



## **DECISION**

**Complaint No.** : POS/2168/2024/RM-75

**Name and address of the complainant** : Mst. Nasreen, wd/o FAiz Muhammad, H.No.D-339, Scheme No.2, near Ibrahim Masjid, Mirpurkhas.

**Name of the Agency Complained against** : Municipal Commissioner, Mirpurkhas Municipal Corporation (MMC), Mirpurkhas.

**Name & Designation of Investigating Officer** : Mr. Zulfiqar Ali Junejo, T.I Regional Director, Mirpurkhas.

**Vetted by** : Mr. Muhammad Naseer Jamali, Advisor-N

**Subject** : **COMPLAINT AGAINST MIRPURKHAS MUNICIPAL CORPORATION ALLEGING NON-APPOINTMENT AGAINST DECEASED QUOTA.**

### **COMPLAINT:**

Mst. Nasreen, wd/o Faiz Muhammad filed a complaint dated 26-04-2024 wherein she stated that her late husband, Faiz Muhammad was an employee of Mirpurkhas Municipal Corporation (MMC) who expired during service on 27-04-2023. She applied for appointment of her son, Mr. Furqan for the post of Junior Clerk against deceased quota and the same was approved by the competent authority on 13.11.2023. The Local Government department has not issued appointment order of her son despite approval by the competent authority. Aggrieved by that, she solicited intervention of this Institution.

### **PROCEEDINGS:**

2. The complaint was admitted under section 10 of Establishment of the office of Ombudsman for the Province of Sindh Act 1991 (amended up to date) after receiving mandatory affidavit on Form-A, copy of CNIC and by condoning the delay.
3. This office issued notice dated 09-05-2024 to the Secretary, Local Govt. Department and Municipal Commissioner, Mirpurkhas Municipal Corporation (MMC) for report. The Section Officer-I, Local Govt. Department issued a letter dated 17-05-2024 to the Municipal Commissioner, Mirpurkhas Municipal Corporation for appointment of Mr. Furqan as Junior Clerk (BS-11) subject to fulfillment of codal formalities and recommendation of District Recruitment Committee (DRC) as notified by SGA&CD. Subsequently, the Municipal Commissioner, MMC Mirpurkhas forwarded the minutes of District Recruitment Committee vide letter dated 22.08.2024 to the Secretary, Local Government department Karachi for approval.
4. The Section Officer, SGA&CD, a member of DRC was contacted on his cell No.0342-2009093 on 28-10-2024 and 25-11-2024 who informed that the process for appointment against deceased quota has been stopped by the competent authority in the light of judgment passed by the Honorable Supreme Court of Pakistan in Civil Petition No.3390/2021.

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**DECISION:**

5. In view of the above and in exercise of powers vested in me under section 11 of Establishment of the Office of Ombudsman for the Province of Sindh, Act 1991 (amended up to date), the complaint is disposed of as adjudicated by the court.

*Given under my hand and seal of office*

**Sd /-**

**(Muhammad Sohail Rajput)**  
Sitara-e-Imtiaz. PAS  
Ombudsman, Sindh

Karachi, dated **10<sup>th</sup>** January, 2025

