THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA

C. P. No. D – 362 of 2026

[Muhammad Arslan Korejo *v. Province of Sindh and others*]

Before:
Justice Arbab Ali Hakro
Justice Muhammad Osman Ali Hadi

Petitioner by	:	Muhammad Arslan s/o Aijaz Ali Korejo, Through Mr. Abdul Rehman Bhutto, Advocate
Respondents by	:	Mr. Aftab Ahmed Bhutto, Assistant Advocate General, Sindh.
Date of Hearing	:	**25-11-2026**
Date of Decision	:	**25-11-2026**

O R D E R

ARBAB ALI HAKRO J. – This constitutional petition concerns the effect of the omission of Rule 11-A of the Sindh Civil Servants (Appointment, Promotion & Transfer) Rules, 1974 and the subsequent Notification dated 30.04.2026, which preserves all accrued rights of legal heirs of deceased civil servants prior to 26.09.2024.

2. The petitioner's father, the late Aijaz Ali Korejo, served in Health Department, Government of Sindh, and was posted as Dresser at CMC Hospital Larkana. He died in service on 07.03.2012. At the relevant time, the petitioner was a minor and was aged about 13 years, as reflected from the Heir-ship Certificate. The petitioner attained the age of majority in year 2017 but his application for appointment against the deceased quota was submitted, which was forwarded through the proper channel, along with relevant documents, by the Medical Superintendent, CMC Hospital Larkana, vide letter dated 08.06.2018. The case was thereafter processed by the concerned authorities before the cut-off date.

3. Recently, the Notification dated 30th April 2026, issued by the Services, General Administration & Coordination Department (Regulations Wing), Government of Sindh, amends the legal position arising from the

omission of Rule 11-A ibid. It expressly provides that where a right of employment had accrued prior to 26.09.2024, the legal heir shall not be deprived of the accrued benefit and shall be considered and decided at the level of the Administrative Department, on merit and in accordance with all provisions of the omitted Rule 11-A ibid.

4. On the facts emerging from the record, the petitioner's father died while in service on 07.03.2012; the petitioner at that time was a minor and later attained the age of majority in year 2017. An application for his appointment against the deceased quota had already been submitted on his behalf and forwarded through the proper channel vide letter dated 08.06.2018. The record further reflects departmental correspondence, after the petitioner attained majority, and subsequent processing of the case before the cut-off date. The petitioner's claim therefore falls within the protective ambit of the Notification dated 30.04.2026 and cannot be defeated merely on account of the subsequent omission of Rule 11-A or the interpretation rendered in **PLD 2024 SC 1276.**

5. In view of the statutory mandate contained in the Notification dated 30.04.2026, the matter is referred to the concerned Administrative Department, which shall consider and decide the petitioner's claim strictly in accordance with the saved Rule 11-A, the said Notification and the applicable service rules, by passing a reasoned, speaking order within ninety (90) days of receipt of this order. With these directions, the instant petition stands ***disposed of***.

6. Office is directed to communicate a copy of this order to the concerned Administrative Department through all available modes, including electronic transmission, for compliance.

J U D G E

J U D G E

*Tariq Hussain./***