

Form No: HCJD/C-121

ORDER SHEET

IN THE ISLAMABAD HIGH COURT, ISLAMABAD

JUDICIAL DEPARTMENT

Writ Petition No. 3428 of 2016

Dr. Rafiqullah Khan, etc.

Vs

Federation of Pakistan through Secretary, M/o Finance, etc.

S. No. of order/ proceedings	Date of order/ proceedings	Order with signature of Judge and that of parties or counsel where necessary.
------------------------------	----------------------------	---

25-02-2020.

Mr. Shabbir Ahmed Bhutta, Advocate for the petitioners.
Raja Zubair Hussain Jaral, Advocate for the respondents.
Mr. M. Saif Ullah Gondal, AAG.
Mr. Nadeem Arshad, S.O, Establishment Division.
Mr. Gulfraz Hussain, Accountant on behalf of respondents no. 3 and 4.

The petitioners are seeking a writ in the nature of mandamus.

2. The learned counsel for the petitioners has been heard at length. He has stated that the relief sought by the petitioners is at par with the relief granted by various courts and in this regard he has referred to the judgment passed by the august Supreme Court in case titled "*Iqbal Ahmed and others v. Secretary, Ministry of Education, Government of Pakistan, Islamabad and 3 others*" [1998 SCMR 686]. The learned counsel was asked whether before invoking the jurisdiction of this Court under Article 199 of the Constitution of the Islamic Republic of Pakistan, 1973, the petitioners had field any representation before the competent forum. He has stated that

several representations were filed but they remained unattended.

3. On a query of this Court, the learned Assistant Attorney General, who has appeared along with Mr. Gulfraz Hussain, Accountant, representative of respondents no. 3 and 4, has stated that the competent authority will consider the grievance of the petitioners if they file a representation.

4. The petitioners, therefore, would be at liberty to file their joint representation before the competent forum. In case such a representation is filed, then the competent authority is expected to decide the grievance of the petitioners in accordance with law.

5. The petition is, therefore, accordingly disposed of.

CHIEF JUSTICE

Saeed