

ORDER SHEET

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

C. P. No. D – 404 of 2022

C. P. No. D – 1238 of 2022

Date of hearing	Order with signature of Judge
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C. P. No. D-404 of 2022

Hearing of case (priority)

1. For orders on office objection at Flag-A
2. For hearing of CMA No.1633/2022 (S/A)
3. For hearing of main case

C. P. No. D-1238 of 2022

Hearing of case

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

14.09.2023

Mr. Muhammad Imran Shamsi, Advocate for petitioner in C. P. No. D-404 of 2022.

Mr. Ashfaque Hussain Abro, Assistant Attorney General.

Mr. Ali Raza Baloch, Assistant Advocate General Sindh along with Raza Hussain Qureshi on behalf of Medical Superintendent, Ghulam Muhammad Mahar Medical College Hospital, Sukkur.

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C. P. No. D-404 of 2022:

Petitioner claims to be a retired employee of Health Department, where he was working as a Medical Officer. He has filed this petition (C. P. No. D-404 of 2022) for release of his salaries since 18.05.2021 till his retirement on 14.04.2022, which period, he claims, he worked as a Medical Officer at Ghulam Muhammad Mahar Medical College Hospital, Sukkur. However, the college management is disputing this fact and has filed such comments.

Today, learned AAG Sindh has filed a statement on behalf of Secretary Health detailing the entire period of petitioner's service, from entry in service on 06.01.2007 to the date of his retirement

on 14.04.2022. Insofar as the period from 18.05.2021 till his date of retirement is concerned, per this statement, it has been decided as leave on due basis, which, *prima facie*, implies that the petitioner is entitled to the salaries for such period.

In any case, the petitioner shall be communicated by the Secretary Health within fifteen (15) days as to whether he is entitled to the salaries for that period, considered as leave on due basis. If he is entitled to the salaries, then he shall be paid the same in accordance with law. However, if the petitioner is not entitled to the salaries, then he shall be conveyed this fact through an office letter, enabling him to assail the same before a proper forum, if he is so advised.

With these observations, this petition is **disposed of** along with listed application.

C. P. No. D-1238 of 2022:

Learned AAG Sindh seeks time for filing comments of respondents. Adjourned to **18th October 2023**. Office is directed to de-tag file of this petition from disposed of C. P. No. D-404 of 2022.

Office is directed to place a signed copy of this order in the captioned connected matter.

J U D G E

J U D G E

Abdul Basit