

ORDER SHEET
IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR
C. P No. D – 166 of 2024

DATE

ORDER WITH SIGNATURE OF HON'BLE JUDGE

Hearing of case

1. For orders on CMA No.704/2024 (Ex.A)
2. For hearing of main case

17.04.2024

Mr. Sohail Ahmed Khoso, Advocate along with Petitioner
Mr. Shahryar Awan, Assistant Advocate General Sindh

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Comments have been filed on behalf of Respondent No.2, those are taken on record, copy whereof is provided to learned counsel for the petitioner.

Bashir Ahmed Baloch, Assistant Accountant, Sukkur is present and it is stated by him that government has introduced FIFO (First in and First out) policy, according to which, an employee, who retires first, gets pension first; it is further stated by him that petitioner has recently retired and it will take some time for him to get pension and pensionary benefits.

We have reminded him that Apex Court has already decided this issue in Civil Appeal No.48 of 2013 vide judgment dated 21.02.2013 and has given directions to all the departments to prepare the case of an employee for pension and pensionary benefits before one year of his retirement and FIFO Policy appears to be in clear violation of such judgment of Apex Court therefore, why proceedings shall not be initiated against him and others who are responsible for such violation. It is further submitted by him that it is the Secretary Finance Sindh who is responsible to do something for the purpose.

In view of above, it is directed that if the entire pensionary benefits are not released in favour of the petitioner as per his entitlement, then the Secretary Finance, Government of Sindh shall be present before this Court in person to explain as to how in violation of judgment of Apex Court, the FIFO (First in and First out) policy has been drafted and is being implemented.

The matter is adjourned to be fixed **08.05.2024**. Copy of this order be provided to learned AAG for compliance.

Judge

Judge