

**IN THE HIGH COURT OF SINDH, CIRCUIT COURT,  
LARKANA**

***Constitutional Petition No. D- 784 of 2015.***

**Present:**

Mr. Justice Muhammad Junaid Ghaffar.  
Mr. Justice Irshad Ali Shah.

Muhammad Zaman Golo. ....Petitioner.

**Versus**

Province of Sindh  
& others. ....Respondents.

Mr. Ahsan Ahmad Quraishi, Advocate for petitioner.  
Mr. Abdul Hamid Bhurgri, Addl. A.G.

Date of hearing: 30.09.2020.  
Date of judgment: 30.09.2020.


**J U D G M E N T**

**Muhammad Junaid Ghaffar, J-** Through this petition, the petitioner has sought for following relief (s):

- (i) *To direct respondents to issue appointment order in favor of petitioner for the post of Primary School Teacher, as he has successfully passed the written test by securing the marks more than the requisite marks.*
- (ii) *To declare that the policy to choose and pick which is going to be made by the respondent is beyond the merits and is illegal, malafide without lawful authority and discriminatory, thus is void.*
- (iii) *Grant any other equitable relief.*

Learned counsel for the petitioner submits that the petitioner pursuant to advertisement dated 25.10.2008 applied for such vacancy and test was conducted on 26.04.2009. According to him, as per the list available with the petitioner, he secured 67 marks but was not appointed; thereafter the petitioner approached the concerned authorities vide applications dated

11.6.2014, 08.11.2014, 06.02.2015 and 07.04.2015. He further submits that petitioner also approached the Provincial Ombudsman.

After going through the record we have confronted learned counsel  for the petitioner as to laches in filing this petition, in as much as test was conducted on 26.4.2009, whereas instant petition has been filed on 13.07.2015, but the counsel is not in a position to satisfactorily respond. By the conduct of the petitioner's own pleadings it appears that the first application was written by him on 11.6.2014 in respect of his grievance pertaining to year 2009. In the circumstances, we are of the view that this petition is hit by laches and cannot be entertained. Accordingly, it is dismissed.

Ansari