

IN THE HIGH COURT OF SINDH AT KARACHI

C.P. No.D-6681 of 2021

Date

Order with signature of Judge

Fresh Case:

1. For orders on Misc. No.28727/2021 (U/A)
2. For orders on office objections No.04. & 26.
3. For orders on Misc. No.28728/2021 (Ex/A).
4. For orders on Misc. No.28729/2021 (Stay)
5. For hearing of main case

----

12.11.2021.

Ms. Saadia Khatoon, Advocate for the petitioner.

----

1. Urgency granted.
- 2to5. The instant petition has been filed seeking suspension of Show Cause Notice (SCN) dated 29.10.2021 and 08.10.2021, respectively.

At the very outset, the petitioner was directed to show that how this petition is maintainable as the petition in respect of SCN is not maintainable as in such circumstances the petitioner is supposed to give proper reply to the SCN and in case of any adverse order, he has the remedy to approach the Service Tribunal since admittedly the petitioner is a civil servant. In response to the question posed, Ms. Saadia Khatoon Advocate stated that SCN has been issued to the petitioner without jurisdiction. She was categorically asked that whether the concerned authority who has issued the SCN i.e. Deputy Inspector General of Police, C.I.A, Karachi, is not the competent authority to issue SCN to the petitioner. No plausible explanation to this question was furnished by her. It is apparent from the record that this petition is not maintainable as firstly the same has been filed against SCN in respect of which petitions are not maintainable and secondly the issuance of SCN and giving proper reply thereof falls under the definition of terms of service in respect of which petitions are not maintainable. Hence, on the face of it the instant petition is found to be not maintainable and thus the same stands dismissed in limine alongwith listed applications.

JUDGE

JUDGE