

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P No.D-521 to 606 of 2021

Order with signature of Judge

1. For orders on Misc. No.2215/21
2. For orders on office objection No.18
3. For orders on Misc. No.2216/21
4. For orders on Misc. No.2217/21
5. For hearing of main case

Dated : 08.02.2021

Mr. M. Ali Khan for petitioners.

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- 1). Granted.
- 2). Office objection be complied in a week's time.
- 3) Granted subject to all just exceptions.

4&5) The concurrent findings of two forums below petitioner being an employer/ex-employer of the respondent have challenged the findings of NIRC, Single Bench/Full Bench, on the strength that there was such observation as to reinstatement, as relied upon by the two forums below, and hence since there was no observation as to reinstatement hence there is no question of back benefits. Learned counsel also submits that without practically analyzing the evidence, which is yet to be recorded, summarily two forums below reached to such conclusion which is not in consonance with the evidence/material available on record. Be that as it may, since financial stakes are involved and these petitions are against concurrent findings of fact of two forums below, and prima facie there is no reason for this Bench to re-appreciate the question of fact, based on findings of two forums below, we are inclined to issue notices on the condition that the requisite financial amount, as adjudged and determined by two forums below i.e. almost Rs.2.8 Million for each private respondent, which in all petitions respectively are arrayed as respondent No.1 in this petition and in rest of other petitions, be secured through bank guarantee, as requested by the learned counsel. The amount in all be secured preferably in ten days' time. Notices then be issued to respondents. Subject to deposit of Bank Guarantee, no coercive action be taken against the petitioners.

Office is directed to place copy of this order in the connected petitions.