

ORDER SHEET

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

C. P. No. D – 4093 of 2016

Date of hearing	Order with signature of Judge
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Hearing of case

For hearing of main case

21-09-2022

Mr. Khan Muhammad Sangi, Advocate for the petitioners.
Mr. Sawan Khan Jagirani, Legal Advisor of respondents / S.I.D.A.
along with Muhammad Hasim Mahar, Assistant Executive Engineer
on behalf of Executive Engineer, Ghotki Division (Irrigation) @ Ghotki.
Mr. Zulfiqar Ali Naich, Assistant Advocate General Sindh.

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Through instant petition, the petitioners seek direction to the officials of S.I.D.A. to issue salaries from the dates of their appointment till date. In response to the petition, comments have been filed on behalf of respondents No.1 to 4 & 6, wherein it has categorically been stated that the petitioners have not been appointed by respondent No.2 / Executive Engineer, Ghotki Division (Irrigation) @ Ghotki. Moreover, they have made forged signatures and they did not join their duties. The petitioners, despite receiving copy of the para wise comments, have not filed any rejoinder in rebuttal.

Since the very appointment of the petitioners is denied by the respondents, no question of releasing salaries arises. This petition carries factual controversy with regard to appointment of the petitioners, which controversy cannot be resolved by this Court in its Constitutional jurisdiction under Article 199 of the Constitution of the Islamic Republic of Pakistan, 1973. Hence, this petition, being devoid of merits, is **dismissed**.

J U D G E

J U D G E

Abdul Basit