

HCJD/C-121
ORDER SHEET

ISLAMABAD HIGH COURT
ISLAMABAD

W. P. No.2800/2017

Faisal Ejaz

Versus

Pakistan Television Corporation Limited
through its Managing Director & 3 others

S.No. of order/ Proceeding	Date of hearing	Order with signature of Judge, and that of parties or counsel, where necessary.
01	31-07-2017	Mr Arif Majeed, Advocate for the petitioner.

The petitioner has invoked the jurisdiction of this Court under Article 199 of the Constitution of the Islamic Republic of Pakistan, 1973 (*hereinafter referred to as the 'Constitution'*) assailing order, dated 24-07-2017.

2. At the very outset the learned counsel was asked as to how the instant petition is maintainable since this Court has already held that the terms and conditions of service of the employees of Pakistan Television Corporation are not governed by statutory rules. Moreover, the impugned order cannot be treated as an adverse order since merely a committee has been constituted for the purposes of ascertaining as to

whether or not the educational qualifications of the petitioner are fake.

3. The learned counsel argued at length. He contended that it is a case of 'double jeopardy' since in the year 2007 i.e. vide order, dated 04-10-2007, the same matter had already been adjudicated. The learned counsel has further contended that it is evident from noting, dated 27-04-2017, that the earlier order, dated 04-10-2007, was passed after the competent authority had exercised the discretion in accordance with law.

4. The learned counsel has been heard and the record perused with his able assistance.

5. The impugned order, dated 24-07-2017, by no stretch of the imagination can be treated as adverse order. Moreover, this Court has held that the terms and conditions of service of the employees of Pakistan Television Corporation are not governed under statutory rules. It is not the case of the petitioner that the impugned order has been passed in violation of any rule or regulation. In the facts and circumstances of the instant case, the instant petition is not maintainable.

W.P. No. 2800/2017

6. For what has been discussed above, the instant petition is dismissed in limine.

(ATFAR MINALLAH)
JUDGE

Luqman Khan/*

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