

IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA

C.P No. D-164 of 2026

[Rafique Ahmed Rind Vs. Province of Sindh & others]

**PRESENT: Mr. Justice Riazat Ali Sahar
Mr. Justice Ali Haider 'Ada'**

Petitioner : Present in person

Respondents : Through Mr. Sarfraz Ali M. Abbasi,
Advocate
Mr. Mohsin Ali Khan, Assistant
Advocate General, Sindh
Sub-Inspector Mehtab Akhtar, FIA, CC,
Larkana.

Date of Hearing : 09-09-2026

Date of Order : 09-09-2026

ORDER

RIAZAT ALI SAHAR, J:- Through this petition, the petitioner seeks, inter alia, declaration of his result on merit, protection against alleged harassment by the respondents and appropriate action with regard to the alleged leakage of examination papers.

2. The case of the petitioner is that he had joined the Institute of Pharmacy at Shaheed Mohtarma Benazir Bhutto Medical University, Larkana, and commenced his studies in the Doctor of Pharmacy Program. The petitioner successfully completed first year with 58.50% marks. The petitioner appeared in the Annual Examination in September, 2024 and successfully obtained 70.9% marks. He continued in the Institute for his third year, participated in regular classes and submitted the Annual Examination form for the year 2025, eventually appearing in the Annual Examination held in the year 2025.. The petitioner has come to know that question papers (SEQs, BCQs, OSPE) and answer keys for the said examinations were leaked prior to the actual

examination date and time. On 21.09.2025, at approximately 06:13 p.m., BCQs in full sentences form were received from his batch-mate namely Satesh by the petitioner. Similarly, the same was received from another batch-mate, Ms. Wajeeha. Such circulation occurred prior to the examination, indicating advance access to confidential examination material. Due to the above mishap, the petitioner moved an application through his father namely Rasheed Ahmed, to the respondents, Higher Education Commission and certain government functionaries. The petitioner, being a responsible citizen and hard-working student, informed the authorities regarding such incident of leakage of examination papers, but the respondents No.2 to 7, instead of taking any action against the real culprits, made him responsible for such leakage; consequently, his result had been withheld by the Institution. He further submits that subsequently he has been declared failed candidate in the on-going examination.

3. Learned counsel for the respondents No.2 to 7 filed para-wise comments, which reflect that the petitioner failed in English Paper of 1st Year Annual Examination and cleared the same through supplementary examination. Likewise, in the 2nd year Annual Examination, the petitioner also failed in a paper of Pharmaceutical Bio-Statistics and, despite appearing in supplementary examination, the petitioner could not clear the said subject; consequently, he was declared '**Year-Back**' and, in the year 2024, the petitioner cleared his 2nd Year and promoted to the 3rd Year. **During the course of examination, he was caught with copying material in the paper of Pharmacology and, after regular enquiry, he was found guilty by the Examination Discipline Committee of the University; thus, he was penalized for term back.** He further submits that he has been offered to appear as a term-back candidate in the upcoming 3rd Professional Pharm-D Annual Examinations (Sessions 2022-23). The Examinations Discipline Committee unanimously recommended him as a '**Year Back Candidate**' but the petitioner did not accept such offer.

4. Learned counsel for the respondents further submits that the **petitioner, being a student, is using social media against the Institution in derogatory and offensive manner; therefore, he may be restrained from using social media with regard to any issue pertaining to the Institution.**

5. So far as the basic complaint of the petitioner is concerned, this Court, vide order dated 24.06.2026, has already directed the Director General, FIA, for conducting an enquiry through the Enquiry Officer with regard to the versions of both sides and to conclude the same within a period of six (60) days, under intimation to this Court.

6. As the petitioner has been declared a **'Year Back Candidate'** and offered to appear as a **'term back'** candidate in the upcoming 3rd Professional Form-D Annual Examination (Sessions 2022-23), he is set at liberty to avail such remedy. However, the petitioner is restrained from using any adverse social media against the Institution, being a student, during the course of his studies

In view of the above, the instant petition stands **disposed of**.

JUDGE

JUDGE

Zulfiqar