

ORDER SHEET
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR
C.P. No.D-1485 of 2022

Date	Order with signature of Judge
1.	For hearing of CMA No.5845/2022
2.	For hearing of main case.

02.02.2023

Syed Tanveer Abbas Shah, advocate holding brief for Mr. Achar Khan Gabol, Advocate for the Petitioner
Mr. Muhammad Zubair Malik, Advocate for SEF
M/s. Shafi Muhammad Chandio and Noor Hassan Malik, AAGs
alongwith Hafeez Raza Shaikh, Additional Secretary, Education
Department, Government of Sindh and Sahabuddin Usto, District
Head, SEF, Sukkur

Salahuddin Panhwar, J: Pursuant to directions dated 19.01.2023, Additional Secretary, Education and Literacy Department, Government of Sindh, is present and by submitting a draft, seeks further time to submit complete break up in final draft signed by him on the next date. Draft submitted today speaks that these State of Art Buildings/Schools have been established by Government of Sindh through scheme in order to provide better education other than education department; however in the last year i.e. 2022, they assigned this task to Sindh Education Foundation as due to lack of capability to provide English Medium Schools under Cambridge system.

2. District Officer, Sindh Education Foundation, Sukkur present submits compliance report signed by Managing Director, SEF showing therein that in all total 32 Schools, out of 14 Comprehensive High Schools (CHS) and 18 English Medium Schools (EMS) in Pupils School Program across the Sindh have been established and around 1300 students have been enrolled in these 32 schools. According to that report, these PESP Schools have been operationalized by 19 well reputed organizations in SEF financially par with their subsidy model.

3. On query, both officers contend that though these schools are affiliated with well recognized universities and other institutions but as per their MoU, they are compelled to provide education according to Sindh Text Book Board and they are not in a position to answer whether Sindh Text Book Board is publishing all subjects in English

medium from class IVth to onwards. Furthermore, it has come on record that there is MoU with TCF to open 500 schools in Province of Sindh and TCF is providing oxford syllabus/ modular education system in their schools. In these circumstances, there is a big question mark then what was the need for establishing State of Art Education? It was also admission that present public education system is not able to run these State of Art Schools and thereby after a delay of years, they outsourced these schools with this undertaking that they will provide education in same syllabus.

4. Accordingly, the policy to establish English Medium Schools is completely negated here by the Education Department and there is serious question mark other this policy. If this practice was to be followed then there was no fun to establish 50 steel designed buildings? In our view whether there was priority to provide building having status of State of Art or to provide education as State of Art, candidly the situation is otherwise and this practice cannot be ignored. At this juncture, it is pertinent to mention here that these institutions have expertise in their system and in their institutions, they are not providing Education on the same syllabus as provided in public related schools in the Sindh Education Department then how they can provide better education to the Peoples of different areas of Province of Sindh and in comparison with the existing of higher and higher secondary schools. Therefore, we hereby direct to Secretary Schools and Managing Director, SEF to reexamine their policy and MoUs with the institutions as annexed with the report of SEF, which is being relevant, same is reproduced herewith:-

“Sindh Education Foundation, Govt. of Sindh People's School Program

Name of Partner Organizations	
1	Charter for Compassion (CFC)
2	HANDS
3	Indus Resource Center IRC
4	MOAWIN Foundation
5	BPS Private Ltd (Beaconhouse Grou
	Iqra University
7	Ziauddin Universi
8	Ghazali Education Trust

9	SZABIST
10	Sindh Madarasahtul Islam board (SMB)
11	Development in Literacy (DIL)
12	Green Crescent Trust (GCT)
13	AZAT Foundation
14	Sindh Agriculture and Fores Workers Coordination Organization (SAFWCO)
15	Team Takeone Private Limited
16	Research Develo ment Foundation RDF)
17	Taleem Foundation+MDC+SSSWF
18	Progressive Education Network (PEN)
19	Sindh School System Welfare Foundation (SSSWF)

5. Chairman Sindh Text Book Board shall be in attendance alongwith Syllabus of English Medium Schools. Secretary, Education and Literacy Department, Government of Sindh, shall place on record notification with regard to Compulsory Education Council under Compulsory Education Council Act, 2013 as already ordered by this Court in Mashal case as well as order(s) passed in 2nd Appeal No.32 of 2017 at Principal Seat.

6. Adjourned; to come up on **28.02.2023**; to be taken up at **11:00 a.m.**, when Secretary Education, Managing Director, SEF & Chairman Sindh Text Book Board shall be in attendance without fail. Office to facsimile copy of this order to all concerned quarters as well copy be provided to AAG office for strict compliance.

JUDGE

Faisal Mumtaz/PS

JUDGE