

ORDER SHEET
THE HIGH COURT OF SINDH AT KARACHI
CP.No.D-3463 of 2019.

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

1. For orders as to non-prosecution of CMA No. 35419 of 2019 (151).
2. For hearing of CMA No. 20434 of 2021.
3. For hearing of CMA No. 27756 of 2019.
4. For orders as to maintainability of the petition.

06th September 2021

Mr. Faizan Hussain Memon, advocate for petitioners.
Mr. Saalim Salam Ansari, advocate for respondent No.4.
Mr. Ali Safdar Depar, AAG.
Mr. Muhammad Nishat Warsi, DAG.
Mr. Mehmood-ul-Hasan, advocate for respondent No.10.

Instant matter pertains to National Institute of Cardio Vascular Diseases Hospital (NICVD); case of the petitioners is that respondents No.10 is holding seat of Management Consultant of NICVD hospital, having no qualification. Though petitioners were employed in NICVD but after filing of this petition, petitioner No.1 has been fired. It has been further argued that NICVD is being funded by Government of Sindh; whereas claim of the NICVD is that this is autonomous body; having its own resources and is regulated through the independent Board. At this juncture, picture is not clear with regard to status of NICVD as to whether that is hospital of public sector or private sector; whether that hospital is running their affairs on their own sources or is completely funded by the Province of Sindh?. It has also been surfaced that doctors, appointed on different posts, are receiving huge salaries, they have been allowed to practice in the NICVD privately and yet it is to be examined whether they are also allowed to practice out of the NICVD or otherwise?. These questions require an answers, particularly when the claim of NICVD is that of providing service free of costs.

2. Accordingly, Executive Director NICVD (respondent No.4) shall also appear in person and shall submit report whether all the doctors including him

are receiving non-practicing allowance or not? This report shall be submitted with all documentary proof showing therein the salaries of all the doctors and managerial officers working in NICVD in all over Sindh.

3. At this juncture, respondent No.4 contends that petition has become infructuous as respondent No.10 is no more in service. Counsel for the respondent No.4 is at liberty to file such statement. Finance Secretary shall also file complete breakup of five years with regard to funds received by the NICVD.

To come up on 20.09.2021. Interim order, if any, passed earlier to continue till the next date of hearing.

J U D G E

J U D G E

SAJID.