

**ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI**

Constitutional Petition No. D – 4522 of 2021

Order with signature of Judge(s)

1. For order on office objection
2. For hearing of CMA No.18631/2021 (OXI R14)
3. For hearing of CMA No.18654/2021 (Stay)
4. For hearing of main case

30.08.2021

Mr. Muhammad Yahya Iqbal, advocate for the petitioner
Mr. Ali Safdar Depar, AAG along with Mr. Zamir Ahmed Abbasi, Secretary
Local Government Department, Government of Sindh.

Mr. Rafiq Ahmed Kalwar advocate files Vakalatnama on behalf of respondent No.5, taken on record.

Secretary Local Government present submits statement in terms that after the judgment of this Court in his department; no one is posted on OPS as well as any officer, who entered into plea bargain and voluntary return. All those officials have been removed from the posting; however, statement in writing reflects that “officers are posted on acting charge.” Such statement is taken on record. Accordingly, list of all officers having acting charge shall be placed within a week on administrative side. At this juncture, counsel for respondent No.5 submits transfer order dated 25.8.2021, which reflects that Miss Shamona Sadaf BPS-18 has been posted as Director (Advertisement) and she was working on that post for around eight years, however, respondent No.5 was posted there for one month only and again that lady has been posted on same post. That transfer order itself refers ‘*Scrutiny Committee report*’, which shows that lady is working in BPS-16. Secretary Local Government says that he will examine the record as to whether Miss Shamona Sadaf is working in BPS-18 or BPS-16 till then he will relieve that lady and will not be posted on that post until the issue is resolved. In case, inquiry speaks that she is having BPS-18 or she is posted on same place on any other post and if she was working in BPS-16 and has been designated BPS-18, delinquent officers including that lady shall face the consequences to be carried out by the authorities. With regard to prayer clause ‘B’, there is judgment in the field and the petitioner if aggrieved, may approach the concerned authorities.

Petition stands disposed of along with listed applications.

JUDGE

JUDGE