

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA.
Constt: Pett:No.D- 610 of 2013.

Date _____ Order with signature of judge. _____

For Katcha Peshi.

19.03.2015.

Mr. Faiz Mohammad Larik, advocate alongwith the petitioner.

Mr. Abdul Hamid Bhurgri, A.A.G a/w Mr. Ameer Ahmed Narejo, State Counsel and Shahnawaz Bhutto, XEN, Guddu Barrage Division, Kashmore.

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Through the instant constitutional petition, petition Mohammad Afzal Rajput prayed for the following relief(s):

- a) To declare the act of respondents refusing to accept duty joining/resumption report of petitioner as "Fitter Helper BPS-02" in Irrigation Department is illegal, unlawful, null and void and based on malafides.
- b) To direct respondents to take duty joining report of petitioner "Fitter Helper BPS-02" in Irrigation Department.
- c) Any other relief may kindly be awarded as this Honourable High Court may deem fit and proper under circumstances of the case.
- d) To award cost of petition.

Notices were issued against the respondents and comments have been filed. In the comments, it is admitted by the respondent No.1 that the petitioner was appointed as Fitter Helper (BPS-02) but according to the terms and conditions of the order dated 11.12.2012 the petitioner did not report for the duty within a period of 15 days.

Shahnaz Bhutto, XEN, Guddu Barrage Division, Kashmore, respondent No.3 is present in the court and submits that he is prepared to issue the appointment order to the petitioner as Security Guard BPS-02 for which he says that such post is lying vacant.

On the undertaking of the respondent No.3, petition is disposed of with direction to the respondent No.3/XEN, Guddu

Barrage Division, Kashmore to issue appointment order to the petitioner as per his undertaking within a period of three days. Such compliance report be submitted to this Court.

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Petition stands disposed of in the above terms.

