



## DECISION

Complaint No.	:	<u>POS/6078/2024/F-231</u>
Name and address of the complainant	:	Mr. Muhammad Rashid Rajput S/o Muhammad Irfan, R/o House No. A/99-2891, near Park Masjid, Tilak Chari (incline), Hyderabad.
Name of the Agency Complained against	:	Union Committee-8, Town Municipal Corporation Saddar.
Name & Designation of Investigating Officer	:	Syed Ali Mumtaz Zaidi, (PAS), Advisor-F
Vetted by	:	Shahid Ahmed, Hashmi- Consultant Legal
Subject	:	<b><u>COMPLAINT REGARDING ALLEGED ILLEGAL STOPPAGE OF SALARY OF THE COMPLAINANT SINCE OCTOBER, 2022.</u></b>

### **THE COMPLAINT:**

Mr Muhammad Rashid Rajput filed a complaint on 20.12.2024 with this office, stating that as a Computer Operator in BPS-9 he has been working at U.C No.8, Saddar, but still he was deprived of his salary by the Assistant Director Local Fund Audit (ADLFA) for want of verification of his employment. Although he pursued the matter with the ADLFA, but of no avail. Therefore, he compelled to recourse assistance from Ombudsman.

### **PROCEEDINGS:**

2. A thorough pre-admissibility examination of the complaint was conducted, ensuring that it was not a service matter, excluded the jurisdiction of this office under Section 9 (2) of the Establishment of the Office of the Ombudsman for Province of Sindh Act, 1991. The complaint was admitted on satisfaction that it pertained to continued salary stoppage by the ADLFA, while questioning the profile of the complainant in disregard of the fact that the profile had earlier been verified by the employer i.e Sindh Local Government vide letter dated 20.03.2023.
3. On conclusion of pre-admissibility examination, which necessitates investigations on probable maladministration, Notice dated 08.01.2025 issued to Regional Director Local Government, South, Karachi and Secretary U.C No.8, Saddar. The Secretary U.C appeared on 16.01.2025 and testified that the salary bills of the complainant sent from the U.C was pending disbursement with ADLFA. The complainant also filed a written statement, informing therein that he has been asked to provide the audited bills of 2016 by the ADLFA, a document which should have been in possession of the LFA, thus, he sought guidance over such requirement.
4. Another hearing held on 13.02.2025, which was duly participated by ADLFA. He testified that his objection to the complainant's profile has based on rationale that why his name had not been recommended for salary release in the supplementary bills since 2022.
5. A joint letter of the Chairman and Secretary U.C NO. 8 received to this office on 26.03.2025, criticizing the unreasonable conduct of the ADLFA who instead of auditing the salary bills of the complainant kept the same pending and insisted on reappointment of the complainant.

6. On 30.04.2025 the Director Local Funds Audit appeared in person in response to Notice dated 24.04.2025 and emphasized that due to incomplete record of the complainant about his appointment, transfer and other details, it deemed to be appropriate to refer the matter to the Additional Chief Secretary Local Government, Sindh, to reappoint him.

### **FINDINGS:**

7. After perusing the records and hearing the arguments presented by all the sides, I conclude the proceedings as follows:

- i) Undoubtedly the complainant has been in the employment of Local Government since 2012, following his appointment by the then Assistant Director, Local Government vide Order No. ADLG/ESTT/S.No.1005/2012, issued on 25.07.2012.
- ii) The complainant was initially posted as Computer Operator in U.C No.6, TMC Liaquatabad and got regularized the services vide Order No. ADLG/ ESTT/1005/2012 dated 03.08.2012.
- iii) The Service Book issued to the complainant validates his lawful appointment. The records transpired multiple transfers of the complainant to various U.Cs for the reasons best known to the agency.
- iv) The complainant was lastly posted in U.C No.26 of City Railway Colony, District South until it became defunct and thereafter his services were adjusted by way of transfer in newly established U.C No. 8 of the Railway Colony (Saddar) District South vide Order No RDLG-UC-8/ TMC Saddar / 2023 dated 18.12.2023, issued by Regional Director Local Government.
- v) The complainant's joining was allowed on 11.01.2024 by the Chairman and Secretary of the U. C No.8, as record revealed.
- vi) The profile of the complainant has been verified by the Additional Director Local Government, District South, Karachi which happens to be Employer vide letter, bearing Reference No. ADDLG/D/S/18/2923 dated 20.03.23, sent to the office of the ADLFA, in response of his observation.
- vii) The insistence on reappointing the complainant by the ADLFA deemed unconventional, irrational, illogical, biased and malafide, especially after his observation was addressed and the profile of the complainant was duly verified by the Additional Director Local Government, South vide letter dated 20.03.2023, addressed to the ADLFA.

### **DECISION:**

8. I, therefore, in exercise of powers vested in me under Section 11 of the Establishment of the Office of the Ombudsman for Province of Sindh Act, 1991 and based on the findings, which established the maladministration on the part of agency complained against, do, hereby direct the Director Local Funds 'Audit, District South:

- i) To process the salaries bills of the complainant referred by the U.C No. 8 to ADLFA, which was still pending with him for a considerable time;
- ii) To stream line the billing process, ensuring prompt disposal of the bills, including the salaries bills, once observations thereof are addressed by dealing offices as per law.

9. Compliance be reported inside 45 days, from the date of receipt of this decision.

*Given under my hand and seal of this office*



**Sd/-**  
**(MUHAMMAD SOHAIL RAJPUT)**  
**SITARA-E-IMTIAZ. PAS**  
**OMBUDSMAN, SINDH**  
Karachi, Dated 5<sup>th</sup> June, 2025