

ORDER SHEET
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR
Constitution Petition No. D-131 of 2024
(Amjad Ali Buriro and others Vs. Province of Sindh & others)

DATE OF HEARING	ORDER WITH SIGNATURE OF JUDGE
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1. For Orders on CMA No. 546/2024 (U/A)
2. For Orders on office objection.
3. For Orders on CMA No. 547/2024 (Ex./A)
4. For hearing of main case.

21-02-2024.

Mr. Sajjan Khan, advocate for the petitioners.

1. Granted.
2. Over ruled.
3. Granted subject to all just legal exception.
4. By way of instant petition, it is stated by the petitioners that they in order to face COVID-19 emergency, after due process were appointed by the respondents as vaccinators for period of (89) days, such period was extended further from time to time, it is in these circumstances, they by way of instant petition have sought for direction from this Court against the respondents to *inter-alia* regularize their services with all back benefits.

On asking, learned counsel for the petitioner was fair enough to admit that the services of the petitioners have already been dispensed with by the respondents. If it is so then, it would be hard to direct the respondents to take the petitioners back in service that too on the regular basis particularly when they were having no vested right to seek regularization being temporary employees hired for limited time period even after end of COVID-19 emergency.

In case of *Khushal Khan Khattak University through Vice-Chancellor and others Vs. Jabran Ali Khan and others* (2021 SCMR 977), it is held by Apex Court that;

“Having heard the learned counsel for the parties, we find that the contractual employees have no right to be regularized until there is a law provided to that effect and we are not confronted with any such legal proposition. They are the contractual employees and they have to serve till the pleasure of their master and in case of any wrongful termination, which according to them has taken place, they cannot seek the reinstatement”.

Consequent upon above discussion, the instant Constitution Petition being misconceived is dismissed in limine.

Judge

Judge

Nasim/P.A