

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

Constitutional Petition No.D-433 of 2015

Order with signature of Judge(s)

Present:
Muhammad Ali Mazhar, J
Abdul Malik Gaddi, J.

For hearing of main case

17.10.2016

Mr. Ghulam Akbar Khan Jatoti for Petitioner
Chaudhry Muhammad Ashraf Khan for Respondent No.1
Shaikh Liaquat Hussain, Standing Counsel

Muhammad Ali Mazhar, J. Basically the Petitioner has approached this Court for directions against the Respondents to appoint him on the basis of son quota. The father of the Petitioner was employed as Senior Assistant and posted at different places of province. On 28.6.1990, the father of the Petitioner was posted at Dadu and during employment he was murdered for which FIR was also lodged.

2. The Petitioner claims that he is M.A. Economic and B.Com passed from University of Jamshoro, Sindh. It is further alleged that according to the policy of National Bank of Pakistan there is some quota for the appointment of deceased employees' sons and daughters, therefore, the Petitioner prays that he may be appointed in this quota. It is further stated that there is also a settlement with the collective bargaining agent of the National Bank of Pakistan on the basis of Charter of Demand dated 27.1.2012, which is still in force.

3. Respondents have filed their preliminary legal objections and comments. Learned counsel for Respondents submits that the Petitioner's father was not died on duty. They have also attached copy of policy dated 02.12.2011 in relation to the employment opportunity for sons/daughters of in-service (Regular) deceased and retired/GHS/VHS in clerical and non-clerical cadre. According to this policy, dependants of regular employees

who expired during service from 01.1.2010 to 30.11.2011 will be considered for employment in the scheme subject to fulfilment of requisite criteria. Learned counsel for Respondents argued that it is an admitted fact that father of the Petitioner died in the year 1990 and after considerable period of time he applied and filed this petition in the year 2015.

4. Learned counsel for the Petitioner submits that recently National Bank of Pakistan invited applications for job through an advertisement in the newspaper, in which the sons and daughters of the deceased employees may also apply. On this contention, learned counsel for National Bank of Pakistan categorically stated that if Petitioner will apply on the basis of that advertisement, his application will also be considered and being a son of deceased employee of the National Bank of Pakistan, his case will be considered sympathetically provided he fulfils the criteria to the post applied for. The counsel for the Petitioner is satisfied on the statement, therefore, the petition is disposed of accordingly.

JUDGE

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