

ORDER SHEET
IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR
C.P.No. D- 298 of 2022

Date of hearing	Order with signature of Judge.
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Fresh Case

- 1.For orders on CMA 1336/22
- 2.For orders on office objection
- 3.For orders on CMA 1337/22
- 4.For hearing of main case

31-03-2022

Mr. Imran Khan Magsi, Advocate for the Petitioners.

Through this Petition, the Petitioners seek appointment as School Teachers (PST & JST) with Respondents pursuant to some advertisement and recruitment exercise carried out in the year 2013. It is the case of the Petitioners that they had qualified in the written test, but no appointment orders were issued; hence, instant petition

We have heard Petitioners' Counsel. We have already dismissed the identical Petitions and in C.P No.D-179 of 2022, the following Order was passed on 01.03.2022, which reads as under:

“Through this Petition, the Petitioners seek appointment as School Teachers (PST & HST) with Respondents pursuant to some advertisement and recruitment exercise carried out in the year 2013. It is the case of the Petitioners that they had qualified in the written test and interview, but no appointment orders were issued; hence, instant petition.

We have confronted the Petitioners' Counsel as to involvement of laches in this matter and in response; he submits that on similar facts, certain orders have been passed by Circuit Court, Hyderabad in various petitions as stated in para-6 of the Petition. However, we are not inclined to consider the case of the Petitioners, as apparently laches is involved and no justifiable case has been made out in this regard; except reliance on the said orders. Nonetheless we have also perused one such order dated 26.01.2022 in CP No. D-1416 of 2020, and are of the considered view that it is not a binding precedent insofar as laches are concerned as the same has not been adjudicated or decided by the said Court at all; hence, any reliance on it is misconceived. Moreover, it is a disposal order with certain directions and not a judgment to follow by itself.

Accordingly, this Petition being hit by laches is not maintainable and the same stands **dismissed in *limine*** with pending applications”.

In view of the above, this Petition also stands **dismissed in *limine*** for the aforesaid reasons with pending applications.

JUDGE

JUDGE

Ahmad