

ORDER SHEET  
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR  
C.P No.D-831 of 2015

Date	Order with signature of Judge
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1. For hearing of main case.

**12.10.2023**

Mr. Nisar A. Bhanbharo, Advocate for the Petitioner  
Mr. Zulfiqar Ali Naich, AAG along with Ali Ahmed Rajper, DEO  
(EH&SH), Khairpur

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Petitioner applied for a post of Junior School Teacher under Recruitment Policy, 2012, against vacancies announced in UC Setharja and was declared successful in test having obtained 64 marks. However, at the same time another candidate namely Mst. Pervaizan also secured similar marks i.e. 64. But since she was older than her in age, she was given preference and appointed.

Petitioner filed this petition in 2015, after much span of time. Mst. Pervaizan has been rendered service for the last 10 years and meanwhile much water has passed from under the bridges. At this point in time, petitioner's only emphasis articulated by her Counsel is that if it is possible, she may be considered and adjusted, as in the said UC, there were 13 seats lying vacant and only 09 seats were filled. However this is disputed by learned AAG, he has confirmed that there were only 09 seats, which were filled in the year, 2012 and at preset no seat is lying vacant to accommodate the petitioner on. We, therefore, feel that this petition after ten (10) years of recruitment has virtually become infructuous. Since no seat is lying vacant to accommodate the petitioner on, we cannot pass any such order.

This petition is accordingly disposed of.