IN THE HIGH COURT OF SINDH, CIRCUIT COURT LARKANA

Constt. Petition No: D- 418, and 2155 of 2010.

Constt. Petition No: D- 2250 and 2605 of 2011.

Constt. Petition No: D- 452, 922, 1022, 1039, 1186, 1305, 1402, 1306, of 2012.

Constt. Petition No: D- 59, 88, 318, 542, 600, 1004, and 1285 of 2013.

Constt. Petition No: D- 212, and 981 of 2014.

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Present:
Mr. Justice Muhammad Shafi Siddiqui.
Mr. Justice Aftab Ahmed Gorar.

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Mr. Ali Azhar Tunio, Advocate.
Mr. Ali Nawaz Ghanghro, Advocate.
Mr. Safdar Ali Ghouri, Advocate.
Mr. Athar Abbas Solangi, Advocate.
Mr. Rashid Mustafa Solangi, Advocate.
Mr. Rafique Ahmed K. Abro, Advocate.
Mr. Imtiaz Ahmed Shahani, Advocate.
Mr. Fida Hussain Shah, Advocate.
Mr. Ghulam Muhiyuddin Durrani, Advocate.
Mr. Ghayoor Abbas Shahani, Advocate.
Mr. Abdul Rehman A. Bhutto, Advocate.
Mr. Imtiaz Ahmed Bhatti, Advocate.
Syed Ghous Ali Shah, Advocate.
Mrs. Leela @ Kalpna Devi, Advocate.

Mr. Abdul Hamid Bhurgri, Addl. A.G.

Date of hearing: 23.09.2014.
Date of Judgment: 23.09.2014.

ORDER

We proposed to dispose of all these petitions through this common order, as the same question of law and facts is involved in these petitions.

The case of the petitioners in the above petitions is that the respondents advertised the post of Assistant Sub Inspectors (BPS-09), in daily "Jang", Karachi, dated 4th May, 1995. In pursuance of the above advertisement the petitioners appeared in the test and declared successful candidates but the respondents with malafide intention did not issue them the appointment letters and instead of them, they have appointed their own blue-eyed boys. It is further contended by them that the respondents failed to
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place the merit list. The petitioners also relied upon two unreported authorities of the Hon'ble Supreme Court in C.P.L.A No. 57-K and others of 2009 and C.P.L.A No. 15-K of 2012.

All the learned counsel for the petitioners submit that they will be satisfied if the petitions are disposed of in the same terms as decided by the Hon'ble Supreme Court in the judgments mentioned supra.

The learned Additional Advocate General appearing on behalf of the respondents, has conceded to the disposal of the petitions on same terms in view of the dictum laid down by the Hon'ble Supreme Court.

However, he submits that this matter regarding appointment of A.S.I's should be resolved once for all, as number of petitions are pending in the Circuit Court at Larkana and time and again the committee has been formed in the terms of the Orders of the Hon'ble Supreme Court.

We have heard the arguments of the respective parties and perused the record and dispose of the above petitions in following terms:

(i) The committee as proposed in the terms of the Order passed by the Hon'ble Supreme Court in C.P.L.A No. 57-K and others of 2009 and C.P.L.A No. 15-K of 2012, be formed and shall decide the matters;

(ii) The committee shall give 30-days public notice in three newspapers, one in English, one in Urdu and one in Sindhi, preferably daily "Dawn", daily "Jang" and daily "Kawish";

(iii) That, the public notice shall be for all the petitioners and the persons who claimed to successful for the post of Assistant Sub Inspector (BPS-09) for the test conducted in the year 1995;

(iv) That, the committee shall decide the matter after hearing all the concerned. The above exercise shall be completed within three months from the date of receipt of this order.

All these petitions stand disposed of in the above terms.

Judge

Judge