

IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR

Const. Petition No. D-**1263** of 2021
(*Mst. Shahida v. M/S SMBBMU, Larkana & others*)

Present:-

**Mr. Justice Muhammad Iqbal Kalhoro &
Mr. Justice Arbab Ali Hakro**

Mr. Ghulam Shabeer Shar, Advocate along with petitioner.
Mr. Sarfraz Ali M. Abbasi, Advocate for respondents No.1 to 4.
Mr. Ali Raza Baloch, Assistant A.G – Sindh.

Date of Hearing & Decision: **21-11-2023**

ORDER

MUHAMMAD IQBAL KALHORO, J:- Petitioner is advocate by profession and practicing in Sukkur. She was retained as counsel by respondent No.4/Ghulam Muhammad Mahar Medical College, Sukkur to appear in cases on its behalf vide office order dated 01.01.2019. Thereafter, she started appearing in the cases regularly and has been sending bills for release of honorarium or retainer-ship fee amounting to Rs.1,20,000/-per month, but in vain. When she persisted in her demand for release of her professional fee of such amount per month, vide letter dated 31.07.2021, her services were discontinued which order she has challenged by means of this petition. In addition, she is seeking directions to respondents No.4&5 (Principal, GMMMC, Sukkur and Director, Finance, SMBBMU, Larkana) to release her professional fee.

2. We have heard learned counsel for the petitioner, who has confined himself to only demanding Rs.1,20,000/- per month since the date of her appointment as a counsel for respondent No.4 viz. 01.01.2019 till discontinuation of her service vide order dated 31.07.2021 at the rate of Rs.1,20,000/- per month.

3. No document has been produced before us to show that the services of petitioner were hired against an amount of Rs.1,20,000/- per month. On the contrary, leaned counsel for respondents has drawn our attention to a letter dated 10.01.2019, available at page-37 with

parawise comments of respondents No.1 to 5 showing that monthly honorarium of the petitioner was fixed at Rs.30,000/-per month. It is not disputed that since her appointment as a counsel till her discontinuation vide order dated 31.07.2021, petitioner has been paid any honorarium fee. Therefore, this petition is **disposed of** in the terms, whereby the respondents are directed to release amount of Rs.30,000/- per month from 01.01.2019 till 31.07.2021 to the petitioner on her production of case diaries showing her appearance in the cases in the capacity of advocate for the respondents.

The petition is accordingly **disposed of** in the above terms.

JUDGE

JUDGE

Ahmad