

HIGH COURT OF SINDH, CIRCUIT COURT, MIRPURKHAS

Before:

Justice Arbab Ali Hakro
Justice Muhammad Jaffer Raza

C.P No.D-324 of 2026

[Waheed Ali *v. Province of Sindh and others*]

C.P No.D-397 of 2026

[Narian Das and others *v. Province of Sindh and others*]

C.P No.D-446 of 2026

[Shakeel Ahmed and others *v. Province of Sindh and others*]

C.P No.D-447 of 2026

[Asadullah *v. Province of Sindh and others*]

For the Petitioners : Mr. Afzal Karim Virk, Advocate
(in C.P No.D-324 of 2026)

Mr. Bhooro Bheel, Advocate
(in C.P No.D-397 of 2026)

Mr. Mir Muhammad Nohri, Advocate
(in C.P No.D-446 of 2026)

Mr. Shahnawaz Ali Kunbhar, Advocate
(in C.P No.D-447 of 2026)

For the Respondents : Mr. Muhammad Sharif Solangi &
Mr. Harish Chander, Assistant A.G Sindh.

Date of Hearing : 07.05.2026

Date of Order : 19.05.2026

ORDER

MUHAMMAD JAFFER RAZA:- There is a common thread in the above-noted petitions, as all the petitioners seek appointment against Grade 1 to 4 vacancies in various departments within District Umerkot. The noted petitioners participated in the recruitment process and interviews admittedly conducted by Deputy Commissioner, Umerkot in the year 2021-2022 for various departments and thereafter pursuant to the order of this Court in Suit No.1564/2023, the process was halted. They have further contended that after the process culminated

in the year 2021-22, they are entitled for appointment against various vacancies in the respective departments which they applied to.

2. After filing of the instant petitions, notices were issued to the respondents and more particularly Deputy Commissioner, Umerkot filed comments which were taken on record.

3. It was contended by learned A.A.G that recruitment process was halted in compliance of the order of this Court as mentioned above and now said order is no longer in the field and therefore, the recruitment process can be re-initiated. In this regard, he placed on record decision of the Provincial Cabinet dated 03.12.2025 outlining the parameters of the said recruitment.

4. We have heard learned counsel for the respective parties and gone through the material available on record.

5. It is admitted by all the learned counsels that the process was halted pursuant to the order of this Court and currently there is no embargo on the recruitment process being re-initiated. The Provincial Cabinet order correctly observed that ban on the appointments against the posts in BPS 1 to 4 was lifted and validity of Departmental Selection Committee (DSC) meetings held in pursuance of advertisements published in the year 2021-22 shall stand extended till 30.06.2026. The Provincial Cabinet further resolved in clause 'C'¹ that offer letters to the recommended candidates in the districts where complete and verified record pertaining to the said posts advertised in the year 2021-2022 is available, may be issued to the respective candidates.

¹ Offer letters may be issued to the recommended candidates in the districts where complete and verified record pertaining to the vacant posts of BPS-01 to BPS-04 advertised in the year 2021-22 is available, such as:

- (i) Copies of advertisements;
- (ii) Vacancy position duly attested/verified by the Treasury / District Accounts Offices;
- (iii) Minutes of Departmental Selection Committees duly signed by all members of the DSC;
- (iv) All prescribed quotas have been followed.

6. However, in the present case, and in the district in question i.e. Umerkot, no such complete and verified record pertaining to the said advertisement is available. Deputy Commissioner is present before us has categorically stated that the minutes of the meeting of the District Selection Committee (DSC) were not completed in time and the process was halted pursuant to the order of this Court. Therefore, he has rightly contended that offer letters cannot be issued pursuant to the direction of the Provincial Cabinet as record in the particular district remains incomplete and unverified. He further denied issuance of any merit list and stated that merit lists submitted in some of the petitions have not been issued by his office. We cannot, in writ jurisdiction embark upon the exercise to determine the veracity of the merit lists furnished by the petitioners.

7. We have perused various decisions of Provincial Cabinet and it is evident from the same that the Provincial Cabinet in its noted decision and more particularly in clause 'E'² has resolved that districts still having vacancies may initiate recruitment process in the light of existing rules, policies and as per budgetary provisions duly verified by the treasury concerned. Further Provincial Cabinet in clause 'F'³ has resolved that age limit for appointment to the said posts shall be relaxed as per rules/policy prevailing at the time of closing date of advertisement of vacancies.

8. It is evident from perusal of the record and submissions made by the learned counsel that the meeting of the District Selection Committee remained unverified and incomplete; therefore, the petitioners cannot seek benefit of clause 'C' of the noted decision. In this respect, Deputy Commissioner has resolved and undertaken to re-initiate the process of recruitment under clauses 'E' and 'F' of the decision of the Provincial Cabinet in accordance with law and guidelines

² In the remaining districts and the districts still having vacancies, fresh recruitment process may be initiated against vacancies (BPS-01 to BPS-04) currently available in their districts in accordance with the existing rules and policies, and as per budgetary provisions duly verified by Treasury / District Accounts Offices concerned.

³ Age limit laid down for appointment to the posts shall be relaxed as per rules / policy prevailing at the time of closing date of advertisement of vacancies.

enumerated therein. He further informed us that more vacancies are available than the vacancies which were advertised in the year 2021-22 and therefore petitioners will be considered if and when they apply for fresh vacancies which shall be advertised by his office.

9. In view of the above, the instant petitions are disposed of directing the Deputy Commissioner, Umerkot to comply with the decision of the Provincial Cabinet in its letter and spirit, leaving the petitioners at liberty to apply against the advertised vacancies and same shall be dealt with in accordance with law.

The instant petitions stand disposed of in above terms.

JUDGE

JUDGE

FAISAL