

## **JUDGMENT SHEET.**

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

**W.P. No. 2309/2021**

Muhammad Israr

*Versus*

Federal Urdu University of Arts Science & Technology, Karachi, etc.

**Petitioner by:** Mr. Zohaib Hassan Gondal, Advocate.

**Respondents by:** Mr. Attaullah Hakim Kundi, Advocate.

**Date of Decision:** 20.09.2021.

**MOHSIN AKHTAR KAYANI, J:** Through this writ petition, the petitioner has assailed the test for the post of lecturer held on 13.06.2021 primarily on the ground that he has not been informed by the respondent university qua the change of date of test.

2. It has been contended by the petitioner's counsel that petitioner has applied for the advertised post of lecturer BPS-17, whereby he received call letter for the test dated 25.05.2021, however, he again received auto generated text message from the university that the schedule test for the said post has been changed for 01.06.2021 but prior to the said date he received another text message from respondent university that test held on 01.06.2021 has been postponed and new date for the test will be announced but subsequently he came to know that postponed test was held on 13.06.2021 but no information was given to him through text message or through any other mode which has been received by other candidates.

3. Conversely, learned counsel for the respondent university contends that date 13.06.2021 of test has already been informed to the petitioner and to that effect message delivery report is appended with the written reply.

4. Arguments heard, record perused.

5. Perusal of record reveals that above mentioned contention of the parties reveals that the question raised in the instant writ petition is based upon disputed facts qua the test date for the post of lecturer though respondent university has appended certain record, whereby text messages regarding new test date were delivered to all applicants, which requires thorough inquiry as to whether petitioner has received such message or otherwise but such question could not be resolved in the constitutional jurisdiction, therefore, instant writ petition is *dismissed*.

**(MOHSIN AKHTAR KAYANI)**  
**JUDGE**