

ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI  
C.P. No. D-6766 of 2018

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Date	Order with signature of Judge
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**Fresh Case**

01. For orders on Misc No.29564/2018.
02. For order on office objection No.19.
03. For orders on Misc No.29565/2018.
04. For orders on Misc No.29566/2018.
05. For hearing of main case.

**Date of hearing: 28.09.2018**

Syed Shoa-un-Nsabi, Advocate for the Petitioner.  
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1. Granted.
2. Deferred for the time being.
3. Exemption granted subject to all just exceptions.

4&5. It is inter alia contended by the learned counsel for the Petitioner that the Petitioner is serving as Compounder/Dresser in Medical Centre of the Respondent University for about 21 years; that during his service tenure he acquired higher qualification. We asked from the learned counsel what is the actual grievance of the Petitioner in reply he submitted that the Provincial Government has upgraded the post of paramedical staff of the Health Department in various pay scales. He has further contended that the post of the Petitioner is isolated and there is no remote chance of his promotion in near future. Petitioner being aggrieved approached the competent authority for up gradation of the post of Compounder/Dresser, however the same request of the Petitioner was declined on 15.09.2017. Learned counsel emphasize that the matter of up gradation does not fall within the ambit of policy decision but it depends upon the up gradation of the service structure of the post therefore this court has the jurisdiction to

entertain the constitutional petition in the light of decision rendered by Hon'ble Supreme Court of Pakistan in the case of Government of Pakistan Ministry of Railways through Secretary and others Vs. Jamshed Hussain Cheema and others (2016 SCMR 442). He prays for notice.

To appreciate the above Contention, let notice be issued to the Respondents as well as AAG for a date to be fixed by the office.

JUDGE

JUDGE

**hafi Muhammad / P.A**