

**THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD**

C.P No. D- 3102 of 2016

**Present:-**

**Mr. Justice Nadeem Akhtar**

**Mr. Justice Adnan-ul-Karim Memon**

Petitioner. : Through Mr. Zubair Ahmed Mirbahar,  
Advocate.

Respondents. : Through Mr. Muhammad Ismail Bhutto,  
Addl. Advocate General Sindh.

Date of hearing. : 26.11.2019

Date of decision. : 26.11.2019

**ORDER**

**ADNAN-UL-KARIM MEMON, J:** - Through this petition, Petitioners are seeking appointment on the basis of son quota in the Police Department, Government of Sindh, in terms of standing orders issued by Inspector General of Police from time to time.

2- The respondents through comments have resisted the petition on the analogy that there is no provision of son quota in law as such the petitioners cannot be accommodated.

3- We have noted that this petition was disposed of alongwith bunch of petitions on the issue of appointment on son quota basis and certain directions were issued to the competent authority to take decision afresh in terms of law and policy. The petitioners have raised their voice of concern by initiating contempt proceedings.

4- Prima facie, the order obtained by the petitioners cannot be enforced in view of the law laid down by the Honourable Supreme Court in the cases of *Gul Hassan Jatoi & others v. Faqir Muhammad Jatoi & others (2016 SCMR 1254)* and *Muhammad Nadeem Arif & others v. I.G.P Punjab Lahore & others (2011 SCMR 408)*. whereby, all the standing orders issued by the I.G.P Sindh, without approval of provincial government have been declared nullity in the eyes of law.

5- In view of the above facts and circumstances of the case and for the reasons alluded above, we are satisfied with the explanation offered by the alleged contemnors; therefore, at this juncture, prima facie no case is made out for initiating contempt proceedings against the alleged contemnors, thus the application bearing M.A No.2400 of 2018 is misconceived which is hereby dismissed.

**JUDGE**

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