

**IN THE HIGH COURT OF SINDH**

Bench at Sukkur

**C. P. No. D – 1414 of 2021**

**C. P. No. D – 1442 of 2021**

**C. P. No. D – 1443 of 2021**

**Before:**

Mr. Justice Muhammad Junaid Ghaffar

Mr. Justice Zulfiqar Ali Sangi

Date of Hearing: **21-12-2021**

Date of Decision: **21-12-2021**

Mr. Riaz Ali Shaikh, Advocate for the Petitioners in all matters.  
Mr. Ali Raza Baloch, Assistant Advocate General-Sindh.

**ORDER**

**Muhammad Junaid Ghaffar, J.** – Through all these Petitions, the Petitioners seek release of previous salaries from the date of their appointment till today.

**2.** Though notices were ordered, but Counsel for the Petitioners was confronted as to the office objection as well as maintainability of these Petitions. Today, learned AAG has raised an objection that firstly, the Petitioners are Civil Servants and can only approach the Service Tribunal; whereas Petitioners are seeking salaries starting from their appointment in the year 2011, hence, the petition is hit by laches.

**3.** Petitioners' Counsel has been confronted; however, he has not been able to satisfactorily respond. It further appears that while filing these Petitions, the Petitioners had relied upon some order dated 28.01.2021, passed in C.P.No.D-1572 of 2020, wherein salaries of the Petitioners therein were ordered to be released; however, on perusal of the same, it appears that it has no nexus with the Petitioners' case as in that case, it was a specific period for which the salaries were unpaid; whereas, those Petitioners had been paid salaries regularly, including their current salaries. Insofar as, these Petitions are concerned, there is nothing available on record as to what salaries were paid and what are unpaid. In fact they are claiming arrears of salaries since appointment, which pertains to years 2011 to 2013. In that case, these Petitions are badly hit

by laches and no justifiable cause has been stated in the memo of Petitions as to why this Court has been approached after so much delay. Moreover, in the comments of the respondents it has been stated that the appointment orders relied upon by the petitioners are fake and bogus.

**4.** In view of such position, all these Petitions appear to be misconceived and not maintainable; hence same stand dismissed accordingly with pending applications. **Office shall place copy of this order in all connected petitions.**

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