

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH BENCH AT SUKKUR**  
**Constitution Petition No. D-2390 of 2012**

*(Fida Hussain Shah Vs. P.O Sindh and others)*

DATE OF HEARING	ORDER WITH SIGNATURE OF JUDGE
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For hearing of main case.

**21-03-2024.**

Mr. Rehmat Ali @ Raza Ali Shaikh, advocate for the petitioner.  
 Mr. Shaharyar Imdad Awan, Assistant A.G, Sindh.

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As per petitioner he applied for the post of Auxiliary worker, was interviewed for the same by the respondents. Instead of him, someone else was appointed through secrete channel. By stating so, he sought for cancellation of the appointment so made with direction to the respondent to appoint him accordingly. It is stated by District Officer and Deputy Director Social Welfare Department Ghotki that beside the petitioner hundreds of the candidates having more qualification than the petitioner were interviewed and the private respondent already working with the department was adjusted. The comments so filed, prima-facie suggests that the petitioner could not compete with others who were having more qualification than him, which could have justified the respondents to have appointed him against the post applied for. The private respondent who has simply been adjusted could not be directed to be removed for adjustment of the petitioner, who otherwise could not qualify the requisite test for his appointment for the post applied for on merits; consequently, the instant petition being misconceived is dismissed accordingly.

**Judge**

**Judge**