

ORDER SHEET

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

C. P. No. D – 1736 of 2021

Date of hearing	Order with signature of Judge
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Fresh case

1. For orders on CMA No.8471/2021 (U/A)
2. For orders on office objections at Flag-A
3. For orders on CMA No.8472/2021 (Ex./A)
4. For hearing of main case

21-12-2021

Petitioner Zafar Ali Siyal, present in person.

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1. Urgency is granted.

2 to 4. Through this Petition, the Petitioner seeks appointment with the Respondents in lieu of a plot, which was donated by his father for the purpose of a dispensary. The Petitioner, by placing on record photocopies of an advertisement for the vacancies announced by the District Health Officer, Naushahro Feroze and his application for the post of Chowkidar, submits that he has not been given preference for selection to the said post. We have confronted the Petitioner, as to what right has accrued on the basis of an application form to file instant Petition, and to this, he has not been able to satisfactorily respond. Even otherwise, Petition has been filed much after 1992, and therefore, even laches is also applied. The only claim of the Petitioner is that Petitioner's father had donated a plot to the Respondents, and on that basis, he is entitled for appointment. As to this, the Hon'ble Supreme Court in **Civil Appeals No. 19-K to 50-K of 2015** (Re: Government of Sindh and others v. Loung Khan Rajper and others) vide order dated 09-11-2015 has already held that no appointment can be given on plot donation.

In view of hereinabove facts and circumstances, no case for indulgence is made out, and therefore, the Petition is **dismissed in limine** with pending application.

J U D G E

J U D G E

Abdul Basit