

HIGH COURT OF SINDH, KARACHI

C.P. No. D-4379 of 2019

---

Date: Order with signature of Judge

---

1. For orders on MA No.27391/19
2. For orders as to maintainability

-----

07.10.2019

Mr. Muhammad Akram Tariq for petitioner

.X.X.X.X.

1. Urgency application granted.
2. It is the case of the petitioner that his service record viz-a-viz his date of birth was rectified by notification dated 12.8.2013. He was supposed to be retired in March, 2013 in terms of service record, however on the basis of a representation and consideration his date of superannuation on the basis of altered date of birth was changed from March,2013 to March, 2015 i.e. two years were extended in service record.

This notification issued by the Government of Sindh, Local Department is illegal and unlawful as no date of birth can be rectified at the twilight of his career. This notification is not sustainable under the law as the service record in terms of notification could not be rectified and thus not entitled for salaries of such extended period and the impugned notification in relation to his retirement on the basis of earlier date of birth does not require any interference. The petition is therefore, dismissed with a cost of Rs.10,000/- to be deposited with the High Court Clinic within fifteen days

.

Judge

Judge