

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

**Crl. Org. No. 91/2019.**

Salman Tariq

**Versus**

Azam Suleman Khan, etc.

S. No. of order/ proceedings	Date of order/ Proceedings	Order with signature of Judge and that of parties or counsel where necessary.
	15.04.2019.	Barrister Tayeeb Jan, Advocate for applicant.

Through this Crl. Original, applicant has sought initiation of contempt of court proceedings against respondents for non-compliance of order dated 26.09.2013, passed by this Court in W.P No.2829/2009.

2. Learned counsel for the applicant contends that this Court vide order dated 26.09.2013 directed the respondents to reconsider the application of applicant for re-instatement in service but till date respondents have not decided the application in accordance with law.

3. Arguments heard, record perused.

4. Perusal of record reveals that this Court passed the following order on 26.09.2013 in W.P No.2829/2009:-

*The petitioners were employees of FIA, who were contract employees and their services were terminated vide order dated 19-01-2000. Their applications are pending before the respondents Secretary Interior and D.G. FIA for reinstatement. Learned counsel for the petitioners states that a direction is issued to the respondents No. 3 & 4,*

*Secretary Interior Division and D.G. FIA that the cases of the petitioners be reconsidered in accordance with law, rules and procedure.*

*2. Order accordingly.*

*3. Writ petition stands disposed of.*

5. I have asked the learned counsel for the applicant to justify the reason of filing the instant Crl. Original with delay of 06 years and also <sup>to</sup> explain the eligibility under Sacked Employees Act, 2010, whereby he candidly conceded that applicant has not filed any application during last 06 years and his case does not fall within the eligibility criteria of Sacked Employees Act, 2010. Learned counsel for the applicant further contends that as per the direction passed by this Court vide order dated 26.09.2013 case of applicant has to be reconsider by the Secretary Interior and D.G. FIA for reinstatement.

6. While considering the above background, this Court is of the view that instant criminal original is just an afterthought and no contempt of Court has been made out, especially when applicant himself is guilty of contemptuous delay for filing the instant petition. Hence, instant petition is *dismissed in limine*.

(MOHSIN AKHTAR KAYANI)  
JUDGE