

Order Sheet
IN THE HIGH COURT OF SINDH,
BENCH AT SUKKUR

Const. Petition No.D-1018 of 2023

Date of hearing	Order with signature of Judge.
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For Directions

For hearing of CMA 2159/2024(C/A)

20-11-2024

None present for the petitioner.

Mr. Nisar Ahmed Mallah, Advocate for respondent No.4.

Mr. Ali Raza Baloch, Assistant A.G Sindh.

The Court's attention has been drawn to the order dated 08.08.2024, where substantial amount of pensionary benefits was paid to the petitioner through three cheques and matter was adjourned on the commitment made by respondent No.4 that balance amount would be made to the petitioner within 30-days. Thereafter, matter came up on 18.09.2024, 02.10.2024, 22.10.2024 and today, when petitioner has chosen to stay from the Court. Today, statement has been filed by counsel for respondent No.4 with acknowledgment receipt that petitioner has received amount of Rs.200,000/-. In the circumstances, this Court is left with no option but to dispose of the contempt proceedings in the above terms.

Unfortunately, during these proceedings, respondent No.4 i.e. Town Officer, Town Committee, Tharushah was suspended on account of his not attending the emergency rain meeting held by Home Minister, Government of Sindh, for which suspension letter dated 23.08.2024 was issued. Counsel representing said respondent states that respondent No.4 never received copy of letter dated 07.08.2024

(available at page-7 of statement dated 02.10.2024, filed by respondent No.4), therefore he was condemned unheard and his suspension is illegal.

Be that as it may, these are only contempt proceedings in a constitutional motion pertaining to pensionary benefits, therefore, it would be appropriate for the respondent No.4 to submit his suitable reply to said letter in accordance with law and suspension letter be decided on its own merits, independent of the case in hand.

JUDGE

JUDGE

Ahmad