

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P.No.D-5494/2016

Date	Order with signature of Judge
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PRESENT:

**Mr. Justice Muhammad Ali Mazhar.
Mr. Justice Arshad Hussain Khan.**

Muhammad Nawaz & Others. Vs. Province of Sindh & Others.

1. For orders on misc. 26898/16
2. For orders on office objection Nos. 1,2 & 3.
3. For orders on misc. 26899/16 (Exp/App)
4. For hearing of main case.

14.10.2016.

Mr. Ghulam Sarwar Chandio, Advocate for the petitioners.
Mr. Abdul Jabbar Qureshi, AAG.
Jamil Ahmed Khan, Vocal Person, Education Department.

The petitioners have challenged the suspension order dated 18.09.2014. The learned counsel argued that the show cause notices were issued in the month of September, 2014, thereafter enquiry has been conducted but despite completion of enquiry in the month of December 2014, no action has been taken on the enquiry report nor the petitioners have been intimated their fate. He further argued that due to this protracted proceedings, the petitioners are suffering, and they are not being allowed to perform their duties however their salaries are being paid without any work.

We have already observed in various cases that period of suspension cannot continue for an unlimited period of time and due to delay on the part of the respondent / government functionaries, not only the employees are facing hardship on the

one hand, but on the other hand, they are receiving their salaries without any work, which is undue burden on the government exchequer.

Learned AAG, present in Court in some other cases, waives notice of the petition, copy of which has been supplied to him and he requested for time to call representative from the Education Department, hence we kept aside the matter in the first round. However, in the second round, when we take up the matter, Jamil Ahmed Khan, Vocal Person, Education Department, appeared and requested for two months' time to pass final order on the enquiry report by the Competent Authority which request seems to be reasonable.

In view of the above statement, this petition is disposed of with strict directions to the respondent No.2 to conclude the proceedings and pass necessary orders on the enquiry report and communicate the same to the petitioners in writing.

Judge

Judge