

Form No: HCJD/C-121

ORDER SHEET

IN THE ISLAMABAD HIGH COURT, ISLAMABAD  
(JUDICIAL DEPARTMENT)

W.P. No. 856 of 2021

Ghulam Murtaza Cheema

**Vs**

Federal Board of Intermediate & Secondary Education, etc.

S. No. of order/ proceedings	Date of order/ proceedings	Order with signature of Judge and that of parties or counsel where necessary.
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04)	<u>16-09-2021.</u>	Hafiz Arfat Ahmed Chaudhry Advocate, for the petitioner. Mr Abdul Rahim Bhatti Advocate, for the respondents. Mr Mehmood ul Hassan, Superintendent FBISE.
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**ATHAR MINALLAH, C.J.-** The petitioner has invoked the constitutional jurisdiction of this Court under Article 199 of the Constitution of the Islamic Republic of Pakistan, 1973 assailing order, dated 01.01.2021.

2. The learned counsel for the petitioner has been heard at length. It is the case of the petitioner that the pay-fixation was made by the competent authority and that he had no involvement therein. The learned counsel has stressed that without conducting a regular inquiry, serious allegations of fraud, manipulation, connivance and concealment could not have been adjudged against the petitioner.

3. The learned counsel who has appeared on behalf of the respondent Board has stated that the appeal preferred by the petitioner is pending before the Board of Governors. He has further informed that a committee has been notified to look into the matter and thereafter make recommendations to the Board of Governors.

4. In the light of the above, it would be appropriate that the competent appellate authority decides the appeal of the petitioner. The appellate authority would obviously be taking into consideration the grounds raised by the petitioner before this Court. The appellate authority is expected to decide the appeal of the petitioner expeditiously and with due diligence, preferably within 45 days from the date of receiving a certified copy of this order. In case the petitioner is aggrieved from the final order passed by the appellate authority then he shall be at liberty to invoke the constitutional jurisdiction of this Court.

5. The instant petition is accordingly **disposed of.**

(CHIEF JUSTICE)