

ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI

Constitutional Petition No. D-458 of 2026  
(Zahid Ali versus Province of Sindh & others)

Date	Order with signature of Judge
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Mr. Justice Adnan-ul-Karim Memon  
Mr. Justice Zulfiqar Ali Sangi

1. For order on office objection
2. For hearing of CMA No.1641/2026
3. For hearing of main case

**Date of hearing and order:-29.4.2026**

Mr. Israr Ahmed Abro advocate for the petitioner  
Mr. Abdul Jalil Zubedi, Additional AG  
Mr. Allah Ditto Khoso, Litigation Officer, SE&LD  
Mr. Majid Ishaque, Deputy District Education Officer (DEO), Elementary  
Secondary and Higher Secondary (ES&HS), Korangi Karachi

**ORDER**

**Adnan-ul-Karim Memon, J.** Petitioner Zahid Ali has filed this Constitutional Petition under Article 199 of the Constitution of the Islamic Republic of Pakistan, 1973 seeking following relief: -

- a) Declare the act of the respondents illegal, unlawful, direct respondents not to end the service of the petitioner as the petitioner appointed on deceased quota as per law.*
- b) Direct respondents restrain not to take any illegal, unlawful action against the petitioner till final disposal of the petition.*
- c) Direct the respondents to issue I.D of petitioner for salary from his joining.*

2. The case of the petitioner, as presented by his learned counsel, is that he was duly appointed as Junior Clerk (BPS-11) in the Education Department against the deceased quota in accordance with the applicable rules and policy. It is contended that after receiving his appointment, the petitioner promptly submitted his joining report and has remained available for duty. However, despite his continuous availability and performance of duties, his salary has not been released since the date of his joining, which, according to him, is unjust, arbitrary, and without lawful justification.

3. At this stage, the learned Assistant Advocate General (AAG) submits that the matter may appropriately be remitted to the Education Department for a thorough scrutiny of the petitioner's appointment and all connected record. He further submits that in the event the petitioner's appointment is found to be valid and genuine under the deceased quota policy, including in light of the order passed by the Honorable Federal Constitutional Court, the authorities shall

process the petitioner's case for release of his salary within a period of three weeks thereafter.

4. When the aforesaid position was put to the learned counsel for the petitioner, he expressed satisfaction and sought disposal of the instant petition in the same terms.

5. In view of the above consensus, and without touching upon the merits of the case, the instant petition stands disposed of in the above terms along with all pending application(s), if any.

JUDGE

JUDGE