

IN THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD

C.P No.D-1497 of 2024

[M/s Human Rights Justice and Defenders Organization vs Federation of Pakistan and others]

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

Present:
Justice Zulfiqar Ali Sangi
Justice Arbab Ali Hakro

Fresh Case

- 1. For Order on Office Objections
- 2. For Orders on MA-7171/24 (exemption)
- 3. For Hearing on main case

14.01.2025

Mian Taj Muhammad Keerio, Advocate for the Petitioner.

ORDER

ARBAB ALI HAKRO,J:-This writ petition is filed under Article 199 of the Constitution of the Islamic Republic of Pakistan, 1973, wherein the petitioner seeks directions for Respondents No. 1 to 5 to cancel the registration of ISRA Medical University Hyderabad from the lists maintained by the Pakistan Medical Commission (PMC) and the Pakistan Medical and Dental Council (PMDC). The grounds for this petition revolve around allegations of corrupt practices by the said university, specifically the admission of ineligible students who have not passed the Medical and Dental College Admission Test (MDCAT), purportedly in exchange for significant monetary benefits.

2. Upon profound contemplation of the submissions tendered by the learned counsel for the petitioner and an assiduous perusal of the record, it is manifest that the petitioner has egregiously failed to produce any cogent material evidence demonstrating the alleged venality and malfeasance of ISRA Medical University in admitting unworthy students without the requisite MDCAT qualifications, ostensibly for pecuniary gain. Furthermore, there is a conspicuous absence of documentary substantiation evidencing that the petitioner, purported to be a non-governmental organization (NGO), is duly registered and recognized under the pertinent statutory provisions. The allegations propounded by the petitioner remain nebulous and unsubstantiated, anchored in mere conjecture and supposition, devoid of concrete documentary proof. In exercising this Court’s constitutional jurisdiction, it is imperative to ascertain the exceptional nature of the grievance and the direct indifference of public functionaries to statutory obligations that impinge upon the public interest. In adjudicating the bona fides of a pro bono publico litigant, the Court must meticulously scrutinize the

litigant's standing as an aggrieved entity and their genuine intentions in espousing the public interest. It is incumbent upon the litigant to unequivocally demonstrate that the purported grievance if left unredressed, will engender deleterious ramifications for society at large.

3. For the foregoing considerations, the present writ petition is not maintainable. Consequently, the same is hereby **dismissed** in **limine** along with the listed application.

J U D G E

J U D G E

g