# ORDER SHEET
# IN THE HIGH COURT OF SINDH
## CIRCUIT COURT MIRPURKHAS

Constitutional Petition No.D-824 of 2024

*(Shagan Lal Vs. Ex. Engineer HESCO & others)*

| DATE | ORDER WITH SIGNATURE OF JUDGE |
|---|---|

*Before*
Adnan-ul-Karim Memon, J
Amjad Ali Bohio, J

Date of hearing and Order: 12.08.2024

Mr. Javed Chaudhry, advocate for the petitioner.
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**_Adnan-ul-Karim Memon, J._** Petitioner Shagan Lal has filed this petition Under Article 199 of The Constitution Islamic Republic of Pakistan, 1973, seeking annulment of the Order passed by the respondents, whereby he was awarded major penalty of compulsory retirement from service vide Order dated 13-05-2022. His appeal against the Order was also dismissed vide Order dated: 05-10-2022.

2.      Learned counsel for the petitioner states that his earlier petition No.D-532/2024 was disposed of vide order dated 26.03.2024 with the following directions.

> "However, in view of above, the respondent No.2 Superintendent Engineer, Operation Circle, HESCO, Mirpurkhas and Chief Operating Officer, HESCO Headquarter, Hyderabad is directed to decide the appeals filed by the petitioner within 30 days and submit such compliance report through Additional Registrar of this Court. The copy of this order be sent to the Attorney General of Pakistan/Federal Law Minister through fax for information and compliance"

3.      In principle, the petitioner h as filed a fresh petition for enforcement of the order passed by the Divisional Bench of this Court, which is only possible, if he moves proper application for enforcement of the Order, in the subject petition.

4.      When this position of the case to the counsel for the petitioner, learned counsel states that he will be satisfied if certain directions be issued to file contempt application in the said petition. Primarily, there is no need to give such directions, as the petitioner is at liberty to move an application in that petition, if so advised, which shall be decided in accordance with law, if filed.

5.      In view of above, without touching the merits of the case, instant petition is disposed of.

**JUDGE**

**JUDGE**