

*Order Sheet*  
IN THE HIGH COURT OF SINDH KARACHI  
**Constitutional Petition No. D – 5827 of 2021**

Date	Order with Signature of Judges
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**Fresh Case.**

1. For order on Misc No.24521/2021.
2. For order on office objection No.18.
3. For order on Misc No.24522/2021.
4. For order on Misc No.24523/2021.
5. For hearing of main case :

**27.09.2021 :**

Mr. Malik Altaf Hussain, advocate for the petitioner.

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1. Urgency granted.
  2. Deferred for the time being.
  3. Granted subject to all just exceptions.

4&5. This is a case of settlement of inter-se-seniority between the petitioner and private respondents as well as their promotion in BPS-20 in Pakistan Railways. It is *inter-alia* contended on behalf of the petitioner that the petitioner and private respondents were appointed through a competitive process and their inter-se-seniority was finally settled in February 2017 (Page-45 to 47), in the intervening period respondent No.4 issued the letter dated 12.07.2017, whereby he restored his seniority in conflict of his interest. The petitioner being aggrieved by and dissatisfied with the restoration of inter-se-seniority of private respondents, preferred representation dated 27.07.2017, which is pending under consideration. Per learned counsel, the respondent-Pakistan Railways has issued Agenda for the meeting of the Central Selection Board (CSB) to be held on 28<sup>th</sup> to 30<sup>th</sup> September 2021, for considering the promotion case of the petitioner as well as private respondents, without deciding his representation. He emphasized that he is senior to the private respondents and the seats for promotion are limited and if the same decision is taken by the competent authority, he will be highly prejudiced, as such he has rushed to this Court to secure his fundamental rights as envisaged under the service jurisprudence. He prayed for notice to the respondents.

To appreciate as to whether the private respondents have been assigned proper inter-se-seniority or otherwise; and, the case of the petitioner is on better footing than the private respondents for promotion in BPS-20, let notice be issued to the respondents as well as D.A.G Sindh for 06.10.2021. In the meanwhile, the competent authority of the respondent-department shall keep one post reserve in BPS-20.

JUDGE

JUDGE