ORDER SHEET

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

Constt: Pett: No.D- 2858 of 2011.

Date

Order with signature of judge.

- 1.For Katcha Peshi.
- 2.For hearing of M.A No.5281 of 2012.
- 3.For order on M.A No.7763 of 2011.

13.05.2015.

Petitioner is present in person.

Mr. Habibullah G. Ghouri, advocate holding brief for Mr.Ghulam Ali A. Samtio, advocate for respondent No.3.

Mr. Abdul Hamid Bhurgri, Addl. A.G alongwith Dr.Saifullah, Medical Superintendent, CMC Hospital, Larkana and Dr.Dost Muhammad Shaikh, Addl. M.S CMC Hospital, Larkana.

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NAZAR AKBAR-J,:- Through this petition, the petitioner has sought direction to the respondents to consider the petitioner for the post of Stenographer BPS-15 in Chandka Medical College, Hospital, Larkana, as according to the petitioner he has been ignored by the respondents.

Precisely the facts of the petition are that the petitioner, pursuant to the public notice/advertisement dated 23.11.2011 issued by Medical Superintendent, CMC Hospital Larkana, applied for the post of Stenographer. It is pertinent to mention here that advertisement was for the recruitment of as many as 44 different posts/jobs in CMC Hospital Larkana and several persons applied for the various posts including the Stenographer BPS-15. Those who fulfilled the basic criteria for the post of Stenographer were called for interview, the petitioner was not found fit and not only the petitioner but other candidates who applied for the post of Stenographer were also not found suitable by the Selection

Board/Authority and therefore, none was appointed against the post of Stenographer in CMC Hospital Larkana.

The petitioner, who alongwith others appeared for the interview on 20.12.2011, has filed this constitutional petition challenging the entire criteria/method of recruitment and wants to nullify the whole process of appointment of various persons on different posts pursuant to the aforesaid advertisement. He claims that he was expecting his appointment and therefore, his legitimate expectation has been shattered, however, he was unable to show how any vested right was accrued to him only on the basis that he has filed application and appeared in the interview for appointment as Stenographer in CMC Hospital, Larkana. He has failed either to demonstrate any vested right accrue to him for appointment or violation of any fundamental right guaranteed under the constitution to the applicant since he had applied for recruitment against the post of Stenographer in CMC Hospital Larkana, and not selected.

In the above facts and circumstances, no case was made out for interference in the administrative actions of the respondents which even otherwise have not violated any fundamental right of the petitioner, and therefore, we were of the view that this constitutional petition was not maintainable. This petition was therefore, dismissed by a short order dated 13.05.2015 and these are the reasons for the dismissal of this petition.

JUDGE

JUDGE