



DECISION

Complaint No. : POS/7976/2023/F-110

Name and address of the complainant : Mr. Muhammad Bilal Khan s/o late Anwar-ul-Haq, Flat no. G-2, Ground Floor, Kareem Apartment, Muhammad Hashim Gazdar Road, Karachi.

Name of the Agency Complained against : i) Town Municipal Corporation, Chanesar, District East
ii) Local Government Department

Name & Designation of Investigating Officer : Syed Ali Mumtaz Zaidi, (PAS),
Advisor-F

Vetted by : --

Subject : **DELAY IN APPOINTMENT OF THE COMPLAINANT AGAINST DECEASED QUOTA IN PLACE OF HIS FATHER WHO DIED ON 31.10.20218.**

THE COMPLAINT:

Mr. Muhammad Bilal in his complaint dated 26.09.2023 stated that his father Mr. Anwar-ul-Haq had been working in Mechanical Department, Jamshed Zone, DMC East who had died on 31.10.2018 during service. He applied for appointment under the deceased quota. In October, 2020 the Regional Director, Local Government, Karachi forwarded his documents after verification to the Secretary, Local Government Sindh, Karachi, but no further progress was made since then. He also sent application to Executive Engineer, Mechanical & Electrical, DMC East but to no avail. He, therefore, solicited intervention of this Institution.

PROCEEDINGS:

2. The complaint was admitted under Section 10 of the Establishment of the Office of Ombudsman for the Province of Sindh Act, 1991 (amended up to date).
3. The matter was taken up with the Town Municipal Corporation Chanesar, District East Karachi (Defunct DMC East Karachi) and Regional Director, Local Government, Karachi. In response the Regional Director vide letter dated 30.04.2024 reported that the case of the complainant for appointment against deceased quota has already been forwarded to the Secretary, Local Government Department vide letter No. DLG/E-IV/1(65)/2018/1445 dated 23.10.2020.
4. Hearing was also held on 11.11.2024 attended by the Superintendent of the Regional Director, Local Government, Karachi as his representative.

5. During proceedings it has been observed that the Honorable Supreme Court of Pakistan has passed judgment dated 26.09.2024 held recruitment against deceased quota under Rule 11-A of Sindh Civil Servants (Appointment, Promotion and Transfer) Rules, 1974, to be violative and discriminatory to fundamental rights guaranteed in the Constitution.

FINDINGS:

6. In light of the Supreme Court of Pakistan's Judgment dated 26.09.2024 and the subsequent directives of the Law, Parliamentary Affairs & Criminal Prosecution Department, Sindh, Karachi issued vide letter No.D.Q1(12)/2024/215 dated 23.10.2024 for cancellation/withdrawal of all policy letters of appointments under deceased quota, this Institution is unable to take any further action on such cases.

DECISION:

7. In view of the above and in exercise of powers vested in me under Section 11 of the Establishment of the Office of Ombudsman for the Province of Sindh Act, 1991 (Amended up-to-date), the complaint is hereby filed.

Given under my hand and seal of office



Sd/-

(MUHAMMAD SOHAIL RAJPUT)

Sitara-e-Imtiaz. PAS

Ombudsman Sindh

Karachi, dated 30th June, 2025