

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
CP No.D-5035 of 2021

Date	Order with signature of Judge
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*BEFORE: Irfan Saadat Khan,
Agha Faisal, JJ*

For hearing of Main Case _____

16.12.2021:

Ghulam Arif Khan, petitioner present in person.
Mirza Saleem akhter Baig, Advocate for the Respondent No.7.
Mr. Ali Safdar Deepar, A.A.G. Sindh.
Mr. Abdul Qayom Parhyr, Admin Affair (Pen) SLGB.

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Irfan Saadat Khan, J. The issues involved in the instant petition are with regard to payment of pensionary amount to the petitioner alongwith increased pension, if any, payment of medical bills and payment of orderly allowance. Notices were issued to the Respondents and in response thereto comments / replies have been filed.

The petitioner, who is appearing in person, the learned A.A.G., as well as law officers have been heard and record has been perused. So far as the aspect with regard to non-payment of pensionary benefits alongwith increased pension, if any, and the medical bills are concerned, the Respondents No.2 & 3 are directed to look into the claim of the petitioner and if the petitioner is entitled for the payment of pension / increased pension and after verification of his medical bills, the same may be released preferably within one months' time from the date of receipt of this order. If need arises, the Secretary Local Government may call the petitioner for personal hearing and for submission of the relevant documents in order to dispose of the matter in accordance with law.

As far as the issue of orderly allowance is concerned, learned AAG has invited our attention to the decision given in the case of *Dr. Mir Nusrat Ali Panhwar ..Vs.. Province of Sindh & others in CP No.D-*

7530/2019, wherein this bench while hearing the matter on 25.11.2021 has decided the same in the following terms:-

“In our view the said issue requires detailed examination, we therefore, under the circumstances and with the consent of the parties present before us refer this matter to the Chief Secretary, Government of Sindh, to take up the issue and to resolve the same strictly in accordance with law, within a period of two months’ time from the date of receipt of this order. The Chief Secretary, Government of Sindh would be at liberty to call the comments or grant personal hearing to the petitioner in this regard so that this matter could be finally resolved.”

We therefore, dispose of this petition also in the same terms as mentioned supra. Office is directed to send a copy of this decision to all the Respondents for information and compliance, as the case may be.

With the above directions the instant petition stands disposed of.

JUDGE

JUDGE

SM