

ORDER SHEET
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR
 Constitutional Petition No.D- 1078 of 2024.

DATE OF HEARING	ORDER WITH SIGNATURE OF JUDGE
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- 1.For orders on office objections as flag A.
- 2.For orders on M.A No. 4200/2024.
- 3.For hearing of main case.

Mr.Justice Muhammad Saleem Jessar.
Mr.Justice Adnan-ul-Karim Memon.

25.02.2025

Mr. Syed Zafar Ali Shah, advocate for the petitioner.

Mr. Ali Raza Baloch, Addl.A.G assisted by Mr.Zulfqiar Ali Naich, Asstt: A.G.

O R D E R.

ADNAN-UL-KARIM MEMON-J.:- The petitioner is seeking judicial intervention to overturn what he believes are unfair and illegal actions by the Auqaf Department and to protect his rightful employment status and financial entitlements.

2. The petitioner claims to be a religious leader (Khateeb) from Jamia Masjid Masoom Shah in Sukkur and is challenging the Sindh Auqaf Department's actions regarding his employment and salary. He was initially hired as a prayer leader (Pesh Imam) and progressively promoted to District Khateeb (BPS-15) based on his qualifications and experience. However, his BPS-15 promotion has been repeatedly revoked and reinstated by different Chief Administrators of the Auqaf Department. The current Chief Administrator has once again canceled his BPS-15 status, demanding the repayment of the salary he received while in that grade. The petitioner submits that these fluctuating decisions are arbitrary, unjust, and violate his constitutional rights. He claims the current cancellation and repayment order are based on false claims and were issued without proper notification. He has appealed to the relevant government secretary, but the appeal remains unresolved. He alleges bias and abuse of power by the Auqaf Department. Lastly, he submitted that his representation pending before Secretary Auqaf may be ordered to be decided within a reasonable time.

3. The court recognizes its limited role and defers to the competent authority's decision. It cannot replace the authority's decision-making process or

alter its findings. Therefore, the competent authority is directed to re-evaluate the representation and issue a new decision within one month.

4. This petition is disposed of in the above terms.

JUDGE

JUDGE

Irfan/PA