

IN THE HIGH COURT OF SINDH BENCH AT
SUKKUR

Const. Petition No.D-887 of 2021
(*Mst. Bakhtawar v. P.O. Sindh and others*)

Before:

Mr. Justice Zulfiqar Ali Sangi

Mr. Justice Riazat Ali Sahar

Mst. Bakhtawar (petitioner) present in person.
Mr. Ali Raza Baloch, Additional A.G-Sindh.
Prof. Asif Ali Shah, Vice Chancellor, Ishfaq Lashari, Acting Registrar and Azhar Soomro, Assistant Registrar (Admn), IBA, University, Sukkur are present.

Date of Hearing: 17-09-2025

Date of Decision: 17-09-2025

O R D E R

RIAZAT ALI SAHAR J.,- Through the instant petition, the petitioner has prayed for the following relief(s):

“(a). That this Hon’ble Court may be pleased to constitute a Judicial inquiry commission to probe into the allegation levelled by the petitioner in her video statement.

(b). That this honourable Court may be pleased to direct Respondents not to harass the petitioner and her family members.

(b) To grant any other equitable relief, which this Honourable Court deems fit and proper in the circumstances of the case.

(c) To award the costs of the Petition”.

2. Today, the respondent Vice Chancellor, Sukkur IBA University, Sukkur, is present. In compliance with this Court’s order dated

03.09.2025, with reference to the enquiry report submitted by the CMIT, he has filed a statement to the effect that, pursuant to earlier orders of this Court, the petitioner was enrolled in her remaining three courses. The classes for the said courses were scheduled and conducted online; the petitioner attended the classes, appeared in the examinations through online mode, and upon successful completion of all requirements, the degree was conferred upon her by the Vice Chancellor in his office. He has further averred that arrears on account of stipend and internship salary have been paid to the petitioner through her bank account, while all fees relating to academics, examinations, and issuance of the degree certificate were also exempted.

3. With reference to the inquiry proceedings arising out of the allegations advanced by the petitioner in her petition, upon the direction of the Chief Minister of Sindh, a duly constituted Inquiry Committee was established. The said Committee was chaired by the Chairperson of the Chief Minister's Inspection, Enquiries and Implementation Team Department (CMIE&ITD), Government of Sindh, and was tasked with conducting a comprehensive inquiry into the matter. All nominated officials and members of staff of Sukkur IBA University, who were implicated by the petitioner, were summoned before the Committee and were afforded the opportunity to submit their respective replies before CMIE & ITD. Upon the conclusion of its proceedings, the Committee observed that the petitioner was unable to produce any credible evidence, either documentary or oral, that could

substantiate the allegations brought against the nominated officials and staff members of Sukkur IBA University. Consequently, the Committee, having carefully assessed the available material and having applied its independent mind, arrived at specific findings and formulated a set of recommendations for the consideration of the University administration. It is further submitted that the Vice Chancellor of the University, after granting approval to the said findings and recommendations, has resolved to place the report of the Committee before the forthcoming meeting of the Academic Council scheduled for 19.09.2025. The Academic Council, in exercise of its statutory role, shall deliberate upon the matter in detail and render its considered decision. Thereafter, in accordance with the provisions of the Sukkur IBA University Act and the rules made thereunder, the decisions and recommendations of the Academic Council shall be placed before the Syndicate for final approval. It is averred that once such approval is duly accorded by the Syndicate, the recommendations will be formally adopted and implemented by the University administration. The object of such implementation, as envisaged in the Committee's report, is to establish and strengthen a more robust and effective institutional framework for the welfare and academic advancement of the students body, thereby ensuring transparency, accountability, and adherence to good governance in the University's administrative and academic functions.

4. On the other hand, learned Additional Advocate General, submits that since the grievance of the petitioner already stands redressed, the petition is liable to be disposed of.

5. Having heard the petitioner in person, as well as learned Additional A.G, and having meticulously perused the record available, it becomes abundantly clear that the substantive grievance agitated by the petitioner already stands redressed. *Actus curiae neminem gravabit*—an act of the Court shall prejudice no one—and in the present matter, the petitioner has, in fact, already reaped the fruits of her claim. She has successfully completed all academic requirements, duly obtained her degree, and received arrears of stipend and internship salary. Furthermore, she has been granted exemption from the payment of academic and examination fees, thereby securing full relief in practical terms. It is also pertinent to note that the allegations levelled by the petitioner were not left unattended. They were examined by a duly constituted Inquiry Committee under the authority of the Chief Minister, Sindh. Said Committee, after providing an opportunity of hearing to all concerned parties, recorded its findings and placed comprehensive recommendations on the record. Those recommendations are presently undergoing consideration before the statutory forums of the University in accordance with the governing law, statutory provisions, and internal regulations. The maxim *audi alteram partem*—no one should be condemned unheard—has thus been observed in both letter and spirit. In these circumstances, nothing material remains for adjudication before this Court. The purpose of

filing the petition stands fulfilled, for the reliefs sought by the petitioner have been substantially granted and the remaining issues fall within the competence of the University's statutory machinery. To prolong proceedings in such a matter would amount to an exercise in futility, contrary to the maxim *interest reipublicae ut sit finis litium*—it is in the public interest that litigation must come to an end. Accordingly, as the petition has served its purpose, no further judicial determination is warranted.

6. Accordingly, this petition along with listed application is disposed of.

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