

ORDER SHEET

**IN THE HIGH COURT OF SINDH, CIRCUIT COURT,
HYDERABAD.**

C.P. No.D — 584 of 2013

DATE

ORDER WITH SIGNATURE OF JUDGE

21.09.2023.

None present for the petitioner.
Syed Jawaid Iqbal Advocate for respondents No.1 and 2.
Mr. Bashir Ahmed Almani Assistant Attorney General for Pakistan.
Mr. Rafique Ahmed Dahri A.A.G. Sindh.

Petitioner has filed this petition for a declaration that the impugned Notification at page 45 annexure 'G' dated 28 February 2013, wherein the employer / respondent No.1 has regretted to identify the petitioner as being Chief Engineer on the strength of his credentials be declared as unlawful. Petitioner claimed that he is serving with the respondent No.1 since years and on the strength of his qualification i.e. Bachelor of Technology (Hons), be identified as Chief Engineer.

Syed Jawaid Iqbal Advocate appearing for the respondent No.1 has opposed the petition on the count that the petitioner cannot be at par with those who have degrees in Mechanical/Electrical fields. The minimum qualification for a Chief Engineers, to be appointed, is atleast a decree in Mechanical and Electrical Engineering with a minimum 16 years experience, hence he is not at par with the decree holders since he is only a Diploma holder on the strength of the Bachelor of Technology (Hons) which is not a decree in any class i.e. either Mechanical or Electrical nor could seek promotion as such, on account of his experience as Chief Engineer as he lacks qualification. Hence, the petition, to recognize him as being a Chief Engineer cannot be acceded. He has already taken his dues of retirement on 8 May 2014 on the strength of his last designation. Petition being misconceived is dismissed.

JUDGE

JUDGE

A.