

IN THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD
C.P No.D-2012 of 2019

Before;

Mr. Justice Muhammad Shafi Siddiqui
Mr. Justice Irshad Ali Shah.

For orders on office objection
For orders on MA-10703/2019
For hearing of main case.

Petitioner: Abdul Faheem son of Abdul Hameed,
Through Mr. Ishaque H. Qureshi advocate

Respondents: Mr. Shahzad Ali Narejo, advocate.
Mr. Allah Bachayo Soomr, Addl.A.G.
Mr. Ishfaqe Nabi Qazi, Asstt:Attorney
General.

Date of hearing: 12-11-2020.

Date of decision: 12-11-2020

ORDER

Irshad Ali Shah J:- The facts in brief necessary for disposal of instant petition are that the petitioner was appointed as a *Loco Muawan* (BS-1) by Pakistan Railway. His services were utilized as LDC as local arrangement conditionally that he would be reverted to his substantive post as and when required. Subsequently, the petitioner was required to pass written test as well as interview for his selection as LDC, which he failed. It was in these circumstances, he has come before this Court with the instant petition seeking regularization of his services as LDC.

2. It is contended by learned counsel for the petitioner that the petitioner has worked for sufficient time as LDC therefore; he is entitled to be regularized as LDC from the date when he was asked to work as LDC.

3. Learned counsel for the respondents have sought for dismissal of the instant petition by contending that the utility of the services of the petitioner was local arrangement which could not create any right in his favour.

4. We have considered the above arguments and perused the record.

5. Admittedly the petitioner was appointed in Pakistan Railway as *Loco Muawan*. His services as a local arrangement were utilized by his department as LDC. That local arrangement could hardly create a right in his favour for regularization his services as LDC particularly when he has failed to pass written test and interview required for his selection as LDC that too when very selection process as LDC has not been challenged by him.

6. Prima facie no case of infringement of fundamental rights of the petitioner is evident, which may justify making interference with the subject issue by this Court in exercise of its constitutional jurisdiction.

7. Above are the reasons of short order dated 12.11.2020, whereby we dismissed the instant petition.

JUDGE

JUDGE