

Order Sheet

IN THE HIGH COURT OF SINDH KARACHI

Constitutional Petition No. D-2497 of 2020

Date	Order with Signature of Judge
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1. For order on Misc. No.11275/2020 (Urgency) :
2. For order on office objection No.04 :
3. For order on Misc. No.11276/2020 (Exemption) :
4. For order on Misc. No.11277/2020 (Stay) :
5. For hearing of main case :

14.05.2020 :

Mr. Usman Walid Shaikh, advocate for the petitioner.

1. Urgency granted.
2. Office objection must be complied with before the next date of hearing.
3. Exemption is granted subject to all just exceptions.

4&5. Petitioner, who was serving as Inspector in BS-16 in the Bureau of Emigration & Overseas Employment, Protectorate of Emigrants, Karachi, was sent on deputation on 04.12.2012 for a period of one year (page 57) as Assistant Administrator Automation in BS-17 in the Provincial Assembly of Sindh. It is the case of the petitioner that after expiration of the aforesaid period of one year he was appointed under Rule 10 of the Sindh Assembly Secretariat (Recruitment) Rules, 1974, on regular basis. His grievance is that he has been repatriated to his parent department vide impugned notification dated 21.04.2020 (page 37) purportedly in view of the order passed by this Court on 07.04.2020 in C.P. No.D-6431/2019. It is urged that he was not liable to be repatriated in terms of the aforesaid order as he was not absorbed in the Provincial Assembly of Sindh, but was appointed under Rule 10 ibid, and secondly, he could not be repatriated to his parent department as he had resigned therefrom and is not holding that post anymore.

Issue notice to the respondents as well as to learned Advocate General Sindh for **29.05.2020 at 10:00 a.m.**

JUDGE

JUDGE