structured inquiry by the competent executive authority.

7. In view of the disputed factual matrix 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 School Education & Literacy Department, District Tharparkar. The committee shall scrutinize the DRC

minutes dated 07.08.2023, the recommendation lists, outward registers 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