

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P No.D-6519 of 2016

Date	Order with signature of Judge	
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Present

Mr. Justice Muhammad Ali Mazhar.
Mr. Justice Adnan-ul-Karim Memon.

Muzafar Ali Chandio Petitioner

V E R S U S

Federation of Pakistan & others Respondents

Date of hearing 23.12.2016

M/s. Haq Nawaz Talpur and Ali Asadullah Bullo, Advocates for the petitioner.

Mr. Muhammad Arif Baloch, Advocate for the Respondent No.2 & 3.

Sh. Liaqat Hussain, Standing Counsel.

Muhammad Ali Mazhar, J: Through this petition, the petitioner had challenged show cause notice dated 18.11.2016 on the ground that it was issued without fulfilling codal formalities, hence it is illegal and *mala fide*.

2. On 29.11.2016, this matter was fixed first time in court for orders when while issuing notice to the Respondents, the Court passed the order that management may continue the proceedings and conduct the inquiry, if any, but no final action shall be taken till next date of hearing. The petitioner then filed contempt application on 05.12.2016 that despite receiving the interim orders passed by this Court, the alleged contemnor has issued the dismissal order on 01.12.2016.

3. Today, learned counsel for the alleged contemnor and Respondent No. 2 & 3 appeared and argued that when the dismissal letter was issued no interim order was served upon the Respondents. On the contrary, learned counsel for the petitioner responded that in the show cause notice 14 days' time was allowed to file reply which ended on 01.12.2016 but on the same date the dismissal letter has been issued. Learned counsel for the alleged contemnor in the first round sought short time to seek some instructions from the concerned Respondent and in the second round, he informed that the Respondents/alleged contemnors have issued instructions to him that office order dated 01.12.2016, whereby, services of the petitioner were terminated is deemed to have been withdrawn, however, the Respondent No.2 & 3 will issue fresh show cause notice to the petitioner with ample opportunity to submit his reply, thereafter, further action will be taken strictly in accordance with law within 30 (thirty) days. Learned Standing Counsel has also supported the contention of the learned counsel for the Respondent No. 2 & 3. On this statement, learned counsel for the petitioner is satisfied. Petition is disposed of accordingly along with pending applications.

JUDGE

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