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IN THE SUPREME COURT OF PAKISTAN  
(APPELLATE JURISDICTION)

PRESENT:  
MR. JUSTICE IFTIKHAR MUHAMMAD CHAUDHRY, CJ  
MR. JUSTICE MUHAMMAD NAWAZ ABBASI

HUMAN RIGHTS CASE NO. 43-L OF 2006  
(Complaint by Zia-ud-Din Saddiqi)

Complainant: Not Present  
On Court Call: Mr. Anwar Mansoor Khan, AG, Sindh  
Date of Hearing: 12.10.2006

ORDER

Iftikhar Muhammad Chaudhry, C.J. Learned Advocate General, Sindh, stated that after issuance of notice on 15.7.2006 a sum of Rs. 2,49,833/- has been paid to the complainant on 28.9.2006 in respect of his pensionary benefits and gratuity and since there was some difference in calculations, therefore, another cheque of Rs. 50,677/- has been prepared but the complainant has not turned up to collect this cheque. The petitioner is directed to collect the cheque and also get monthly pension admissible under the rules. Learned Advocate General also states that the account of the complainant has been regularized and he will get pension as per his entitlement under the rules in future. Disposed of.

Islamabad  
12.10.2006  
Iftikhar

*Iftikhar Muhammad Chaudhry*  
19/10/06

H.K.C-43-4-06

TO

The  
Mr. Chief Justice  
Chodhry Iftikhar Ahmed  
Supreme Court Of Pakistan,  
Islamabad.

*Caution Dept Sukkur  
of 24-1-2006*

9/6/06

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15/7

17/7

JAH(R)

SUBJECT: RELEASE OF MY PENSIONARIES, G.P FUND E.T.C.

Submitted my retirement order (Copy Photo State) that I am poor and meager employee of Grade 10 as Assistant retired on 04/ 07/ 2004 that I constantly made series of applications to the Food Department D.D Food Sukkur/ Director Food Karachi Addl: Secretary Food Karachi /Secretary Food Karachi for my amount releasing, But all the officers did not give any response to me.

That I was therefore compelled to prefer an Appeal in High Court Bench Sukkur branch in the month of DEC: 2005, but unfortunately in six months, I have not been heard. That I made DOCKET TELEGRAMS to Justice (Photo State Submitted)

I am 62 years old age person recently got heart surgery, having problem of spinal cord (Lumbago Pain) and patient diabetes, resulted I do not move easily due to deficite of coin I do not take proper treatment etc therefore my health is loosing day by day.

Looking all above facts in the name of Almighty, your honor is requested to take notice of this case and my amount G.P fund payment, pension commutations etc may kindly be release in my life. I hope my humble request will be considered favorably.

Dated: 06/ 06/ 2006  
Ph: 512965

*Ziauddin Siddique*  
6/6/2006

Ziauddin Siddique  
Retired: A.F.C  
Hazari Gate shikarpur


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OFFICE OF THE DEPUTY DIRECTOR FOOD SUKKUR REGION SUKKUR.

NO: 12(32)/Admin/2007/2004/- 2172 Dated the, 30.6.2004.

OFFICE ORDER.


On attaining age of superannuation viz 60-years  
Mr. Ziauddin Siddiqui Assistant Food Controller, under the  
District Food Controller Sukkur shall stand retire from  
Government service with effect from 04.07.2004(A.W).

  
DEPUTY DIRECTOR FOOD  
SUUKUR REGION SUKKUR

To

- 1/- ✓ Mr. Ziauddin Siddiqui Assistant Food Controller.  
C/O District Food Controller Sukkur.
- 2/- The District Food Controller Sukkur, for  
information.
- 3/- The District Accounts Officer Sukkur.
- 4/- The Bill Assistant

Copy submitted to the Director Food Sindh,  
Karachi, for information.

  
DEPUTY DIRECTOR FOOD  
SUUKUR REGION SUKKUR

GOVERNMENT OF SINDH  
FINANCE DEPARTMENT

Karachi, dated the 20th. Sept. 1957

(3) (8)

From:

Mr. Salik Nazir Ahmed  
Secretary to Govt. of Sindh.

To;

All Administrative Secretaries in Sindh.

SUBJECT: DELAY IN DISPOSAL OF PENSION/G.P. FUND CASES.

I am directed to refer to the subject noted above and to state that instances have come to the notice of the Government that the Pension and G.P. Fund cases of retired/expired Civil Servants of Government of Sindh are not being initiated/finalised according to the rules and are kept pending for years, for no cogent reasons.

2. Under the existing rules it is the mandatory duty of the Pension Sanctioning Authorities to prepare and submit correct and complete pension papers of retiring Civil Servants to the Audit Office, six months before the date of retirement of Civil Servants. The said instructions are not being observed by the Pension Sanctioning Authorities which has been causing financial problems to such Civil Servants.

3. Under the rules, the Pension is payable to a retired Govt. Servant, from the date on which he ceases to be in active service; therefore, it should be ensured that all the procedural formalities are completed well in time so the retired Civil Servants should get their pension immediately on retirement.

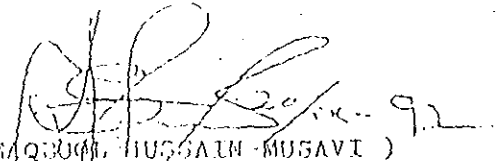
4. Those retired Civil Servants against whom enquiries are pending, the same may be completed within one year of the date of retirement and anticipatory pension released to them during the said period of one year at any cost. On the expiry of one year, the pension as per his entitlement should not be with-hold on any ground.

Cont'd.....P/2.

Handwritten signature and date: 20/11/57

5. The delay in finalization of pension cases is a very serious matter and besides being a source of un-due mental stress it causes extreme financial hardship to the retired Civil Servants and their families.


6. It is therefore clarified that in the matter of sanction of pension to retiring/retired and deceased Civil Servants, no delay may be caused and the Government functionary responsible for causing any delay in the sanction of pension of a Civil Servant should be proceeded against under the Sindh Civil Servants (Efficiency and Discipline) Rules 1973.

  
( SYED MAQBOOL HUSSAIN MUSAVI )  
ADDITIONAL FINANCE SECRETARY/CHAIRMAN  
PENSION CASES DISPOSAL COMMITTEE, SINDH,  
For Secretary to Government of Sindh,

JIO:FD/FIC/27(Misc)-3/92 Karachi, dated the 20th. September, 1992

A copy is forwarded to :

- 1). The Chief Secretary, Government of Sindh, Karachi.
- 2). The Accountant General, Sindh, Karachi, with reference to his D.O. letter No. PH.1/Coord/92-93/423, dated 5th. September, 1992.
- 3). All Officers in Finance Department, Government of Sindh, Karachi.

  
( IJAZ HUSSAIN CHANDIO )  
SECRETARY  
PENSION CASES DISPOSAL COMMITTEE  
For Secretary to Govt. of Sindh.