

Order Sheet

**IN THE HIGH COURT OF SINDH BENCH AT SUKKUR**

**C. P. No. D - 1130 of 2020**

Date of hearing	Order with signature of Judge
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**Hearing of case**

1. For orders on office objection at Flag-A
2. For hearing of main case

**05.04.2023**

Mr. Amir Ali Bhutto, Advocate for the petitioner.

Ch. Muhammad Ashraf Khan and Ch. Azhar Elahi, Advocates for respondents-Bank.

Mr. Nisar Ahmed G. Abro, Deputy Attorney General.

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Through instant petition, the petitioner has impugned order dated 16.03.2020 issued by respondents No.3 & 4 and order dated 13.03.2020 issued by respondent No.2 regarding his dismissal from service as OG-II in National Bank of Pakistan.

Learned Counsel for respondents-Bank, at the very outset, invites attention of this Court towards para-10 of the "Submissions against statement filed on behalf of the petitioner dated 14.03.2023" and states that the case can be remanded back by setting aside the impugned orders with permission to the Bank to proceed afresh for acts of indiscipline and misconduct committed by the petitioner and conclude the disciplinary proceedings within three (03) months hereof, provided the petitioner will not seek adjournments. However, in view of the law laid down by the Hon'ble Supreme Court of Pakistan in a number of cases followed by this Court in judgment dated 06.10.2016 passed in C. P. No. D-4160 of 2015, the back benefits, if any, shall be subject to the outcome of the disciplinary proceedings.

Learned Counsel for the petitioner, being satisfied with the proposition of learned Counsel for respondents-Bank, seeks disposal of this petition in terms of the same.

Accordingly, this petition stands **disposed of** in terms of aforementioned proposition of the learned Counsel for respondents-Bank.

JUDGE

JUDGE

Abdul Basit