

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI

CP D 2197 of 2023

---

Date	Order with signature of Judge(s)
------	----------------------------------

---

1. For orders on CMA No.10610/2023.
2. For orders on office objection No.18.
3. For orders on CMA No.10611/2023.
4. For orders on CMA No.10612/2023.
5. For hearing of main case.

**10.05.2023**

Mr. Muhammad Nizar Tanoli, advocate for the petitioner.

1. Granted. 3. Granted; subject to all just exceptions. 2,4&5. The petitioner, representing itself to be a union of postal employees, has filed this petition essentially seeking thirty percent (30%) employment quota as reserved for children of postal employees. A process of recruitment, initiated on 30.07.2022, is also sought to be set at naught solely on account of being devoid of the reserved quota sought.

At the very onset, petitioner's counsel was confronted with respect to the maintainability hereof, *inter alia*, as to the *locus standi* of the petitioner; whether there existed any policy / rule / law providing for the quota sought; whether public sector employment could be considered to be an inheritable right; whether any manifest illegality could be demonstrated in the public recruitment process under challenge; and also whether the impediment of *laches* could be dispelled since the relevant recruitment process became apparent almost a year ago. The learned counsel remained unable to satisfy the Court on either count.

There is not a single person aggrieved individual before us and instead the petitioner is a union. Whether the union can maintain writ proceedings on behalf of its members is a separate issue, however, it is manifest that the union is of existing postal workers and not that of persons seeking employment as postal workers. Eschewing a detailed deliberation, it is observed that the learned counsel remained unable to demonstrate any *locus standi* of the petitioner to maintain this petition.

It is settled law that recruitment in the public sector ought to be undertaken through an advertised competitive process, essential to maintain transparency in the process of induction and to ensure merit even if it comes to merit of sons quota. Recourse to parallel processes of recruitment has consistently been deprecated by the superior courts. This segment of recruitment, itself deserve to be subjected to merit recruitment within their frame of class. Learned counsel made no endeavor no identify any infirmity in the recruitment process under consideration, hence, no case whatsoever has been made out to set it at naught.

Therefore, the present petition is found to be misconceived, hence the same, along with pending application, is hereby dismissed in *limine*.

JUDGE

JUDGE