

Order Sheet
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD

C.P.No. D-1255 of 2023

DATE ORDER WITH SIGNATURE OF JUDGE(S)

1. For orders on MA-6955/2023
2. For orders on office objections
3. For orders on MA-6956/2023
4. For hearing of main case.

30-8-2023

Mr. Shahid Hussain Sahito, advocate for petitioner.

1. Urgency granted.

2to4. An attempt has been made by the petitioner that his application for the appointment under deceased quota ought to have been considered.

We have heard the counsel and perused the record.

The petitioner's father expired on 8th February, 2017 and an application attached with the memo of petition which is undated disclosing that he may be appointed under deceased quota. He never made any correspondence until a letter was issued on 10th July, 2023 where his name appeared at Serial No.491. He was later not appointed on the count that he applied belatedly i.e. after two years of sad demise in the light of the Recruitment Rules 2021 and Rule-11-A of Sindh Civil Servant (APT) Rules of 1974. He submits that he waited for six years when this interview call was made and he was declared unfit. He submits that the application was made before time.

We are afraid that there is no correspondence in between 2017 and 2023. It appears that he has not demonstrated that the application was made within two years. He also not disputed that before 10th July, 2023 several appointments were made under deceased quota and he never agitated for his right for such appointments on the count that his application is pending since the demise of his father which perhaps shows that no such application was forwarded to respondent with time frame. We cannot entertain such questions of disputed facts when the petitioner himself has not been able to demonstrate that the application was filed within the time required under the

ibid Recruitment Rules and Rule11-A of Sindh Civil Servant (APT) Rules, 1974 and also when despite appointment between 2017 to 2023 he kept quite for six years.

The petition is dismissed.

J U D G E

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Ahmed/Pa

