



DECISION

Complaint No.	:	POS/590/2019/Adv-M
Name and address of the complainant	:	Mr. Nazar Muhammad Qazi, E-391, Pakistan Quarters, Nister Road, Karachi.
Name of the Agency Complained against	:	1. Karachi Metropolitan Corporation 2. District Municipal Corporation South
Name & Designation of Investigating Officer	:	Mir Hussain Ali Advisor-M
Vetted by	:	
Subject	:	<u>DELAY IN GRANT OF BENEFITS OF TIMESCALE TO THE COMPLAINANT.</u>

Complaint:

A complaint filed by Nazar Muhammad Qazi resident of E-391, Pakistan Quarters, Nister Road, Karachi against the District Municipal Corporation South for not allowing him the timescale promotion benefits granted by the Government of Sindh to their employees vide Notification No. FID(SR-1)1(52)/2010 dated 7.6.2010. He further complained that his request is rolling between KMC and DMC with no positive outcome. Therefore, he requested for intervention of this Institution for the redressal of his grievance.

Proceedings:

2. After due registration under the law, the complaint was forwarded vide letter No. POS/590/2019/5787 dated 7.3.2019 to the Municipal Commissioner, District Municipal Corporation, South for report. The Director Education, District Municipal Corporation, Karachi South vide letter No. Dir/EDU/SOUTH/301/2019 dated 6.5.2019 stated that the grant of time scale promotion to Nazar Muhammad will be processed as per the recommendations of the Scrutiny Committee constituted for this purpose. Subsequently, in another letter No. DIF/EDU/SOUTH/498/2019 dated 4.9.2019, he reported that Karachi Metropolitan Corporation is not entertaining any claim of time scale promotion benefits.
3. The complainant in a rejoinder has stated that the DMC insists that since he retired before the devolution of Education subject to DMC's in 2014, his case will be considered by KMC, whereas KMC was of the view that the DMC will handle this matter. And this stalemate continues.
4. The Director Education, District Municipal Corporation South vide letter No. DIR/EDU/SOUTH/706/2020 dated 10.12.2020 addressed to the Municipal Commissioner, District Municipal Corporation South, stated that Mayor, Karachi Metropolitan Corporation has requested the Local Government Department to reconsider its decision of payment to be made by KMC of the arrears pertaining to prior to devolution of Education to DMC's.
5. The Director Welfare, Finance & Accounts, Karachi Metropolitan Corporation vide letter No. Dir/Welfare/F&A/7966/2021 dated 12.8.2021 stated that the Welfare Department (Finance & Accounts), KMC has not entertained timescale promotion claims in view of letter No. PS/MC/KMC/147/2019 dated 22.8.2019 from the Metropolitan Commissioner, Karachi Metropolitan Corporation, Karachi addressed to the DMC's that KMC cannot entertain such claims because of financial constraints. Despite issuance of many reminders the complainant has not responded.
6. In another complaint filed on behalf of Mehmood-ul-Hassan on the same issue the then Ombudsman Sindh was pleased to note as follows:

"The contention of the complainant was that the teaching staff of Karachi Metropolitan Corporation was also entitled as per Government instructions and policies. The Karachi Metropolitan Corporation had worked out financial implication of more than Rs.130 million and recommended the case to the Secretary, Local Government Department,

Government of Sindh. However, it was noticed during investigation that the KMC had already implemented the Government notification by allowing benefits to the teaching staff mentioned at para 8 of this decision. There was as such no justification to deprive the remaining staff entitled for this benefit. This will not only be a case of discrimination, but great injustice also to the deserving teaching staff. Besides, this benefit was to be given on case to case basis on the basis of recommendations of competent forum after scrutiny of service record /ACRs etc. instead of allowing by issuance of simple notification order as notified by the Finance Department".

He was also pleased to decide as follows:

"I therefore direct the Administrator, Karachi Metropolitan Corporation, to immediately start with the exercise of grant of higher grade on the basis of timescale to the teaching staff (School Side) of KMC in the light of the instructions given by the Finance Department, Government of Sindh to the remaining deserving serving and retired staff with effect from 7.4 2010 on case to case basis. The exercise should be completed within a period of 90 days and compliance report be submitted to the undersigned.

7. From the above proceedings it is clear that the matter regarding grant of Timescale Promotion to the staff of Education Department of KMC / DMC has already been implemented in some cases, and hence it would be maladministration if other deserving claimants are deprived of this benefit.

Decision:

8. As such, in exercise of powers vested in me under Section 11 of Establishment of the Office of Ombudsman for the Province of Sindh Act 1991, I do hereby direct the Municipal Commissioner, Karachi Metropolitan Corporation to immediately initiate action as decided by the then Ombudsman Sindh on 15.5.2014 and grant the Timescale Benefits to all deserving retired and serving officials of KMC / DMC Education Department including the complainant Mr. Nazar Muhammad Qazi, after evaluating each claimant on case to case basis. He is further directed to ensure that this exercise which was supposed to be completed in 2014, is now accomplished within six months.

"Given under my hand and seal of office"

Sd/-
 (Muhammad Sohail Rajput)
 Sitara-e-Imtiaz, PAS
 OMBUDSMAN SINDH
 Karachi, dated 17^H October, 2025

