

Order Sheet
IN THE HIGH COURT OF SINDH,
BENCH AT SUKKUR

Const. Petition No.D-1175 of 2024

Date of hearing	Order with signature of Judge.
-----------------	--------------------------------

Fresh Case

- 1.For orders on CMA 4566/24
- 2.For orders on office objections.
- 3.For orders on CMA 4567/24
- 4.For orders on CMA 4568/24
- 5.For hearing of main case

21-08-2024

Mr. Achar Khan Gabol, Advocate for the petitioner.

1. Urgency is granted.
2. Office objection(s) to be deferred for the time being.
3. Exemption is granted subject to all just legal exceptions.

4&5. Counsel for petitioner states that petitioner, who is working as Assistant/Head Clerk (BPS-16) in the office of Executive engineer, Highways Division, Ghotki and reaching his superannuation on 08.04.2025, is ordered to be transferred to the office of Superintendent Engineer, Provincial Highways Circle, Sukkur vide order dated 06.08.2024. Counsel states that this establishes the position that in the last year of retirement, no one is to be transferred from his home station. Not only so, counsel further adds that respondent No.8/Allah Bachayo, who is ordered to take this position, does not come from the parent department of Highways and he is from Food Department. Additionally, counsel states that the authority who has allegedly issued the impugned order is not competent as the competency lies with respondents No.3&4. Serious mala fide has been alleged by counsel against the acts done by the respondents.

Issue notices to respondents as well as AAG for **11.09.2024**. In the meanwhile, operation of order dated 06.08.2024 available at page-17 shall remain suspended till next date of hearing.

JUDGE

JUDGE