

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Constitution Petition No.D-178 of 2025

Present:

Mr. Justice Adnan Iqbal Chaudhry

Mr. Justice Muhammad Jaffer Raza

Hearing of case (Priority).

1. For orders on CMA No.3598/2025 (U/A)
2. For orders on office objections.
3. For hearing of CMA No.818/2025 (S/A).
4. For hearing of main case.

29.01.2026

Mr. Azhar Ahmed Khan, Advocate for Petitioner.

Mr. Ali Raza Balouch, Additional Advocate General Sindh.

ORDER

Adnan Iqbal Chaudhry J. - After an interview, the Sindh Public Service Commission [SPSC] did not recommend the Petitioner to the post of Lecturer Islamiat (BPS-17) in the College Education Department. Against that, the Petitioner made a representation which was heard by Member (Appeals) under Regulation No.161 of the Sindh Public Service Commission (Recruitment Management) Regulations 2023 [RMR, 2023]. The representation was rejected by order dated 16.01.2025. Apparently, after filing this petition, the Petitioner also made an appeal to the Appellate Committee under the latter part of Regulation No.161 of the RMR, 2023, which too was dismissed by order dated 15.09.2025.

2. Before us, learned counsel for Petitioner agitates the same grievance i.e. despite high marks in the written test, the Petitioner was not recommended for selection by the SPSC. In reply, the comments of the SPSC are:

“It is relevant to mention here that petitioner secured total 135 marks (i.e. 88 in written test and 47 in interview), whereas last recommended/selected candidate obtained total 147.5 marks (i.e. 86.5 in written and 61 in interview) on rural quota accordingly.

Rationally speaking, there were many more candidates ahead of him in merit who performed better than that of petitioner in final interview who were recommended against the said post accordingly.”

3. In view of the case of *Waheed Gul Khan v. Province of Sindh* (2024 SCMR 1701), it is settled that an interview is inherently a subjective evaluation, and unless malafides or bias are demonstrated, the Court does have jurisdiction to substitute the opinion of the interview board. It was further observed by the Supreme Court in that case, that success in the written test is not a measure of personality traits of the candidate such as communication skills, leadership qualities, decision making abilities etc., which can best be gauged at an interview.

4. Learned counsel for the Petitioner is unable to show that the Interview Committee of the SPSC harbored any ill will against the Petitioner. Orders passed by the Member (Appeals) and then the Appellate Committee under Regulation No.161 of the RMR 2023, also do not suffer from any legal infirmity. Resultantly, the **petition is dismissed.**

JUDGE

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