

IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR

Present:

Irshad Ali Shah, J.

Zulfiqar Ali Sangi, J.

CP D 1633 of 2023

Sajjad Ali Jamali vs. Federation of Pakistan & others through Mr. Zulfiqar Ali Channa, Advocate.

Respondents : Nemo

Dates of hearing & Order : 07-02-2024.

Irshad Ali Shah, J. It is stated by the petitioner that he being an employee of SEPCO, was allotted a quarter No.F-06 (132KV) Grid Station Sukkur City, such allotment of his quarter has been cancelled and same has been allotted to a 3rd party by the respondents. By stating so, the petitioner has sought for such action for the respondents to be declared illegal and void by way of instant petition.

The allotment of the quarter to an employee is relating to terms of service and such allotment obviously is subject to fitness and eligibility to be exercised per the settled principles of law. Notwithstanding the foregoing, per the Judgment of a Division Bench of this Court passed on 10-02-2022 in case of *Noor Muhammad Chandio vs. Federation of Pakistan & Others (CPD No. 821/2021 Sukkur)*, no writ could be issued against SEPCO in respect of service matters on account of non-existence of its statutory rules. Even otherwise, fitness and eligibility of an employee for allotment of quarter is involving the factual controversy and is not amenable for adjudication before this Court in exercise of its writ jurisdiction.

Consequent upon the above discussion, the instant petition being misconceived and devoid of merits is dismissed accordingly.

JUDGE

JUDGE

