

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

C.P.No.D-4863 of 2017

Date	Order with signature of Judge
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Priority case

- 1.For orders on office objection
- 2.For hearing of Misc.No.20698/2017
- 3.For hearing of main case.

21.05.2018

Mr. Rehmat Hussain, Advocate for Petitioners.
Mr.Ghulam Shabbir Shah, A.A.G.
Mr.Asim Mansoor, D.A.G.

The petitioners in this case are the employees of respondent No.3. They have sought the declaration that after 18th Constitutional Amendment the respondent No.2 is duty bound to legislate the matters relating to the labour welfare including the companies profit. The petitioners have further sought the declaration that the respondent No.1 cannot claim or retain the amount of workers welfare scheme including the left out amount of the companies profit after 18th Constitutional Amendment.

2. Learned AAG pointed out that the Province of Sindh has already legislated Sindh Companies Profits (Workers Participation) Act, 2015, which was published in the official gazette on 19.5.2016. After promulgation of this law at provincial level this petition has served the purpose. Learned counsel for the petitioners submits that admittedly the respondent No.3 is trans-provincial establishment and in order to decide the controversy of the payment of this fund by various trans-provincial establishments, learned Division Bench of this court decided C.P.No.D-1313 of 2013 in which this controversy has already been set at naught.

3. At present the Province of Sindh has legislated their own law and so far as the question of payment of this fund by trans-provincial establishments is concerned, this particular issue has already been dealt with in the judgment rendered by the learned Division Bench in C.P.No.D-1313 of 2013. By consent the petition is disposed of along with pending application in similar terms.

Judge

Judge

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