

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI

**CP NO.D-1461/2018**  
**A/W CP NO.D-1165/2010, 3136 TO 3138, 5640 TO 5643 OF**  
**2016, 6504/2018**

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Date

Order with signature of Judge  
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**21.08.2024**

Mr. Imran Khan advocate for petitioners in CP No.D-1461/2018 and for respondents in rest of the petitions.

Mr. Shahab Alam advocate for respondent in CP No.D-1461/2018 and for petitioners in rest of the petitions.

Mr. Muhammad Qasim, DAG

Mr. Rajesh Kumar, AAG.

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Controversy with regard to present petitions is that petitioners in CP No.D-1461/2018 and private respondents in rest of the petitions, are claiming retirement benefits as well as pensionary benefits.

2. Counsel for Custom House contends that they created a Trust and respondent employees who worked in that Trust, cannot be termed as Workmen, though they have been paid gratuity and certain amount as retirement benefits whereas they were not entitled for pensionary benefits hence report may be called from Nazir with regard to the amount available with him; he further contends that there is issue of calculation and except question of pension there is no dispute over the distribution of other benefits if due and can be resolved through Nazir.

3. Accordingly, Nazir shall examine this aspect with the assistance of parties and except the claim of pension, other retirement benefits shall be calculated by the him by preparing separate lists and in case of no objection by the petitioner same shall be released in favour of the employees working in the Trust who are

the respondents and legal heirs of Abdul Kalam (petitioner in CP No.D-1461/2018); such report shall be filed before next date. Nazir may also calculate the amount already received in other petitions, with the assistance of learned counsel for the parties.

A copy of this order shall be placed in connected petitions.

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