

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

C.P. No.D-1820 of 2015

Date	Order with signature of Judge
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Present

Mr. Justice Muhammad Ali Mazhar

Mr. Justice Abdul Maalik Gaddi

Shahid Ali Bhutto.....v/s.....Province of Sindh &
& others & another

19.10.2016

M/s.Faizan H. Memon and Muhammad Saleem
Khaskheli, Advocates for Petitioners
Mr. Abdul Jalil Zubedi, AAG

Muhammad Ali Mazhar,J Learned counsel for petitioners has approached this Court for regularization of their services under the provisions of Sindh (Regularization of Ad-hoc and Contract Employees) Act 2013. They are performing their duties in the Board of Revenue, Government of Sindh. Learned counsel argued that the petitioners are performing their duties on contract basis in BS-1 to BS-14 and despite their request made to the competent authority, their cases have not been considered for regularization in the service, while most of them are performing their duties since 2011 and some persons from 2012. They have also attached their offer letters from page 19 to page 45.

2. This Court has already considered the provisions of Sindh (Regularization of Ad-hoc and Contract Employees) Act 2013, in the case of Dr. Iqbal Jan and others vs. Province of Sindh and others reported in 2014 PLC(CS) 1153 and directions were issued to regularize the petitioner in terms of Section 3 of the aforesaid Act. The notice in this case was issued to the respondent on 08.4.2015 till to-date neither any representative of

respondent No.2 appeared nor any comments have been filed. The learned AAG submits that respondent No.2 is supposed to engage their own counsel for their defence.

3. On 09.9.2016, we repeated notice to the Senior Member, Board of Revenue to ensure that counsel will appear and file comments, failing which matter will be decided on available documents. Despite this order and notice, the situation remained same. Neither any person appeared for respondent No.2 nor any comments have been filed. It is also a fact that after promulgation of Sindh (Regularization of Ad-hoc and Contract Employees) Act, 2013, the Government of Sindh has constituted Scrutiny Committees for considering the cases of the employees who claimed regularization of their services in view of the aforesaid Act of 2013.

4. As a result of above discussion, this petition is disposed off with the directions to the respondent No.2 to forward the names of petitioners to the Chief Secretary, Government of Sindh, so that their cases may be sent for consideration to the Scrutiny Committee constituted to deal with the cases of regularization under the Act, 2013. This exercise shall be completed within sixty days. At this juncture the learned AAG argued that sixty days time will be reckoned from the date of sending names by the respondent No.2, which argument seems to be logical and approved. The Chief Secretary, Government of Sindh shall ensure that as soon as the names are received from respondent No.2, he will pass on the same to the Scrutiny Committee constituted to deal with the cases of regularization for

their consideration and the petitioners be intimated accordingly.

Copy of this order may be transmitted to the learned AAG.

Judge

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Judge