

**ORDER SHEET**

**IN THE HIGH COURT OF SINDH BENCH AT SUKKUR**

**C. P. No. D – 5503 of 2016**

Date of hearing	Order with signature of Judge
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**Hearing of case**

For hearing of main case

**01-12-2021**

Mr. Shafique Ahmed Khan, Advocate for the Petitioner.  
Mr. Ashok Kumar K. Jamba, Advocate for Respondents No.2 to 5.  
Mr. Muhammad Hamzo Buriro, Deputy Attorney General.

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Through this Petition, the Petitioner seeks employment in Respondents' company on retired son quota.

2. Notice was ordered and comments have been filed, whereas, on 04-09-2018, on the basis of comments filed by the Respondents, it was observed that the Petitioner's father retired in 2006, whereas, the Policy came into existence in 2012; hence, was not entitled.

3. On the last date of hearing, we had confronted the Petitioner's Counsel with this order, and today, he has filed statement along with Memorandum of Settlement effective from 01-07-2012 to 30-06-2014, and has relied upon Clause 15.1, which reads as under:

*“15.1 Children of retired workers who have been retired from the Company's service during the period from 1 January 2006 to 31 December 2008 will be offered employment.”*

4. On the other hand, Respondents' Counsel has argued that the case of the Petitioner's father falls under Clause 15.3; the same reads as under:

*“15.3 It has also been agreed that from date of signing of this Agreement, workers retiring on medical grounds having minimum of 10 years or more continuous service with the company will be entitled for retired workers children quota upon their turn.”*

5. Since admittedly the Petitioner's father retired on medical ground and not on attaining the age of superannuation, therefore, this case falls within Clause 15.3, and such benefit, if any, was effective from the date of signing of the agreement and not prior to that. In view of such position, this Petition does not merit consideration and is accordingly **dismissed**.

J U D G E

J U D G E

Abdul Basit