

**ORDER SHEET.**

**IN THE ISLAMABAD HIGH COURT, ISLAMABAD.**  
**JUDICIAL DEPARTMENT.**

**Writ Petition No.2598/2019.**

Wajid Hussain Bhatti

Versus

Capital Development Authority through Chairman, Islamabad, etc.

S. No. of order/ proceedings	Date of order/ Proceedings	Order with signature of Judge and that of parties or counsel where necessary.
	11.09.2019.	Mr. Muhammad Farooq, Advocate for petitioner.

Through this writ petition the petitioner has prayed for issuance of direction to the respondents to allow him to re-join his job and has also prayed for further direction to respondents for payment of arrears.

2. Learned counsel for the petitioner *inter-alia* contends that petitioner was appointed as Ordinary Grade Mali (OGM) vide letter dated 24.09.1990, however, during the period of his service he was on medical leave for 45 days w.e.f. 14.02.1994 to 30.03.1994, where-after he was not allowed to join his position; that petitioner filed application to the Chairman CDA on 12.05.1998 but his file could not be traced by the respondent's office.

3. Arguments heard, record perused.

4. Perusal of record reveals that petitioner has appended the initial appointment letter as Ordinary Grade Mali in the Environment Directorate, CDA and as per his own assertion he was on sick leave of 45 days till 30.03.1994, where-after he was not allowed to join his service.

5. As per record, the petitioner has filed application for reinstatement in service to the Member Environment, CDA vide application dated 14.11.2000 and even his personal file was missing from the office of respondent. On minut scanning of the record petitioner has approached the office of CDA in the year 2013 and 2015 respectively in which he has claimed his reinstatement in service. All these aspects demonstrate that instant writ petition has been filed with delay and hit by principle of laches, therefore, this Court is not in position to condone the negligence on the part of petitioner as no logical explanation has been rendered by the petitioner for seeking proper remedy under the law with such delay, therefore, instant writ petition is hereby *dismissed in limine*.

(MOHSIN AKHTAR KAYANI)  
JUDGE

Zahid