

HIGH COURT OF SINDH, CIRCUIT COURT, MIRPURKHAS

Before:

Justice Arbab Ali Hakro

Justice Muhammad Jaffer Raza

C.P No.D-252 of 2026

[Ashok Kumar and 24 others v. Province of Sindh and 04 others]

Petitioners by : M/S Mumtaz Ali Jarwar and Jan Muhammad Nohri, Advocates

Respondents by : Mr. Ghulamullah Memon, Additional A.G Sindh a/w Mukhtiarkar Mithi and D.H.O Mithi.

Dates of Hearing : **05.05.2026**

Date of Decision : **19.05.2026**

ORDER

ARBAB ALI HAKRO J:- The petitioners have approached this Court under Article 199 of the Constitution, asserting that they were duly interviewed, recommended and issued offer letters dated 08.08.2023 for various non-technical posts (BPS- 01 to BPS- 04) in the Health Department, District Tharparkar @ Mithi. They allege that despite completion of all codal formalities, the respondents have unlawfully withheld their appointment orders.

2. The petitioners rely upon advertisements dated 03.09.2021 and 04.09.2021, the Government of Sindh's directive dated 19.04.2023 to expedite recruitment and the alleged issuance of offer letters for posts including Sanitation Worker, Chowkidar, Attendant, Bearer, Cook, Aya/Dai and Naib Qasid.

3. The comments filed by Respondent No.5 categorically deny issuance of any offer letters to the petitioners. It is asserted that the official minutes and list of recommended candidates were issued under outward No. DHO/TPR/12315/2023 dated 07.08.2023 and that the petitioners' alleged offer letters do not correspond with the official record. It is further stated that only

those candidates recommended by the District Selection Committee were issued offer orders in compliance with directions in C.P. No. D- 973/2025 and that the petitioners were not among the recommended candidates.

4. Learned counsel for the petitioners reiterated that the offer letters were duly issued and that the respondents have manipulated the record to deprive the petitioners of their rights.

5. Learned A.A.G. supported the comments and submitted that the petitioners' documents are fabricated.

6. We have heard and perused the record.

7. The dispute in the present petition is not confined to the legal effect of an offer letter; it concerns the very existence, authenticity and provenance of the documents relied upon by the petitioners. The respondents deny that the petitioners were ever recommended by the District Selection Committee, deny issuance of offer letters and rely upon the official outward register to contradict the petitioners' claim. The petitioners, conversely, allege manipulation of the outward register and suppression of the original record.

8. Such mutually destructive factual assertions cannot be adjudicated conclusively in constitutional jurisdiction. This Court under the writ jurisdiction is not a forum for forensic verification of disputed documents, nor can it determine whether manipulation occurred at the hands of the petitioners or the departmental authorities.

9. The resolution of this controversy requires a neutral, high-level administrative inquiry capable of examining the original record of the District Selection Committee, the outward registers, the minutes, the recommendation lists and the alleged offer letters. Only such an inquiry can determine whether the petitioners' documents are genuine or whether the respondents' record has been altered, as alleged. Until the foundational facts are verified, no

direction for appointment can be issued. The matter must first be subjected to a transparent and authoritative fact finding process.

10. In view of the disputed factual substratum and the serious allegations of fabrication and manipulation 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 District Tharparkar. The committee shall scrutinize the authenticity of the offer letters, outward registers, minutes of the District Selection Committee, recommendation lists and all related documents and shall determine whether any manipulation, fabrication or administrative impropriety was committed by any officer or candidate. 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