

*Order Sheet*  
IN THE HIGH COURT OF SINDH AT KARACHI  
**Constitutional Petition No. D-1753 of 2021**

Date	Order with signature of the Judge
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1. For order on Misc. No.7379/2021 (Urgency).
2. For order on office objections No.4 and 18.
3. For order on Misc. No.7380/2021 (Exemption).
4. For order on Misc. No.7381/2021 (Stay).
5. For hearing of Main Case.

**09.03.2021**

Mr. Abdul Salam Memon, advocate for the petitioner.  
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1. Urgency granted.
2. To be complied within a week's time.
3. Exemption is granted subject to all just exceptions.

4-5. Learned counsel for the petitioner submits that there was a long standing dispute as far as the appointment by way of promotion or by way of direct recruitment is concerned, however, the issue was ultimately ended by way of setting aside of the seniority list which was alleged unlawfully prepared in the year 2015. Learned counsel has relied upon the order of the Hon'ble Supreme Court in Civil Appeals No.489 to 491 of 2017 wherein primarily a dispute of the seniority list was pending. The issue was adjudicated and the seniority list was set aside with direction for the preparation of the seniority list in accordance with law. However, learned counsel submits that before it could be lawfully prepared, the Selection Board-II which is respondent No.2 herein, is now holding its meeting for the promotion of different posts including the promotion of the Assistant Commissioner i.e. from BPS-17 to 18 of the Revenue Department. Counsel submits that they are not objecting to the promotion of other posts except the one which is subject matter of this petition, which is Assistant Commissioner to Deputy Commissioner. He only seeks compliance of the orders of the Hon'ble Supreme Court in this regard unless and until this is complied with the promotion of the Assistant Commissioner is not conceivable.

Let notice be issued to the respondents as well as to learned Advocate General Sindh. In the meantime, the Selection Committee is restrained from considering the cases of promotion of the Assistant Commissioner from BPS-17 to 18 only. To come up **after ten (10) days.**

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