

**ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P.No.D-5688 of 2016**

Date	Order .with signature of Judge	
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	Present:- Mr. Justice Muhammad Iqbal Kalhoro Mr. Justice Adnan-ul-Karim Memon	
MRS. SHAHILA PARVEEN	PETITIONER

VERSUS

FEDERATION OF PAKISTAN & OTHERS	RESPONDENTS
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Mrs. Shahila Parveen, Petitioner in person
Mr. Khalid Mehmood Siddiqui, Advocate for PIAC

Date of hearing	:	24.04.2017
Date of Judgment	:	05.05.2017

JUDGEMENT

MUHAMMAD IQBAL KALHORO, J. Petitioner claims to be employee of Pakistan International Airline (PIAC), and working as 'Air-hostess'. She through this petition has prayed for the following reliefs:-

"A)To direct respondent# 1 to 2 release my attendance of the petitioner without any harassment.

B) Direct the respondent to release the salary of the petitioner from August, 2016 to September, 2016 and submit report before the Hon'ble Court.

C) That Court restrain the respondent from taking any action against the petitioner without the permission of this Honourable Court.

D) Direct the respondents to allow the petitioner attend the office and restrain them from demolishes the carrier of the petitioner.

E) Direct the respondents to allow the attendance of petitioner and restrain them from making any fault in this regards.

F) Restrain the respondents from transfer the petitioner in view of above letter dated 16.05.2016, letter No.Ref.HRM(FS)ATCH/15.

G) Grant any other relief that this Honourable Court deems fit &proper in the circumstances of the case."

2. In brief petitioner's case is that the respondent No. 2 /Khalil Shaikh, Superintendent PIA Model Colony, Secondary School, PIA Township, Karachi, and respondent No.3/Shagufta Hamid, Principle PIA Model Secondary School Township, Karachi, are causing harassment to her. Although in Constitution Petition No. 58/2016 filed by her, this Court has ordered the respondent to stop causing harassment to the petitioner, but still she was being harassed. The petitioner has also alleged that due to

victimization, she has been transferred. The respondent No.1 was using vulgar language with her whenever she goes to the school for teaching. Although she arrives at the school on time despite studying in Karachi University in addition to attending family responsibilities, but respondent No.2 is making wrong propaganda against her and causing harassment through menial staff and by writing that the petitioner was mental. According to her, she informed about the victimization of respondent No.2 to the PIA Management but to no avail. That when she informed to respondent No.3/ Shagufta Hamid, who is Principle of school, she also victimized her. Her claim is that respondent No.1 was threatening her to write against the Scouts but when she refused, he used vulgar language against her. She has further alleged that on baseless allegations respondent No.3 was sending her illegal letters calling for her explanation regarding attendance, etc. According to her, the respondents have committed cognizable offences but the administration of PIA was not registering complaints against them. In the back drop of these facts she has prayed for as above.

3. We heard the petitioner in person and learned counsel for the PIA. The petitioner in this petition has essentially leveled the allegations against the respondents, which require factual inquiry and this Court while exercising jurisdiction under the constitution would not hold factual inquiry to determine veracity of such accusations against the respondents. In addition to above allegations, we have noted that the petitioner has complained of non-payment of her salaries. This fact was, however, disputed by the learned counsel for the PIA, who stated that petitioner was being paid salaries regularly. He further informed that the petitioner was facing an inquiry on certain allegations, and in order to save herself she has filed this petition. In the light of such statement by the learned counsel for the PIA that petitioner is being paid salaries regularly and the fact that disputed facts have been alleged, we would not like to proceed further, and dispose of this petition along with pending application(s). However, before parting with this order, we would like to direct the respondents not to cause any harassment to the petitioner and they shall act in accordance with the law.

JUDGE

JUDGE