

ORDER SHEET
IN THE HIGH COURT OF SINDH CIRCUIT COURT, LARKANA
C.P. No.D-697 of 2015
&
C.P.No.D-820 of 2015

DATE OF HEARING ORDER WITH SIGNATURE OF HON'BLE JUDGE

1. For Karcha Peshi.
2. For Hearing of M.A.No.3344 2015.

05.10.2016.

Mr. Mazher Ali Bhutto, advocate for the petitioners in both the petitions.

Mr. Ameer Ahmed Narejo, State Counsel.

By this common order we intend to dispose of above captioned petitions as the same have arisen out of common question of facts and law.

Through the listed petitions, the petitioners have challenged the letter dated 15.04.2015 issued by the Deputy Commissioner Administrator, Larkano, Municipal Corporation Larkano, the respondent No.2, addressing Secretary Local Government Department, Government of Sindh Karachi, whereby request has been made for cancellation of posting of the petitioners in Taluka Municipal Administration Larkano, District Larkano.

Respondent No.2 has filed his comments to the petition stating therein that the petitioners are employees of Sindh Local Government and they were posted in Municipal Corporation Larkana on deputation basis and due to non availability of funds, the Municipal Corporation Larkana is not in a position to pay even salary to its regular staff whereas the petitioners are employees of other Union Councils and Districts.

Petitioners have not denied the contention of respondent No.2 by filing any counter affidavit or objection asserting that they are not employees of Sindh Local Government.

It may be observed that the Municipal Corporation having limited resources and if the employees from other corporation or departments are posted in Municipal Corporation naturally the Municipal Corporation would not be in a position

to sustain the burden of excess employees of other department. The petitioners in the petitions have failed to establish their right of serving in Municipal Corporation Larkana, hence the same are dismissed with no order as to costs.
