

Form No: HCJD/C-121

ORDER SHEET

IN THE ISLAMABAD HIGH COURT, ISLAMABAD
(JUDICIAL DEPARTMENT)

W.P. No. 937 of 2013

Dr Shahzad Afzal

Vs

The Minister for Science and Technology, etc.

S. No. of order/ proceedings	Date of order/ proceedings	Order with signature of Judge and that of parties or counsel where necessary.
09)	<u>20-09-2021.</u>	Nemo, for the petitioner. Syed Muhammad Tayyab, DAG. Rai Azhar Iqbal Kharal Advocate, for the respondents. Mr Mehmood Khan Lakho, S.O. Establishment Div. Mr Ahmed Iqbal, Law Officer M/O Science & Technology. Mr Mumtaz Ali, Admin Officer, PSQCA.

The petitioner through this petition has assailed office order, dated 25.02.2013, issued by an authority based at Karachi.

2. It is noted that this petition was filed in 2013. It was dismissed for non-prosecution on 29.11.2018 and subsequently it was restored vide order, dated 24.06.2019. However, it was again dismissed for non-prosecution on 29.10.2020. Nonetheless, it was again restored on 25.11.2020. No one is in attendance on behalf of the petitioner today.

3. With the able assistance of the learned counsel for the respondents and the learned Deputy Attorney General the record has been carefully perused.

4. Through the impugned office order, dated 25.02.2013, the competent authority based at Karachi has merely informed the petitioner that his contract period had expired. It appears from the record that the Cabinet Sub Committee on regularization had also taken up the case of the petitioner. However, this Court vide judgment, dated 01-11-2017, passed in W.P. No. 2117/2016 titled "Shagufta Hashmat v. Federation of Pakistan, etc." has already declared the constitution of the Cabinet Sub Committee on regularization to be without lawful authority and jurisdiction. The said judgment was upheld by a learned Division Bench of this Court vide judgment, dated 21-06-2018, in ICA No. 340/2017, titled "Imran Ahmed and others v. Federation of Pakistan, etc." The aforementioned judgments were upheld by the august Supreme Court vide order, dated 13-03-2019, passed in C.P. No. 2792/2018, titled "Muhammad Irfan Khan v. Federation of Pakistan through Secretary to the Government of Pakistan M/O Information Technology and Telecom Division, Islamabad and others."

5. Moreover, this Court is bereft of jurisdiction because the Pakistan Standards and Quality Control Authority is not amenable to its territorial jurisdiction.

6. For the above reasons, this petition is without merit and, therefore, accordingly **dismissed**.

(CHIEF JUSTICE)