

ORDER SHEET
ISLAMABAD HIGH COURT
ISLAMABAD

W.P.No.2436/2019

Usman Haider
VERSUS
Federation of Pakistan, etc

S.No. of order/ Proceeding	Date of hearing	Order with signature of Judge, and that of parties or counsel, where necessary.
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01.7.2019. Dr.G.M.Chaudhry, Advocate for the Petitioner.

Through this writ petition the Petitioner has prayed for the following relief:-

In view of the above, it is respectfully prayed that appropriate writ may graciously be issued to the following effect:-

- a) That the respondents be directed to determine the seniority of the Petitioner in the light of Rule 10 of the Pakistan WAPDA Common Cadre Administrative Posts Service Rules, 1980, or whichever Rules applicable in the case of the Petitioner from his date of initial appointment as the Junior Engineering i.e 30.08.2004, as well as in the light of terms and conditions conveyed vide letter No.CEO/TESCO/1821-2at, DATED 04.08.2004 (Annex-B).*
- b) That to consider the Petitioner for promotion after determination of seniority from date of initial appointment as the Junior Engineer i.e 3008.2004.*
- c) That the Respondents be restrained from taking any victimizing acts, transferring outside the IESCO as well as from taking any adverse action against the Petitioner during the pendency or till the final decision of the instant Writ Petition due to filing of the instant Writ Petition.*
- d) That the cost of the constrained litigation for protection of legal rights be awarded to the Petitioner in the interest of justice.*

Any other favourable relief may also graciously be granted to the Petitioner as may be deemed just and proper in the facts and circumstances of the case.

2. Learned counsel for the Petitioner ,interalia, contends that Petitioner's seniority has to be settled from his initial date of appointment as the Junior Engineer i.e 30.08.2004 and the Respondents are not considering the said date for the purpose of seniority in the light of Rule 10 of the Pakistan WAPDA Common Cadre Administrative Posts Service Rules, 1980. Learned counsel for the petitioner has been confronted that as to whether Petitioner has agitated the question of his seniority through any representation, in reply to said query the learned counsel for the Petitioner has drawn the attention of this Court towards the pending representation dated 11.07.2014 referred to the Chief Executive Officer of the IESCO.

3. Keeping in view the above facts, instant petition is **disposed of** with the direction to the Chief Executive Officer, IESCO to decide the pending representation dated 11.07.2014 of Petitioners in accordance with law within a period of three months.

(MOHSIN AKHTAR KAYANI)
JUDGE

M.S..ZAKI