

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P. No.D-2169, 2184, 2196,
2449 & 2536 of 2020

Date	Order with signature of Judge
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19.05.2020

M/s. Salahuddin Ahmed, Noor Naz Agha, Zia ul Haq Makhdoom, Muhammad Haseeb Jamali, Tariq Mehood A. Khan, Amir Nawaz Waraich and Jaffar Mahmood advocates/ petitioners in their respective petitions.

Mr. Jawad Dero, Addl. A.G.

Mr. Kafeel Ahmed Abbasi, DAG.

Dr. Liaquat Ali Abro, Law Officer/Focal Person Law Department, Government of Sindh.

Mr. Nadeem Ahmed Qureshi, Law Officer, Law Department, Government of Sindh.

Ali Ahmed Rind, Additional Secretary (Law), Law Department Government of Sindh.

Sikandar Hasan, Deputy Secretary (Legal), Finance Department, Government of Sindh.

Additional Secretary Law is present and he has filed reply. He has also attached copy of order passed in C.P. No.D-463 of 2020 by Circuit Court of this Court at Hyderabad to show that in order to accommodate some monetary package to advocates, a committee was constituted comprising Chairman, Sindh Bar Council, President, Sindh High Court Bar Association and learned Advocate General Sindh, Karachi. Mr. Zia ul Haq Makhdoon who is also member of that committee addressed that on 18.05.2020 the committee concluded its session without any fruitful result as according to Addl. Advocate General, Members of the Committee, he informed Government of Sindh but presently they have no funds for allocation to the lawyers but the Finance Secretary, Government of Sindh has submitted a communication dated 18.05.2020 through Deputy Secretary, Sikandar Hasan. Paragraph 13 is reproduced as under:-

“13. The Law Department, being the Administrative Department may work out a proposal after taking stock of the proposal of the Government of Punjab. It may also identify a suitable mechanism for identifying the most deserving or the poorest of the lawyers community. Once the number of those deserving lawyers and suitable compensation package is crafted by the Administrative Department, Finance Department will be able to commit availability of funds.”

The petitioners argued that Government of Punjab has announced a package of Rs. 13 crore for deserving lawyers and they have also started distribution with the consultation of Bar Council and Bar Association. He further submits that Section 57 of Legal Practitioners & Bar Councils Act, 1973 provides that the Minister in charge of the Federal Government or a Provincial Government may make grant in aid to a Bar Council or a Bar Association in the manner and on conditions as may be determined by the Federal Government or the Provincial Government. Though learned Addl. A.G. is of the view that this is a discretionary power but at the same time Deputy Secretary Finance himself produced a letter to demonstrate that communication has been made to the Chief Secretary that some proposal may be worked out. The Secretary Law and Secretary Finance may apprise the court for such proposal on the next date in view of para-13 of the letter produced in court today which has also been sent to the Chief Secretary for its approval. The Chief Secretary will also submit the comments through learned Additional Advocate General, Sindh as to what efforts have been made so far on the basis of para-13 of the said letter.

Adjourned to 01.06.2020. Copy of this order may be transmitted to the Chief Secretary, Secretary Law, Finance and learned Additional Advocate General Sindh.

Office is directed to place copy of this order in petitions listed above.

JUDGE
JUDGE

