

ORDER SHEET
IN THE HIGH COURT OF SINDH KARACHI

Const. Petition No. D-1993 of 2025

Date	Order with signature(s) of Judge(s)
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Directions

1. For orders on CMA No.1461/2026 (Urgent Application)
2. For orders as to maintainability of petition
(In view of Court order dated 22.12.2025)

27.01.2026

Malik Naeem Iqbal and Mr. Talha Abbasi, Advocates for the Petitioners

M/s. Hakim Ali Shaikh and Sageer Ahmed Abbasi, Additional Advocates General, Sindh

Muhammad Saleem Jessar, J:- Learned counsel for the petitioners pleads urgency, which is not opposed by the learned Additional Advocate General, Sindh. Accordingly, the application seeking urgency is granted.

The main grievance of the petitioners is that by order dated 11.03.2024, passed by the Inspector General of Police, Secretary to Government of Sindh, Police Department, Karachi their earlier reinstatement into service was withdrawn/canceled *void ab-initio*, since their appeals had already been rejected/decided by the 1st Appellate Authority, hence they were in violation of Rule 13(b) of Sindh Police (Efficiency & Discipline) Rules, 1988, which allow only one appeal from original order. Since their reinstatement was, in fact, based on a second appeal, as such the impugned order was not permissible under the law.

We have heard the learned counsel for the petitioners as well as learned Additional Advocate General, Sindh at length and considered the record.

We refrain ourselves from going into the merits of the case, as it seems to us that the procedural error may have occurred in passing the impugned order namely that prior to passing the impugned order the petitioners should have been given notice that their order of reinstatement was about to be withdrawn and they should have been afforded an opportunity to respond as to why the order should not be withdrawn. However, this procedure was not adopted and the impugned order was passed without hearing any of the petitioners.

Accordingly, we *set aside* the impugned order dated 11.03.2024 to the extent of the petitioners. The competent authority is directed to issue notice to the petitioners, within 07 days of the date of receipt of this order, regarding the proposed withdrawal of their reinstatement order and ask for any comments which they may have on the same.

Within 21 days of receipt of such notice, the petitioners shall make their replies (if any) and thereafter, the Competent Authority shall consider their replies to notice after giving them an opportunity of personal hearing pass a fresh order strictly in accordance with law. This whole process shall be completed within 03 months from the date of this order.

A copy of this order shall be sent to the Inspector General of Police Sindh Karachi for compliance.

Petition stands disposed of in the above terms along with all pending application(s), if any.

**JUDGE
HEAD OF CONST. BENCHES**

JUDGE

B-K Soomro