

**ORDER SHEET****IN THE HIGH COURT OF SINDH BENCH AT SUKKUR****C. P. No. D – 704 of 2022**

Date of hearing	Order with signature of Judge
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**Hearing of case**

- 1.For orders on office objection
- 2.For hearing of main case

**03-11-2022**

Mr. Hamid Ali Memon, Advocate along with Petitioner.  
 Mr. Shahid Hussain Jogi, Advocate for respondents No.3&4 a/w Zohaib Ahmed Memon, Administrator, Town Committee, Thari Mirwah.  
 Mr. Shahriyar I.Awan, Assistant A.G-Sindh.

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The petitioner, who served as Administrator Officer (BPS-17), Town Committee, Thari Mirwah, in Local Government Department, Government of Sindh and retired on attaining the age of superannuation of 60 years on 15.11.2021, through instant petition, seeks directions to the respondents to release the remaining entire pensionary benefits viz. pension, gratuity/commutation, 365 days of LPR and arrears / salary differences, as detailed in para-3 of this petition, total amounting to Rs.33,06,071/-.

Parawise comments have been filed by the respondent No.3, wherein it has been pleaded that due to bifurcation vide Minutes of Meetings dated 12.04.2022 and 30.05.2022, the powers of disbursement were made to all four Town Committees i.e. T.C, Thari Mirwah, T.C, Setharja, T.C, Tando Mir Ali and T.C, Bozdar Wada of Taluka Thari Mirwah and now the Town Committee, Bozdar Wada is responsible to release the pensionary benefits to the petitioner. It has also been pleaded that the respondent No.3 wrote a letter dated 12.08.2022 to the respondent No.1 for enhancement of OZT share, but no fruitful response has been received.

We are afraid, it is an admitted position that the petitioner stood retired as Administrative Officer, Town Committee, Thari Mirwah, hence there will be

no impact of subsequent bifurcation of Town Committees of Taluka Thari Mirwah on him. The Town Committee, Thari Mirwah is liable to pay the remaining entire pensionary benefits to the petitioner.

Accordingly, we **dispose of** this petition by directing the respondents No.3 to 5 to pay the remaining amount of **Rs. 33,06,071/-** to the petitioner being his pensionary benefits within a period of thirty (30) days hereof without fail.

Instant petition stands **disposed of** in the above terms.

J U D G E

J U D G E

Ahmad