

ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI  
C.P.No.D-424 of 2020

-----  
Date                      Order with signature of Judge  
-----

**Before:-**  
**Mr.Justice Muhammad Ali Mazhar**  
**Mr.Justice Arshad Hussain Khan**

**Ghulam Hussain .....Petitioner**

V/s

**Province of Sindh**  
**& others .....Respondents**

**29-10-2020**

Mr.Salman J. Mirza, Advocate for the Petitioner.  
Petitioner is also present.  
Mr.Shaharyar Mehar, Assistant Advocate General.  
Mr.Fayaz Ali Metlo, Advocate for the Respondent Nos.1 and  
2. (Sindh Madressatul Islam University)

....

**Muhammad Ali Mazhar, J:** The petitioner was appointed as Assistant Director Public Relations (BPS-17) vide appointment letter dated 13.09.2019 on probation for a period of one year by the respondent Nos.2 and 3. In clause (c) it was clearly mentioned that his services could be terminated by the competent authority during probation period without any notice. Vide office order dated 07.11.2019 he was relieved from this duties with immediate effect with the reason that at the time of applying, his age was 42 years, whereas the upper age limit for the post was 30 years as per Sindh Madressatul Islam University (Scales of Pay and other Terms & Conditions of Service) Statutes, 2014. It was further stated in paragraph 5 of the same termination letter that as per policy and practice at Sindh Madressatul Islam University, the overage candidates are offered

employment on contract basis, therefore, the petitioner was terminated during probation period and offered employment on contract basis for three years, but he refused to opt.

2. After arguing at some length, the learned counsel for the petitioner requests that some directions may be issued to respondent Nos.2 and 3 to engage the petitioner on contract basis for three years as mentioned in the termination letter on which the learned counsel for the respondent Nos.2 and 3 endorses that since the petitioner has already been offered appointment on contract basis he may opt the job on contract basis. The petition is disposed of accordingly. The letter of contract may be issued to the petitioner within 15 days.

Judge

Judge

ns