HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD

C.P. No.D-12 of 2023

[Sikander Ali Versus Province of Sindh & others]

Before:
Justice Adnan-Ul-Karim Memon
Justice Muhammad Jaffer Raza

Petitioner:	Through Mr. Zahoor-ul-Hussain Sangi, advocate.
Official Respondents:	Through Mr. Rafiq Ahmed Dahri, Additional Advocate General.
Date of hearing	27.10.2026
Date of Order	27.10.2026

O R D E R

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ADNAN-UL-KARIM MEMON, J. - Petitioner Sikander Ali has filed this constitutional petition under Article 199 of the Constitution seeking the following reliefs:

> "a. Declare the actions of respondents towards the Petitioner are illegal and ultra vires their statutory powers.
>
> b. Declare the Respondents have abused their statutory powers and authority.
>
> c. Direct the Respondents to issue appointment orders for the post of Police Constable in favour of the petitioner after completing all the codal formalities."

2. The petitioner has filed this constitutional petition seeking issuance of an appointment order for the post of Police Constable (BPS-07) in District Naushahro Feroze.

3. Learned counsel for the petitioner contended that although an offer of appointment was issued on 16.05.2022 and accepted by him on the same date, his appointment was withheld due to two criminal cases i.e. FIR No.36 of 2021 under Sections 376, 511, 34 PPC of PS Lakhat wherein by was acquitted under Section 265-H(i) Cr.P.C, and FIR No.45 of 2021 under Section 506/2, 337-Ai, 337-Fi, 148, 149, 504 PPC of PS Lakha Road wherein he was acquitted under Section 345(6) Cr.P.C in terms of compromise vide order dated 15.01.2022 passed by Judicial Magistrate-II Kandiaro.

4. Learned AAG opposed the petition on the ground that, considering the petitioner's criminal antecedents, the Recruitment Committee had rightly rejected his candidature for appointment in a disciplined force.

5. Conversely, the petitioner relied upon the order dated 22.10.2024 passed by the Supreme Court of Pakistan in Civil Petitions No.81-K and 82-K of 2024.

6. It appears that paragraph 4.1.18 of the Revised Sindh Police Recruitment Policy, 2022, disqualifies only candidates convicted by a court of law. Since the petitioner had been acquitted in both cases, the said provision did not apply to him.

7. Consequently, the petition is disposed of with directions to the competent authority to act upon the offer of appointment and issue the petitioner's appointment order forthwith, in accordance with the decision of Supreme Court.

J U D G E

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