

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

**W.P No. 4376-2019**

Sajid Mumtaz

Versus

The Secretary, FPSC, Islamabad and another.

S. No. of order/ proceedings	Date of order/ Proceedings	Order with signature of Judge and that of parties or counsel where necessary.
(08)	29.09.2021	Petitioner in person. Barrister Muhammad Mumtaz Ali, AAG. Muhammad Abdullah, A.D (Legal), FPSC.

**MOHSIN AKHTAR KAYANI J.** Through the instant writ petition, the petitioner has assailed the appointment of respondent No.2 as Associate Professor (English), appointed by the FPSC, whereby candidature of the petitioner has been rejected due to less administrative experience at College/University level.

2. Petitioner in person states that he fulfills all the qualifications and eligibilities provided in the advertisement against the post of Associate Professor, English (BPS-19) in Federal Directorate of Education. He further submits that his case has been processed in the FPSC and later he has received the letter dated 28.06.2018 that his candidature has been rejected due to less experience, though he fulfills the required standard referred in the advertisement. He further submits that respondent No.2 was appointed on the said position without deciding the fate of review filed by the petitioner before FPSC in terms of Section 7(3)(a)

of FPSC Ordinance, 1977 after depositing Rs. 100/- as requisite fee, but his review application has been misplaced by the FPSC, as such his review should have been decided.

3. On the other hand, learned Assistant Attorney General contends that instant writ petition is not competent as alternate remedy is available to the petitioner, but he has not exercised the same. Even otherwise, petitioner has deposited Rs. 100/- in order to avail the alternate remedy of review in terms of Section 7(3)(a) of the FPSC Ordinance, 1977 as referred in the rejection of candidature letter dated 28.03.2018.

4. Petitioner in person has been confronted with the above situation, whereby he states that he feels satisfied if instant writ petition be sent to Chairman FPSC by converting the same into representation for decision in accordance with law.

5. In view of above, instant writ petition is **DISPOSED OF**. Office is directed to send instant writ petition alongwith its annexures as representation to the Chairman, FPSC, who shall decide the review already filed by the petitioner before FPSC within sixty (60) days.

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