

Form No: HCJD/C-121.

JUDGEMENT SHEET

IN THE ISLAMABAD HIGH COURT, ISLAMABAD
JUDICIAL DEPARTMENT

W.P. No. 3656 of 2013

Syed Mohsin Ali, etc.

Vs

The Secretary Establishment Division, Govt. of Pakistan, etc.

DATE OF HEARING: 26-2-2014.
PETITIONERS BY: Mr. Ali Murad Baloch Advocate.
RESPONDENTS BY: Raja Zubair Hussain Jaral Advocate, for the respondents.
Sheikh Muhammad Yaqoob, DAG.
Mr. Mehrban Khan, Admin officer, M/O Finance.

RIAZ AHMAD KHAN, J.- This judgment is directed to

dispose of W.P. No. 3656 of 2013

\2. Brief facts of the case are that the petitioners are contract employees of the Federal Government Educational Institutes (Cantt/Garrison) Directorate. They have been working on their respective posts for the last more than eight years. In 2013, Federal Government decided to regularize the employees on the basis of policy/criteria for regularization. According to the said policy names of the employees were sent to the Cabinet Sub Committee and the committee had to decide about the regularization of employees. Admittedly the names of the petitioners were sent to the committee and committee had approved their names for regularization of their services, but they were not regularized. The petitioners, therefore, filed the present writ petition.

Learned Counsel for the respondents admitted the facts regarding regularization of the petitioners by the Cabinet Sub Committee; it was,

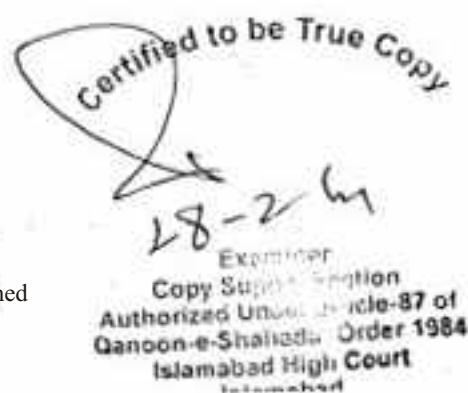
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however, added that the total number of employees who were to be regularized, were 1237. For regularization of those employees finances were involved and therefore the Cabinet Sub Committee had also directed that the Finance Division will provide additional posts to the Ministry of Defence for regularization of said 1237 contract/daily wages employees of Federal Government Educational Institutes (Cantt./Garrison) Directorate. For the said purpose, the Cabinet Sub Committee had ordered for creation of 210 posts of Lectures Colleges (BS-17), 820 posts of TGTs (BS-16), 110 posts of TUGTs (BS-14), 60 posts of MTTs (BPS-09) and 37 posts of ministerial staff. It is further submitted that the respondents have no objection on the regularization of the petitioner's services, if their names were approved by the Cabinet Sub Committee. However up till now the Finance Division has not been able to create these posts. As soon as the posts are created the petitioners shall be regularized

4. Learned Deputy Attorney General also adopted arguments, advanced by learned counsel for the respondents.

5. After hearing leaned counsel for the respondents, instant writ petition is accepted. The respondents are directed to check names of the petitioners and if their names were approved by the Cabinet Sub Committee, then the case of their regularization be expedited. However till the completion of the process no adverse orders shall be passed against the petitioners, whose names had been approved by the Cabinet Sub Committee, in respect of their services/regularization.



Tanveer Ahmed

(RIAZ AHMAD KHAN)
JUDGE

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