

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P. No.D-5621 of 2020

Date	Order with signature of Judge
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Before:-

Mr.Justice Muhammad Ali Mazhar
Mr.Justice Amjad Ali Sahito

Wajahat-ur-Rehman.....Petitioner

V/s

Federation of Pakistan

& others.... Respondents

20-01-2021

M/s.Muhammad Aslam Bhutta & Saqib Nazir, Advocates for the Petitioner.

Petitioner is also present.

Mr.Muhammad Arshad Tanoli, Advocate for Port Qasim Authority (Respondent Nos.2 to 4)

Mr.Hussain Bohra, Assistant Attorney General.

Muhammad Ali Mazhar, J: The petitioner has challenged the office order dated 19.10.2020, whereby the respondent No.2 imposed major penalty of compulsory retirement from service upon the petitioner with immediate effect in terms of Rule 4(1)(b)(ii) of the Government Servant (Efficiency & Discipline) Rules, 1973.

2. At the very outset, learned counsel for the respondent Nos.2 to 4 submits that the Port Qasim Authority has adopted the Government Servant (Efficiency & Discipline) Rules, 1973 for their employees and after passing the impugned order for compulsory retirement the petitioner has challenged the same by filing departmental appeal to the appellate authority i.e.

Secretary, Ministry of Maritime Affairs, Government of Pakistan,
which is pending.

3. Learned counsel for the petitioner on instructions of the petitioner, who is present in court admits that appeal has been filed before the appellate authority, but it is still pending without any action on it. Learned counsel for respondent Nos.2 to 4 undertakes that within a period of one month the appellate authority after providing ample opportunity of hearing to the petitioner shall decide the appeal by passing speaking order. Learned counsel for the petitioner agrees to this proposal.

4. The petition along with pending application is disposed of with the directions to the appellate authority to decide the pending appeal of the petitioner within 30 days after providing ample opportunity of hearing to the petitioner. The date of hearing shall be communicated to the petitioner in writing.

Judge

Judge

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