

IN THE SUPREME COURT OF PAKISTAN
(APPELLATE JURISDICTION)

PRESENT:

JUSTICE YAHYA AFRIDI, CJ
JUSTICE MUHAMMAD SHAFI SIDDIQUI
JUSTICE MIANGUL HASSAN AURANGZEB

Crl.A.254/2024 and Crl.M.A.1081/2024 IN Crl.A.254/2024

(Against order dated 04.06.2024 of the High Court of Sindh, Circuit Court Mirpurkhas passed in Crl. Appeal No.254/2024)

Managing Director OGDCL, Islamabad
and others

*...Appellants/
Applicants*

Versus

Bherji and another

...Respondents

For the Appellants: Mr. Khurram Mumtaz Hashmi, ASC.

For the Respondents: Respondent No.1 in-person.

Date of Hearing: 28.08.2025

ORDER

YAHYA AFRIDI, CJ.- We have gone through the impugned order and note that the high court in its contempt jurisdiction has simply followed the directions so rendered by it in its constitutional jurisdiction while allowing Constitution Petition No.D-200 of 2024.

2. When confronted, the learned counsel for the appellants stated that the directions so rendered are contradictory and when case of respondent No.1 is to be decided on merits then the average remarks in his ACRs would be considered. We are afraid in the present jurisdiction it would not be appropriate for this court to pass any findings on the decision that had been rendered in the constitutional jurisdiction of the high court. We have further been

informed that the appellants have not challenged the findings so rendered by the high court. This being the position, there is no reason to interfere with the impugned order. The appeal at hand is dismissed. The appellants are at liberty to approach the appropriate forum for redressal of their grievances.

Islamabad, the
28^h August, 2025
Not approved for reporting
Sanaullah*