

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
Constitution Petition No. D – 4765 of 2016  
(Badar-ul-Nisa Bibi Vs. *Federation of Pakistan & others* )

Date	Order with signature of Judge(s)
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Before;

**Muhammad Karim Khan Agha J;**  
***Adnan-ul-Karim Memon J;***

Date of hearing and order: 24-03-2025

Mr. Ghulam Mustafa holding brief for Mr. Zameer Ahmed Bhutto advocate for the petitioner.

Mr. Tahir Khalid Dogar holding brief for Mr. Muhammad Khalid Dogar advocate for Respondent No.2

Ms. Wajiha Mehdi, Assistant Attorney General.

ORDER

**ADNAN-UL-KARIM MEMON, J:** The petitioner is the widow of Sifat Ali Shah, also known as Safdar Ali Shah, who was a Deputy Superintendent in Customs & Central Excise. He tragically passed away while on duty in Peshawar on April 30, 1991. Her late husband was the sole provider for his family, and his death left them in a state of deep distress. Since then, the petitioner has been struggling to secure employment for her son under the deceased employee quota, particularly in light of Respondent No. 1's Office Memorandum dated January 1, 1996, which outlined the government's policy to support families of deceased government servants.

2. The learned A.A.G. opposed the petition, arguing that the petitioner, as the legal heir of the deceased civil servant, did not apply for the position for her son within the prescribed timeframe. She further contended that the Prime Minister Assistance Package (PMAP) 2006, effective from July 1, 2005, did not apply to the petitioner's husband, who passed away on April 30, 1991. Thus, she believed the petitioner's request for an appointment could not be granted.

3. We have given our anxious consideration to the contentions raised by parties, perusing the material placed on record and the relevant provisions of law.

4. Petitioner seeks employment in a Government department based on a deceased quota/son quota. The Supreme Court has already declared the same to be unlawful vide judgment dated 26.09.2024 in the case of General Post Office Islamabad vs. Muhammad Jalal (Civil Petition No.3390 of 2021).

5. In view of the foregoing, without touching the merits of the case, this petition is dismissed.

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