

ORDER SHEET
HIGH COURT OF SINDH, KARACHI

C.P. No.D-914 of 2021

Date	Order with signature of Judge
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Present

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

Asim AhmedPetitioner

Versus

Higher Education Commission of Pakistan

& anotherRespondents

Date of hearing 08.04.2021

Mr. Qadir Hussain advocate for the petitioner.

Mr. Ravi R. Pinjani advocate for the respondent No.2 a/w Mr. Samil Malik Khan advocate.

Mr. Hussain Bohra, Assistant Attorney General.

Muhammad Ali Mazhar, J: The case of the petitioner is that he has already passed Master of Management Sciences from respondent No.2 Institute and has also cleared Graduate Assessment Test (GAT). The petitioner has approached this court for the direction against the respondent No.2 to issue degree of Master of Management Sciences to the petitioner without any delay. It is further stated that earlier his case was referred to the Review Committee of respondent No.2 but no action was taken so far.

2. Learned counsel for the respondent No.2 argued that under the HEC requirement this masters degree was to be completed within a period of six years but the case of the present petitioner is barred by few months that is why his

degree was not issued and the case of the petitioner was put up before the Review Committee but he failed to attend the date of hearing before them.

3. Today, learned Assistant Attorney General has also filed comments of Higher Education Commission of Pakistan in which it is clearly stated that the respondent No.2 is constituted by an Act which is a private Institute and the HEC recognizes their degree, however, it is further stated that respondent No.2 is a self governing institution regulated in accordance with the provisions of the Act and HEC has no role to play in its administrative matter including acceptance/cancellation of admission.

4. Learned counsel for the petitioner in rebuttal stated that the age of the petitioner is 63 years and due to some health issues including heart disease his case was delayed for few months. Learned counsel for the respondent No.2 at this juncture proposed that if the petitioner will apply fresh to the Review Committee his case will be considered and right of audience will also be given to the petitioner. The petitioner and his counsel agree to this proposal. Let petitioner file review application within one week through Registrar of the respondent No.2 and the Registrar shall place review application of the petitioner before the Review Committee within a period of two weeks and the Review Committee at the time of considering application of the petitioner will also provide opportunity of hearing with prior intimation of date of

audience in writing to the petitioner and pass speaking order.

Petition is disposed of accordingly.

JUDGE

JUDGE

Aadil Arab