

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P. No. D-4364/2012

Date **Order with signature of Judge**

Present

Mr. Justice Muhammad Ali Mazhar
Mr. Justice Abdul Ghani Soomro

Dilshad Hussain & others Petitioners

V E R S U S

Province of Sindh & others Respondents

Date of hearing: 25.08.2016

Mr. Ghulam Sarwar Chandio, Advocate for the Petitioners.
Mr. Abdul Jalil Zubedi, A.A.G.

Muhammad Ali Mazhar, J: The case of the petitioners is that admittedly they were employed on contract basis by the Directorate of Fisheries Sindh, Research and Development, Karachi under the scheme “Provision of Fishing Gears, Modification of Boats, Provision of Ice Boxes/Plastic Crates to Fishermen in Sindh” and in another scheme namely “Strengthening & Improvement of Fish & Shrimp Hatcheries in Sindh”. The case is that their letters of contract were terminated by the Fisheries Department in the year 2011 which, according to them, was unlawful and they have made a request that their termination orders dated 01.06.2011 and 02.07.2011 be vacated and they should be regularized in the service. No vested right can be claimed for the regularization of contractual engagement and even the law in relation to the regularization of contract employees was promulgated by Government of Sindh on 25.03.2013 but when the petitioners were terminated, there was no law under which the regularization could

be claimed as a vested right. We have also seen that the appointment letters were issued on temporary basis for one year contract. Since the petitioners have already been terminated in the year 2011, therefore, at this stage no order can be passed for setting aside the contract letters issued on temporary basis. Therefore, this petition is dismissed. However, the petitioners are at liberty to approach the concerned department and if any suitable vacancy is available commensurating to their skill and qualification, we expect that the Fisheries Department will consider the petitioners sympathetically. A copy of this order may be transmitted to the learned A.A.G.

Judge

Judge

Asif