

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA
C.P. No.D-865 of 2017.

DATE OF HEARING	ORDER WITH SIGNATURE OF HON'BLE JUDGE
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For Hearing of main case.

04.10.2018.

Petitioner Rasool Bux Soomro, present in person.

Mr. Abid Hussain Qadri, State Counsel along with Habibullah Mugheri, Assistant Executive Engineer and Muhammad Ramzan Junejo, Senior Clerk.

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Petitioner Rasool Bux Soomro, who on attaining his superannuation age of sixty years retired from Government Service on 15.04.2000 as Senior Accounts Clerk (BPS-12) from the office of Executive Engineer, Saifullah Magsi Branch, Division Shahdaskot has maintained writ petition seeking directions for the respondents for the appointment of his son Naveed Akhtar Soomro as Junior Clerk on "son quota". He also seeks directions to respondents No.2 to 6 to submit list of appointment made by them after his retirement till date on son quota.

It is case of the petitioner that he, after his retirement, submitted an application for the appointment of his said son as Junior Clerk on "son quota" to the Superintending Engineer, Saifullah Magsi Branch Circle, Larkana, which was recommended by him to the Chief Engineer Sukkur Barrage, Right Bank Region Larkana vide letter dated 30.10.2008, who forwarded the same to Secretary Irrigation and Power Department Karachi. It is further case of the petitioner that having no positive response from Sindh Government, he approached to formal Federal Government and in result thereof, the then, Minister Irrigation and Power Department recommended the case of appointment of his son to Secretary Irrigation and Power Department but of no result.

On being served with the notices of this Court, Executive Engineer, Shahdaddock Irrigation Division at Shahdaddock, the respondent No.6, filed his comments, wherein it has categorically been stated that there is no provision of appointment on "son quota" of retired/serving employees in the rule. It has further been stated that no appointment in this regard has been made on the basis of "son quota". The Superintending Engineer, Saifullah Magsi, Branch and Executive Engineer, Saifullah Magsi Branch Division at Shahdaddock, the respondents No.4 and 5 respectively, have also submitted their comments in similar lines.

The petitioner though has filed replies to the comments filed by the respondents but failed to controvert the stance taken by the respondents by mentioning any rule or provision under that a son of a retired employee of Irrigation Department can be appointed on son quota as a matter of right. Hence this petition being devoid of any legal merit is dismissed accordingly.

Judge

Judge