

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA
C. P. No.D-528 of 2014

DATE OF HEARING	ORDER WITH SIGNATURE OF JUDGE
07.12.2016.	

1. For Katcha Peshi.
2. For hearing of M. A. No.1974/2014.

Mr. Shamsuddin Abbasi, advocate for the petitioner.

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

Mr. Asif Hussain Chandio, advocate for respondent No.1.

Through instant petition, the petitioner has challenged the corrigendum dated 05.5.2014 issued by Secretary to Chief Minister for Universities & Boards, Government of Sindh, the respondent No.1.

It is the case of the petitioner that vide notification dated 07.4.2014 the petitioner, who is professor of Pediatric (Surgery) at Shaheed Mohtarma Benazir Bhutto Medical University, Larkana, was assigned additional work of Registrar of the said University till the selection of permanent Registrar is made by the government; thereafter the impugned corrigendum was issued by the respondent No.1, whereby the word "Registrar" appearing in the notification dated 07.4.2014 in respect of petitioner was corrected being inadvertently mistyped to be read as "Director Finance".

The learned Counsel for the petitioner submits that the impugned corrigendum has been issued with malafide, as the petitioner was assigned the additional charge of Registrar of the University by the competent authority.

The learned Addl. A.G submits that the notification dated 07.4.2014 was issued under the directives of Chief Minister, Govt. of Sindh, dated 03.4.2014 whereby the petitioner was given the charge of Director Finance/Treasury, SMBB Medical University and Dr. Orangzeb

Siyal was assigned the charge of Registrar of the said university; however, in notification issued on 07.4.2014 due to mistake the word "Registrar" has been typed at the place of "Director Finance". He has invited in this regard our attention towards the directives of the Chief Minister, Govt. of Sindh dated 03.4.2014, which has been placed on record by the learned Addl. A.G through the statement dated 24.10.2014.

It appears from the perusal of material available on record that under the directives of the Chief Minister, Govt. of Sindh, the petitioner was assigned additional charge of Director Finance and in this regard notification dated 07.4.2014 was issued but that was not as per the directives of the Chief Minister as due to typographical mistake in the said notification he was assigned the additional charge of Registrar instead of Director Finance; as such, the impugned corrigendum dated 05.5.2014 was issued by the respondent No.1. There appears no malafide on the part of respondent No.1 in issuing the impugned corrigendum, hence this petition on this account is dismissed being devoid of merit alongwith listed application. However, in the best interest of the University, we direct the Govt. of Sindh to appoint the permanent Registrar of SMBB Medical University, Larkana as per law within a period of two months hereof and such compliance report be submitted to this Court through Additional Registrar.

Sd/- JUDGE
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