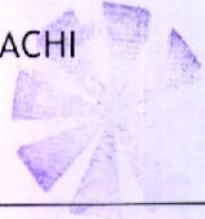


ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

Suit No.1609 of 2014



Date Order with signature of Judge

1. For hearing of CMA 11030/14
2. For hearing of CMA 8378/15

Dated: 30.09.2015


Mr. Haq Nawaz Talpur for plaintiff.
Mr. Moulvi Iqbal Haider for defendant No.1.

Learned counsel for plaintiff submits that while transferring and posting and considering the plaintiff as an Officer on Special Duty (OSD), the rules, as amended and revised, i.e. Printing Corporation of Pakistan (Pvt.) Limited Employees Service Rules 1977 have not been followed. He submits that plaintiff has been victimized on account of refusing to follow the instructions of his high ups. He has relied upon some documents which are placed on record which relates to procurement of some substandard papers. Be that as it may, he substantially relied upon Rule 9/IV of transfer and 5/V which relates to additional charge and current charge of the post, which, per learned counsel, have not been followed. He submits that insofar as general principle of law is concerned such transfer and posting, which smells mala fide, should not have been allowed. He added that in the absence of such rules, which relates to transfer and posting, the general principle of law should have been followed.

Counsel for the defendant, on the other hand, denied above contention and submits that defendant could have highlighted the corruption charges as leveled against the plaintiff but since that is not the subject matter of this suit, he is leaving that a side. He however

agrees that insofar as rules, which relates to transfer and posting as well as additional charge and current charge of the post, is concerned that shall strictly be followed while transferring and posting the plaintiff including all rules available under Employees Service Rules 1977 as amended and revised. Consequently, counsel for the plaintiff appears to be satisfied.

Accordingly, the suit along with pending applications stands disposed of in the terms as stated above.



Judge