

Order Sheet

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

C. P No. D – 1471 of 2021

Date of hearing	Order with signature of Judge
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Hearing of cases

For hearing of main case

18.04.2023

Mr. Rashid Khan Durrani, Advocate along with petitioner
Mr. Ali Raza Baloch, Assistant Advocate General Sindh

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Muhammad Aslam Sarwari, the father of petitioner was appointed as Police Constable in Sindh Police. He died on 29.11.2011 during his service from heart attack. The petitioner through instant petition seeks his appointment in police department against deceased quota for the post of Naib Qasid. It is case of the petitioner that Senior Superintendent of Police, Sukkur declared his case for appointment against deceased quota on same post as genuine but he has not been appointed for the said post till date.

In response to petition, the respondents No.3 and 4 have filed their comments, which reflect that the Range Scrutiny Committee under the Chairmanship of the then DIGP Sukkur Range on 05.03.2021 scrutinized the case of petitioner along with other candidates for their appointment against deceased quota for any post of Class-IV (other than Naib Qasid) in which case of petitioner was recommended for his appointment as Malhi and forwarded to the IGP Sindh Karachi for further approval from Home Department, Government of Sindh vide letter No.E-II/2703-05 dated 11.02.2021. It further reflects that the IGP Sindh Karachi vide letter No.11938-48/EB-III/T-7/DQ/2021 dated 05.11.2021 returned the case of petitioner (at Serial No.192) and other candidates with the following remarks;-

- i) The rules captioned as Sindh Police Shaheed, Deceased invalidated or incapacitated Quota Recruitment Rules, 2021 have been notified after approval of Cabinet of Sindh Government vide Notification dated 23.08.2021.
- ii) The Special Provincial Recruitment Committee has also been notified by the Home Department, Government of Sindh who will conduct recruitment policy.

- iii) The recommendations of Recruitment Committee(s) are therefore returned to Range with the request to maintain the lists of claimants of your respective Range and place on record.

In view of above position, we **dispose of** this petition with consent of learned counsel for the petitioner and with observation that as and when the recruitment process is initiated in future the petitioner shall apply for the appropriate post against deceased quota and his case would be decided by the concerned authority in accordance with law and by considering the Rule 4(4) of Sindh Police (Shaheed, Deceased, Permanently Invalided or Incapacitated Quota) Recruitment Rules, 2021 for his age relaxation, as per Government Policy.

Judge

Judge

ARBROHI