

ORDER SHEET**IN THE HIGH COURT OF SINDH, CIRCUIT COURT LARKANA****C.P.No.D-2297 of 2011**

Date of hearing	Order with signature of Judge
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For hearing of main case.

Before:**Mr. Justice Muhammad Junaid Ghaffar
Mr. Justice Syed Irshad Ali Shah**

Date of hearing: 05.08.2020.

Date of Order: 05.08.2020.

Mr. Jawed Ahmed Soomro, Advocate for the petitioner.
Mr. Liaquat Ali Shar, Additional Advocate General, Sindh

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**IRSHAD ALI SHAH, J.-** The petitioner was appointed as Chowkidar in Education department at Shikarpur on 13.8.2007, on contract basis for three years, such period was extended further for six months, now by way of instant petition has sought for regularization of his services and release of pay which according to him has been stopped, after expiry of his contractual appointment.

2. The prayer of the petitioner for regularization of his service as Chowkidar has come in end on account of his death. Learned counsel for the petitioner when was confronted with above situation insisted for release of the salaries of the petitioner to his family, for the work done after expiry of his contract period.

3. As per the respondents the petitioner is no more in their service, after expiry of the contractual appointment. Such fact too is

disputed by learned counsel for the petitioner by making reference to the photo stat copy of the muster roll of the relevant school which suggests the attendance of the petitioner in his school even after expiry of his contractual appointment. The genuineness of the muster roll in absence of any formal order for extension of contractual appointment obviously being issue of fact could not be resolved by this court in exercise of its constitutional jurisdiction.

4. Consequent upon above discussion, the instant petition is dismissed with no order as to costs, leaving the legal heirs of the deceased to exhaust remedy, if, available to them at law for redressal of their grievance.

S.Ashfaq/