

ORDER SHEET
THE HIGH COURT OF SINDH AT KARACHI

C.P No.D-5098 of 2020.

Date: Order with signature(s) of the Judge(s)

Hearing.

1. For Orders on office objection.
2. For Hearing of Main Case.

12th October, 2021.

Mr. Altaf Hussain Khoso advocate for the petitioner.
Mr. Ali Safdar Depar, AAG.

Admittedly the petitioner was appointed as Ward Boy in Health Department on deceased quota and after joining remained in service for ten months, subsequently, respondent No.3 withdrew his appointment order dated 14.11.2016 on the plea that death of petitioner's was after retirement. Whereas, page-49 i.e. letter addressed by Director to Secretary Govt. of Sindh, Health Department which shows intimation regarding death of Muhammad Haroon, Ex-Ward Boy and hence, plea of respondent that father of petitioner was not alive during service is not justified as there is no denial with regard to appended documents which shows petitioner's father died on day when he was going to retire. Accordingly, cancellation order dated 23.08.2017 issued by respondent is set-aside. Petitioner shall be deemed in service and salary shall be released from November 2021. Needless to mention that petitioner will not claim any salary during this statutory period.

In view of above, instant petition is disposed of.

JUDGE

JUDGE