

IN THE HIGH COURT OF SINDH AT KARACHI

Constitution Petition No. D-1479 of 2025

(Syed Zeeshan Rizvi v. Province of Sindh through Secretary College Education and others)

Present:

Mr. Justice Muhammad Saleem Jessar
Mr. Justice Nisar Ahmed Bhanbhro

Petitioner : Through Mr. Hussain Baksh, Advocate

Respondents : Through Mr. Faizan Hussain Memon, Additional Advocate General, Sindh alongwith Mr. Gulab Rai, Regional Director Colleges, Karachi and Ihsanullah Laghari, Focal Person (Judicial), College Education Department, on behalf of Secretary College Education Department

Date of hearing and order : 12.05.2026

ORDER

Muhammad Saleem Jessar, J.- Through this petition, petitioner claims following reliefs:-

- a) To direct the Respondent to appoint the petitioner against the post, for which the petitioner meets criterion on the basis of deceased quota.
- b) Further prayer (s) shall be urged and brought in during the course of arguments.
- c) To direct the Respondents to pay the legal costs to the petitioner for filing of the instant petition.
- d) Any other relief, this Hon'ble Court may deem, fit and proper under the circumstance and in the great interest of justice.

2. Learned counsel for the petitioner contended that the father of the petitioner was serving as Driver in the respondent department and died while in service on 22.06.2015. He further contended that the petitioner, being the son of the deceased employee, applied for a job under the *deceased quota* on 01.08.2015, which was not considered by the department; therefore, the instant petition has been filed. Learned counsel added that the matter is squarely

covered in favour of the petitioner by virtue of a number of decisions of this Court, including orders dated 02.04.2026¹, 16.04.2026² and 12.05.2026³, wherein this Court, while relying upon the pronouncement of the Hon'ble Federal Constitutional Court of Pakistan dated 27.02.2026 passed in FCPLA No.508 of 2025, has repeatedly held that the judgment of the Hon'ble Supreme Court in the *GPO* case⁴ would not apply retrospectively to cases arising prior to the said judgment. He submitted that, by *mutatis mutandis* application of the reasoning so illumined, this Court may graciously allow the petition.

3. Learned Additional Advocate General, Sindh, assisted by officers of the College Education Department, Government of Sindh submitted that the petitioner would be appointed within two months and sought disposal of instant petition as such.

4. Accordingly, instant petition is **allowed** in view of the statement made by the learned Additional Advocate General, Sindh alongwith officers of College Education Department, Government of Sindh, as well as by *mutatis mutandis* application of the reasoning and exposition of law illumined in the aforesaid orders of this Court.

Judge
Head of Const. Benches

Judge

B-K Soomro

¹ Passed in C.P No.D-4978 of 2025.

² Passed in C.P Nos.D-617 to 622 of 2026 and C.P No.D-879 of 2026.

³ Passed in C.P No.D-5900 of 2025.

⁴ PLD 2024 SC 1276.