

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

JCM No. 29 of 2020
along with
Suit Nos. 34/2023, 68/2023 and 1872/2020

1. For hearing of CMA No. 3193/2022.
2. For hearing of CMA No. 3194/2022.
3. For hearing of CMA No. 30/2023.

Order with Signature of the Judge

22nd February 2023.

Mr. Khalid Javed Khan, Advocate for petitioner.
Mr. Ghulam Shabbir Shah, Advocate
Mr. Ayan Memon, Advocate for respondent.
Mr. Ali Almani, Advocate for respondent.
Mr. Tariq Hussain, Advocate for HEC.
Mr. Habib Kazi, Advocate
Mr. Salman Mirza, Advocate

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Mr. Khalid Javed Khan, learned counsel for the petitioner has referred to the contempt application, which is pending against the Registrar of the University, who earlier apparently violated the orders of this court. Notice issued to the contemnor, who filed counter affidavit describing the reasons whereby he was prevented to comply with the order. Although he is in attendance and has tendered his unconditional apology but legitimate excuse has not been made out in the counter affidavit as the gravity of offence was clear. Be that as it may, I am considering the unconditional apology tendered before me, and he is warned to be careful in future as no such violation of court order shall be tolerated.

The disposal of contempt application whereby the contempt notice is discharged and contemnor is set free of consequences, does not mean that he is automatically restored to his position of a Registrar of University. Contemnor/Registrar will not get a premium for violating orders, by his restoration, just because his apology is accepted. Although it is a domain of the Board of University, which shall appoint the Registrar, as deem fit and proper in view of above conclusion and as required under the law, but the court would not automatically restore him. Till such time the Acting Registrar as appointed earlier in terms of earlier order shall continue.