

**ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI**

CP No.D-5469 of 2023

Date	Order with signature of Judge
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1. For hearing of Misc. No.25235/2023.
2. For hearing of main case.

29.02.2024

Mr. Ali Asadullah Bullo, advocate for the petitioners.
Mr. Khalid Javed Khan, advocate for the respondents No.2 and 3 a/w
Khalid Ahmed Bablani, Director Finance, Muhammad Zubair Nomani,
Director Legal and Khalid Ali Lashari, Assistant Director Legal PSQCA.
Mr. Kashif Nazir, Assistant Attorney General.

Through this petition, the petitioner has impugned notification dated 06.11.2023, whereby petitioner has been repatriated to his parent department i.e. Pakistan Council of Scientific and Industrial Research ('**PCSIR**') with immediate effect. The only objection which has been raised by learned counsel for the petitioner is that the competent authority in this matter for any transfer and repatriation is the Secretary, Ministry of Science and Technology, whereas, earlier, vide order dated 24.01.2023, the petitioner was sent on deputation by the said authority, hence, the order can only be recalled by the Secretary of Ministry of Science and Technology and not otherwise.

On the other hand, respondents' counsel submits that the petitioner has been repatriated after due approval from the competent authority and today he has placed on record the approval order to that effect.

Since today an approval order of the Secretary, Ministry of Science and Technology, 3.11.2023 has been placed on record, whereby six other transfers and repatriations were approved, including that of the petitioner as Deputy Director for repatriation to his parent organization i.e. PCSIR, the objection raised on behalf of the Petitioner does not remain valid and justifiable any further; therefore, no case for indulgence is made out and the petition being misconceived is hereby dismissed with pending application(s).

JUDGE

JUDGE