

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
CP D 7828 of 2019

Order with signature of Judge

Present: **Muhammad Ali Mazhar and Agha Faisal, JJ.**

Syed Saleem Raza
vs.
Government of Sindh & Others

1. For orders on office objections
2. For hearing of Misc. 34561 of 2018
3. For hearing of main case

18.12.2019

Mr. Aamir Raza Khokhar, Advocate for the petitioner.

Mr. Jawad Dero, Additional Advocate General Sindh.
Dr. Nasrullah Memon, Deputy Director, Health Services, Health Department, Government of Sindh is present.
Mr. Altaf, Focal Person on behalf of Health Department is present.

Muhammad Ali Mazhar J.- The petitioner is sole proprietor of Haq Enterprises and approached this Court for the declaration that the impugned letters dated 20.11.2019 and 22.11.2019 have no legal effect and are liable to be cancelled.

2. The Deputy Director, Health Department has pointed out a letter dated 20.11.2019 at page 51 of the Court file, which was conveyed to the Director Health Services and Medical Superintendent Civil Hospital, Karachi and some other government hospitals by him as Convener, Enquiry Committee, Director Health Services, Karachi Division. It is stated in the letter that an enquiry committee has been constituted to examine official working under jurisdiction of Director Health Services, Karachi on the complaint received from Anticorruption Department, Karachi, therefore, some letters were written to the venders to submit some information including work orders, invoices/DCS record for the financial year 2017-18, 2018-19 and 2019-20 i.e. M/s City Traders and M/s Haq Traders. Learned counsel for the petitioner argued that, in fact, this letter was issued to Haq Traders and another vender but vide corrigendum dated 22.11.2019 the same Convener of the Enquiry Committee clarified that instead of Haq Traders, the venders M/s Haq Enterprises may be read in the letter dated 20.11.2019. The Convener

of the Enquiry Committee informed us that at this stage they have only called upon the venders to submit some documents and neither any action has been taken against them so far nor they have been blacklisted as a result of which they could not participate in any tender proceedings. Learned counsel for the petitioner agrees that no such adverse action has been taken against the petitioner but his main concern is that the initial letter was issued to the Haq Traders which was rectified and name of the petitioner was inserted in the corrigendum. At this stage, the petitioner has been called upon to submit the details and if the petitioner has supplied any such medicines and other items to the Health Department they are only required to submit their relevant documents. Let all these information be submitted by the petitioner and the Enquiry Committee shall provide ample opportunity of hearing to the petitioner and decide the matter in accordance with law. The Convener, Enquiry Committee submits that the entire enquiry proceedings shall be completed within fifteen days. Petition is disposed of accordingly.

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