

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

CP No.D-1576 of 2023

Date	Order with signature of Judge(s)
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1. For orders on CMA No.10992/2023.
2. For orders on CMA No.8131/2023.
3. For hearing of main case.

15.05.2023

Mr. Fayyaz Ahmed, advocate for the petitioner.

1. Granted. 2. Granted; subject to all just exceptions 3. The petitioner seeks to have the entire list, issued vide press release dated 01.03.2023, of successful candidates for the post of prison constables, post final interview, to be set aside and further seeks directions of this Court for himself to be appointed instead.

At the very onset the learned counsel was confronted with respect to maintainability hereof, *inter alia*, as to how a notification of about 1,350 candidates be set aside by this Court and that also without a single one of the said being arrayed herein; and further as to how could this Court determine his fitness and / or eligibility so as to issue directions for his appointment, however, he remained unable to satisfy the Court on either count. Notwithstanding the foregoing, the learned counsel remained unable to demonstrate any infirmity in the recruitment process, culmination in the aforesaid list, therefore, no case could be made out to merit any interference therein.

Article 199 of the Constitution contemplates the discretionary¹ writ jurisdiction of this Court and the said discretion *may* be exercised in appropriate circumstances. In the present matter no case has been set forth before us for invocation of writ jurisdiction. In view hereof, this petition is hereby dismissed in *limine*.

JUDGE

JUDGE

¹ Per *Ijaz Ul Ahsan J.* in *Syed Iqbal Hussain Shah Gillani vs. PBC & Others* reported as 2021 SCMR 425; *Muhammad Fiaz Khan vs. Ajmer Khan & Another* reported as 2010 SCMR 105.