

Constitution Petition No.D-608 of 2026.

ORDER

2. It is pertinent to note that the petitioner has also raised a grievance against respondent No.5, namely the Deputy Director, Anti-Corruption Establishment, Kamber-Shahdadkot, alleging

that illegal gratification was demanded from him and, therefore, an enquiry was sought into the matter. Respondent No.5, in his parawise comments, has denied the allegation. It has, however, been stated that certain irregularities came to light during the course of an enquiry, including the opening of alleged fake IDs and the shifting of deceased employees from other districts to District Kamber-Shahdadkot. It has further been submitted that, during the verification process, statements of the concerned officers were recorded regarding the alleged illegal IDs opened in the names of certain employees and that the inquiry is presently in progress. It is further stated that one Badaruddin son of Najamuddin Channa, who is stated to be a close relative of the petitioner, has been insisting that the enquiry be conducted in a manner favorable to their side.

3. Heard and perused.

4. So far as the enquiry being conducted by respondent No.5 is concerned, the record reflects that the matter is presently under enquiry and certain allegations regarding irregularities are being examined by the competent authority. It is a settled principle that an enquiry or investigation is required to be conducted fairly, impartially and in accordance with law. Unless any mala fide, patent illegality or abuse of authority is established, this Court ordinarily does not interfere with an ongoing enquiry or investigation merely on the basis of an allegation made by one of the parties. Respondent No.5, being the competent officer under the relevant law, is empowered to conduct and proceed with the enquiry against the persons found responsible, irrespective of whether any such person happens to be a relative or otherwise connected with the

petitioner. Needless to observe, the enquiry shall be conducted strictly in accordance with law, fairly and impartially, without being influenced by any extraneous consideration.

5. As regards the petitioner's pensionary and other retire benefits, if any amount is lawfully due and payable to the petitioner and there exists no legal impediment to its release, the concerned authority shall ensure that the same is finalized and paid to him without unnecessary delay, in accordance with the applicable rules.

6. In view of the foregoing facts and circumstances, no further interference by this Court is warranted. The concerned authorities shall, however, proceed strictly in accordance with law and within the scope of their respective jurisdiction. The instant Constitution Petition is accordingly disposed of in the above terms.

**JUD
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JUDGE