

ORDER SHEET

IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR

C. P No. D – 532 of 2022

DATE

ORDER WITH SIGNATURE OF JUDGE

For directions

For hearing of CMA No.3849/2023 (C/A)

21.09.2023

M/s Sohail Ahmed Khoso and Abdul Qadeer Khoso,
Advocates for the Petitioner
Mr. Ali Raza Baloch, Assistant Advocate General Sindh
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The listed application has been filed by the Applicant / Petitioner, seeking initiation of contempt proceedings against the alleged Contemnor for violating Para 10 and 11 of the order dated 21.02.2023, whereby the Chief Secretary Sindh was directed to consider the case of the petitioner for appointment on deceased quota by invoking Rule 11-A of the Sindh Civil Servants (Appointment, Promotion and Transfer) Rules, 1974 as per government policy over the issue. Subsequently, a review application was filed, para 11 of the order was modified to the extent that the Chief Secretary was to consider the fate of the cases on deceased quota from (BPS-01) to (BPS-10) under the prevailing policy and rules.

Learned AAG Sindh has filed compliance report and submitted that case of the petitioner was considered, and not found fit for appointment because they had applied for the appointment on deceased quota after statutory period of two years. Such order has been communicated to the petitioner. The case of the petitioner is that the reasons for declining the case of the petitioner is same, which they had already mentioned in their comments filed during pendency of the petition.

Be that as it may, the substantial compliance has been made, the case of the petitioner for the purpose as directed was considered and declined. If petitioner is aggrieved of the same, he may challenge it before the competent forum. No case for initiating contempt proceedings against the alleged contemnor is made out and accordingly this application is dismissed.

Judge

Judge