

ORDER SHEET  
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR  
Const. Petition No.D-1261 of 2023

Date	Order with signature of Judge
------	-------------------------------

1. For orders on office objection at flag `A`
2. For hearing of CMA No.5331/2023
3. For hearing of main case

16-01-2024

Mr. Nazeer Ahmed Chachar, Advocate for the Petitioner  
M/s Alam Sher Bozdar and Tariq Abdur Rauf Simair,  
Advocates for Respondent No.4  
Mr. Ali Raza Baloch, Assistant Advocate General. He has  
filed comments of respondent No.3  
Mehboob Ali Shaikh, AEO (ES&HS) Sukkur

-.-.-.-.-

**Muhammad Iqbal Kalhoro,J:-** Petitioner applied for the post of Junior Elementary School Teacher (JEST) in the recruitment process of 2021-2022 against the vacancies in Taluka Pano Akil UC Mubarakpur. He obtained 46 marks. There were two seats; on one seat Mr. Long who had also secured 46 marks but was senior in age to petitioner was appointed. Respondent No.4 who had secured 47 marks and was ahead of the petitioner on merit list was appointed on the remaining seat reserved for mixed quota (Male & Female).

Case of the petitioner is that the post against which respondent No.4 has been appointed was reserved for only male candidates. However, he has not submitted any document to support this statement and has stated it is the department to file such a report. Assistant Education Officer (ES & HS) Sukkur, present and has disputed such statement and submits that the seat against which respondent No.4 has been appointed belongs to mixed quota and not reserved for male candidates. Respondent No.4 had secured more marks than petitioner and is equal to petitioner in education qualification, to boot. We have found therefore no illegality in her appointment which has been challenged by petitioner. The petition is misconceived and is accordingly dismissed therefore.

JUDGE

JUDGE