



## DECISION

Complaint No. : POS/ROK-136/(Khp)/2019

Name and address of the complainant : Mr. Qayoom Ali, S/o Muhammad Azeem Shahani,  
C/o Nazar Hussain Shahani, E.C Irrigation West Division,  
Khairpur.

Name of the Agency Complained against : Education Department

Name & Designation of Investigating Officer : **AHMED BAKHSH GHUMRO,**  
Consultant/Incharge, Regional Office Khairpur

Vetted by : **Mr. Ghulam Sarwar, Advisor-J**

Subject : **REQUEST FOR APPOINTMENT AS NAIB QASID IN LIEU OF DONATED PLOT FOR CONSTRUCTION OF SCHOOL BUILDING AT COMPLAINANT'S VILLAGE.**

### COMPLAINT

Mr. Qayoom Ali Shahani filed a complaint on 02-09-2019, alleging that he had applied to the District Education Officer (DEO) for appointment as *Naib Qasid* at Government Middle School, Village Mir Khan Shahani, in exchange for a plot of land donated by him for the construction of a school. He contended that despite assurances, no action had been taken on his request, therefore he sought intervention from this office.

### PROCEEDINGS

02. The complaint was admitted u/s 10 of the Establishment of the office of Ombudsman for the Province of Sindh Act, 1991 (amended up to date), condoning the delay in filing it, subject to submission of ownership documents of landed property, copy of agreement which was made by him with Education Department and Form "A".

03. The matter was taken up with the DEO (ES&HS), Khairpur, on 25-09-2019 for comments/report. Simultaneously, the complainant was advised to submit the mandatory Affidavit on Form "A" alongwith the required supporting documents.

04. During the course of proceedings, the District Education Authorities, Khairpur, submitted a copy of the order passed by the Honourable Supreme Court of Pakistan in Civil Appeals No. 19-K to 50-K of 2015, pertaining to similar matters. The relevant portion of the judgment states:

**"The appointment is to be based on merit and if on merits the donor or his nominee is at par with other candidates, only then preference can be given to him. By the observation referred hereinabove, the donor or his nominee is not vested with any right to claim the post".**



**DECISION**

05. In light of the aforementioned judgment of the Honourable Supreme Court of Pakistan and in the absence of any documentary evidence substantiating the complainant's claim, the complaint is found to be without merit. Accordingly, it is hereby **rejected and consigned to record.**

"Given under my hand and seal of office"



Sd /-  
( MUHAMMAD SOHAIL RAJPUT )  
Sitara-e-Imtiaz. PAS  
Ombudsman, Sindh  
Karachi, dated 4<sup>th</sup> June, 2025

