

IN THE HIGH COURT OF SINDH, CIRCUIT COURT LARKANA
Constt. Petition No: D- 629, 774, 899, 938, 939, 1073, 1149, 1151,
1426, 1576 of 2010.

Constt. Petition No: D- 413, 596, 633, 1195, 1293, 1310, 1353,
1367, 1401, 1402, 1403, 1414, 1417, 1439, 1440, 1443, 1449, 1477,
1478, 1479, 1487, 1502, 1505, 1508, 1534, 1553, 1555, 1572, 1578,
1582, 1583, 1587, 1603, 1604, 1639, 1678, 1683, 1724, 1739, 1763,
1764, 1773, 1801, 1816, 1831, 1883, 1893, 1896, 1964, 1967, 1968,
2016, 2049, 2064, 2075, 2090, 2164, 2198, 2205, 2219, 2220, 2226,
2227, 2237, 2245, 2263, 2264, 2296, 2308, 2328, 2359, 2363, 2374,
2379, 2390, 2426, 2436, 2463, 2505, 2508, 2571, 2587, 2590, 2622,
2624, 2806, 2809, 2814, 2850, 2861 of 2011, 2328/2011

Constt. Petition No: D- 31, 92, 193, 197, 200, 201, 207, 216, 228,
244, 352, 356, 375, 426, 440, 446, 475, 477, 518, 521, 523, 536, 541,
542, 543, 545, 548, 553, 560, 563, 571, 585, 588, 593, 599, 617, 623,
637, 646, 665, 667, 668, 670, 671, 672, 679, 681, 682, 683, 689, 698,
725, 727, 728, 742, 780, 789, 805, 861, 879, 906, 919, 938, 1015,
1047, 1062, and 1086 of 2012.

Present:

Mr. Justice Naimatullah Phulpoto.
Mr. Justice Farooq Ali Channa.

Mr. Asif Ali Abdul Razzak Soomro, Advocate.
Mr. Faiz Muhammad M. Larik, Advocate.
Mr. Ali Nawaz Ghanghro, Advocate.
Mr. Ghulam Dastagir A. Shahani, Advocate.
Mr. Athar Abbas Solangi, Advocate.
Syed Zamir Ali Shah Naqvi, Advocate.
Mr. Ali Azhar Tunio, Advocate.
Mr. Rashid Mustafa Solangi, Advocate.
Mr. Irfan Bahadur Abbasi, Advocate.
Mr. Muhammad Azeem Korai, Advocate.
Mr. Sarfraz Khan Jatoi, Advocate.
Mr. Muhammad Aslam Jatoi, Advocate.
Mr. Abdul Rauf Korai, Advocate.
Mr. Ashfaq Hussain Abro, Advocate.
Mr. Ghulam Qadir Tunio, Advocate.
Mr. Javed Ahmed Soomro, Advocate.
Mr. Rafique Ahmed K. Abro, Advocate.
Mr. Imtiaz Ahmed Shahani, Advocate.
Mr. Abdul Sattar Chandio, Advocate.
Mr. Abdul Hussain Ali Hassan Junejo, Advocate.
Mr. Ahmed Nawaz Khan Pechuho, Advocate.
Mr. Muhammad Ashique Dhamraho, Advocate.
Hafiz Musab Baleegh Dhamraho, Advocate.
Mr. Abdul Wahab Bhutto, Advocate.
Syed Fida Hussain Shah, Advocate.
Mr. Aqeel Ahmed Bhutto, Advocate.
Mr. Abdul Wahab Khushk, Advocate.
Mr. Ghulam Muhiyuddin Durrani, Advocate.

Mr. Abdul Karim Surahyo, Advocate.
 Mr. Ghayoor Abbas Shahani, Advocate.
 Mr. Abdul Sattar Chandio, Advocate.
 Mr. Niaz Ali M. Ansari, Advocate.
 Mr. Muhammad Afzal Jagirani, Advocate.
 Mr. Shakeel Ahmed S. Abro, Advocate.
 Mr. Muhammad Aslam Gadani, Advocate.
 Mr. Irfan Ali Bhurgri, Advocate.
 Mr. Irshad Ali R. Chandio, Advocate.
 Mr. Abdul Rehman A. Bhutto, Advocate.
 Mr. Ali Ahmed Pathan, Advocate.
 Mr. Munir Ahmed Sheikh, Advocate.
 Miss. Safia Paryal Chandio, Advocate.
 Mr. Irfan Hyder Khichi, Advocate.
 Mr. Ghulam Ali A. Samtio, Advocate.
 Mr. Sajid Hussain Mahessar, Advocate.
 Mr. Habibullah G. Ghouri, Advocate.
 Mr. Sain Dino Shaikh, Advocate.
 Mr. Gada Hussain Baloch, Advocate.
 Mr. Muhammad Iqbal Mahar, Advocate.
 Mr. Nazir Ahmed Bhangwar, Advocate.
 Mr. Badaruddin Kathio, Advocate.
 Mr. Zulfiqar Ali Sangi, Advocate.
 Mr. Mir Muhammad Buriro, Advocate.
 Mr. Zulfiqar Ali @ Naeem Iqbal Qazi, Advocate.
 Mr. Saeed Ahmed Bijarani, Advocate.
 Mr. Asif Ali Sandheelo, Advocate.
 Mr. Ghulam Nabi Bhangwar, Advocate.
 Mr. Liaquat Ali Baloch, Advocate.
 Mr. Abdul Faheem Thaheem, Advocate.
 Mr. Imdad Ali Tunio, Advocate.
 Mr. Imdad Ali Mashori, Advocate.
 Mr. Saleem Raza Jakhar, Advocate.
 Mr. Ahsan Ahmad Quraishi, Advocate.
 Mr. Mubashir Ali Solangi, Advocate.
 Mr. Muhammad Qasim Mahessar, Advocate.

Mr. Muhammad Bachal Tonyo, Addl: A.G.

Date of hearing: 12.12.2012.
 Date of Judgment: 12.12.2012.

ORDER

Naimatullah Phulpoto, J.- We proposed to dispose of all these petitions through this common order, as the same question of law and facts is involved in the petitions.

2. Learned counsel for petitioners submitted that, the petitions in the identical matters have already been disposed by this Court in

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the case of Shabir Hussain v. E.D.O (Education), Larkana and 5 others, reported in 2012 C.L.C-16 Sindh; these petitions may be disposed in terms of the above referred judgment of this Court.

3. Mr. Muhammad Bachal Tonyo, Addl. A.G., has agreed to the disposal of these petitions in the light of the above referred judgment of this Court.

4. In these circumstances, by consent abovementioned petitions are disposed in terms of the directions contained in the above referred judgment of this Court, passed in case of Shabir Hussain v. EDO (Education), Larkana (supra), in which it is observed as under:

"We are therefore of the considered view that the criterion for selection and appointment, provided under Recruitment Policy dated 10.7.2008, is fair, just and reasonable. Any selection or appointment made in violation of the criteria, laid down in the said policy or the findings given in this decision are hereby declared to be unlawful and of no legal effect. The concerned District Recruitment Committees shall strictly follow the procedure, laid down in the Recruitment Policy dated 10.7.2008 as interpreted in this judgment and shall also apply other findings given in this judgment and prepare revised merit-lists within 60 days from the date of this order. Thereafter, any candidate who has become eligible for appointment shall be appropriately listed therein and all appointments made contrary thereto have to be nullified. While preparing merit lists, the person who is likely to be affected shall be afforded the right of hearing. In case upon due notice he does not come forward to defend his position, then the committee shall proceed ex parte and decide objection of any of the petitioners expeditiously within prescribed period of sixty days. All these petitions are disposed of in terms of the directions contained hereinabove. Order accordingly."

5. By consent the petitions are disposed of in terms of directions referred hereinabove. A copy of this order be sent to the Secretary Education & Literacy Department, Government of Sindh Karachi, for compliance within sixty days.


Judge


Judge