

JUDGMENT SHEET.
IN THE ISLAMABAD HIGH COURT,
ISLAMABAD.

Writ Petition No.22 of 2018

Muhammad Saleem.

Versus

Federation of Pakistan, through Secretary Establishment Division, Islamabad
and 02 others.

Petitioners By : Ch. Muhammad Nawaz, Advocate.

Respondents By : M.D. Shahzad and Ch. Talib Hussain,
Advocates for respondent No.3.
Raja Khalid Mehmood Khan, learned
Deputy Attorney-General.
Mahmood Khan Lakho, Section Officer,
Establishment Division.

Date of Decision : 16.01.2020

AAMER FAROOQ, J. - Through the instant petition, the petitioner seeks direction to the respondents to consider him for promotion and grant the same in BS-21.

2. The facts, in brief, are that the petitioner is a civil servant, however, he retired on 31.12.2017. He retired in BS-20, however, was considered for promotion in BS-21 in 2016 but was not recommended for promotion. He challenged his non-recommendation through the instant petition.

3. At the very outset, learned Deputy Attorney General submitted that instant petition has become infructuous inasmuch as the petitioner has retired from service. When confronted learned counsel for the petitioner acceded, however, submitted that an appropriate direction be issued for proforma

promotion. Learned counsel in this regards placed reliance on the decision of this Court in "*Masood Akhtar Shaheedi Vs. Federation of Pakistan, through Secretary Establishment Division, Islamabad and 05 others*" (***Writ Petition No.1714 of 2019***).

4. Arguments advanced by learned counsel for the parties have been heard and the documents placed on record examined with their able assistance.

5. It is an admitted position that the petitioner has retired from service and in such view of the matter no direction can be made to the respondents for granting him promotion, however, the petitioner has a remedy of approaching FR-17 Committee for proforma promotion in accordance with the parameters set down by the referred Committee.

6. In view of the above, the instant petition is **disposed of** as having become infructuous, however, the petitioner may approach the FR-17 Committee.

(AAMER FAROOQ)
JUDGE

M. Zaheer Janjua