

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI.

C.P No. D-1281 of 2023

Dated Order with signature of Judge.

Fresh case

1. For order on Misc. No.6180/2023
2. For order on office objection No.18 & 25.
3. For order on Misc. No.6181/2023
4. For hearing of main case.

07.03.2023.

Mr. Umar Farooq Khan, Advocate for the Petitioner

YOUSUF ALI SAYEED, J.- The Petitioner professes to be the Senior Vice President of an Association said to be representative of serving and retired employees of the Pakistan Railway. In that capacity, he has invoked the jurisdiction of this Court under Article 199 of the Constitution, alleging that the functionaries of the Railways are withholding payments on account of pension and other dues, while demanding illegal gratification from retirees and their families. In that backdrop it has been prayed that the Respondents be directed to submit the names of the pensioners and their dues and the period for which they have not been paid, and that the anti-corruption establishment be directed to probe the matter. Incongruously it has also been sought that Respondents be directed not to involve the Petitioner in so called “false criminal cases” and not to harm him in his service.

On query posed, it transpires, as suggested by the wording of the prayers advanced, that the Petitioner himself remains in service of the Railways and that the question of payment of pension does not directly concern him. Furthermore, it is apparent from the pleadings that on the one hand the Petitioner has claimed that retired pensioners are being deprived of their dues, while on the other hand he is himself unaware of the identity of those persons or the period and extent of such deprivation. Indeed, the Petition fails to disclose the identity of even one such person. When confronted as to the locus standi of Petitioner, learned counsel sought to skirt the issue by submitting that the salaries of Petitioner and other serving employees were also routinely being withheld / delayed. However, the Petitioner is silent on such aspect and it is manifest that the Petitioner and any such affected person are even otherwise civil servants, to whom alternate means of recourse are available in the event such a grievance exists.

Under the circumstances, we see no merit in the instant Petition. Hence while granting the application for urgency we hereby dismiss the Petition in *limine* along with the other pending miscellaneous applications.

JUDGE

CHIEF JUSTICE