

**ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI**

C.P. No.D- 3084 of 2013

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|-------------|--------------------------------------|
| Date | Order with signature of Judge |
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Present

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

Khalid Ahmed Bablani Petitioner

V E R S U S

Pakistan Standards & Quality
Control Authority & others Respondents

Date of hearing 31.08.2016

Mr. Shahriyar Mahar advocate for the petitioner.

Mr. Khadim Ali advocate holding brief for Mr. Yasir Ahmed Shah advocate for the Respondent No. 1.

Mr. Ameeruddin advocate holding brief for Mr. Shabbir Ahmed Awan advocate for the Respondent No. 5.

Shaikh Liaqat Hussain Standing Counsel a/w Zubair Nomani Deputy Director (Law) Pakistan Standards and Quality Control Authority.

Ali Bux Deputy Director, Pakistan Standards and Quality Control Authority (Respondent No. 5 is also present in court).

Muhammad Ali Mazhar, J: Through this petition, the petitioner has challenged the Notification dated 05.04.2013 issued by Deputy Director (Admin) Pakistan Standards and Quality Control Authority, whereby, the Respondent No. 5 Ali Bux was declared senior than petitioner in the seniority list of Deputy Directors B.S-18.

2. Learned counsel for the petitioner pointed out seniority list in which the name of the petitioner was at Sr. No.6 while the name of the Respondent No.5 was at Sr. No.7. Thereafter, he pointed out a working paper made for the promotion of some persons to the post of Directors in B.S-19 and argued that the name of Respondent No.5 is at Sr. No. 3 while the name of the petitioner is at Sr. No. 4. Learned counsel submits that due to disturbance in the seniority list, the petitioner is suffering problems.

3. The Respondent No. 5 is present in person and submits that during pendency of this petition, the petitioner as well as Respondent No.5 both have already been promoted in B.S-19 so the issue of promotion is over. The learned counsel for the petitioner pointed out a Departmental Appeal available at page-115 in which the petitioner has challenged the Notification in which the Respondent No. 5 was shown senior to him. Learned counsel submits that this appeal is pending since 2013 without any progress.

4. We have heard the arguments of learned counsel. Since it is an admitted position that now the petitioner and Respondent No. 5 both are in B.S-19 so there is no issue of promotion at the moment. So far as the grievance in relation to the seniority is concerned, the petitioner has already filed a Departmental Appeal which is pending since 2013, therefore, this petition is disposed of with the directions to the Director General, Pakistan Standards and Quality Control Authority to decide

the pending appeal of the petitioner within a period of two (02) months after providing ample opportunity of hearing to the petitioner as well as the Respondent No.5 so that their seniority issue may be decided first at the departmental level.

JUDGE

JUDGE

Aadil Arab

