

IN THE HIGH COURT OF SINDH, CIRCUIT COURT LARKANA.

PRESENT:

Mr. Justice Muhammad Saleem Jessar

Mr. Justice Nisar Ahmed Bhanbhro

C. P. No.D-886 of 2025

(Babar Ali Khokhar v. P.O. Sindh & others)

Mr. Sajid Hussain Mahessar, Advocate for the Petitioner.

Mr. Liaquat Ali Shar, Addl. Advocate General, Sindh along with Dr. Rakesh Lal, M.O on behalf of DHO Office Larkana & Siraj Ahmed Soomro, O.S, D.C Office, Larkana.

Date of hearing : 09.10.2025.

Date of decision : 09.10.2025.

ORDER.

Muhammad Saleem Jessar, J.- The petitioner has filed this petition seeking Court's direction to the official respondents to consider him for appointment under the 5% quota reserved for disabled/differently abled persons, following the Hon'ble Supreme Court's order dated July 14, 2022, in CPLA Nos.745-K to 750-K of 2022 and under the provision of Sindh Empowerment of Persons with Disabilities Act, 2018.

2. Through various orders passed by this Court in different cases, directions were given to the Respondents to consider the cases of the candidates in terms of their disability, more particularly, in terms of ratio of the judgment passed by the Hon'ble Supreme Court in CPLA No.745-K to 750-K of 2022 and Civil Petitions No.966-K to 971-K of 2022 for their appointment on differently abled persons' quota reserved by the Government of Sindh in its all the departments. The petitioner seeks disposal of the subject petition in the aforesaid terms.

3. We have heard the learned counsel for the petitioner as well as learned Addl. A. G. Sindh and have perused the record with their assistance.

4. Employment of persons with disabilities (PWDs) is not an act of charity but a fundamental right. Our constitutional values of equality and

social justice, as well as the fundamental rights to life, to work, and to freedom from discrimination, extend to PWDs without any distinction between them and others. Therefore, any law or policy related to PWDs is grounded in their rights and should not be viewed through lens of charity, pity, or mercy. The indivisibility, interdependence, and interrelatedness of social values and fundamental rights fully encompass persons with disabilities, guaranteeing them comprehensive protection and equality without discrimination. The Sindh Empowerment of Persons with Disabilities Act, 2018 encompasses and guarantees the rights of PWDs.

5. Mr. Liaquat Ali Shar, learned Additional Advocate General, Sindh, requested the petition be disposed of in line with the Hon'ble Supreme Court's order of July 14, 2022, in the aforementioned CPLA numbers. The request seems to be reasonable acceded to accordingly. The respondents shall act upon the directives contained in the judgment of the Hon'ble Supreme Court and the said ratio be applied in the case of the petitioner, and if he is found eligible, his candidature be considered accordingly, with compliance report to this Court through Additional Registrar, within two months' time.

6. This petition is disposed of accordingly.

Judge

Judge

Zulfiqar