

**ORDER SHEET
IN THE LAHORE HIGH COURT, LAHORE
(JUDICIAL DEPARTMENT)**

WP. No.40681 of 2025

Asad Pervez, etc.

Versus

Inspector-General of Police, etc.

S.No.of order/ Proceeding	Date of order/ Proceeding	Order with signature of Judge, and that of parties or counsel, where necessary
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16.09.2025

Mr. Allah Nawaz Khan, Advocate for petitioner.
Mr. Waheed Alam, Assistant Advocate-General
with Malik Khuda Yar, Inspector (Legal) IGP and
Hassan Ijaz, SI, police Line, Faisalabad.

Grievance arose when letters of appointments of the petitioners were withdrawn on 18.10.2024 on the premise that Rule 17-A of the Punjab Civil Servants (Appointment and Conditions of Service) Rules 1974 was omitted on 24.07.2024. It is case of the petitioners were recommended for appointment under Rule 17-A, *ibid*, whereafter their medical examination(s) were conducted on 11.07.2024 and fitness certificates were issued, declaring them medically fit. Appointment letters were issued on 25.07.2024, whereafter they submitted joining accordingly.

2. Learned counsel for the petitioners submitted that in terms of the ratio of decision in the case of titled as Province of Punjab, etc. V.

Syed Muhammad Ali Raza Shah (ICA)

No.2407/2025), particularly the operative part at paragraph 13 thereof, petitioners had a vested right and omission has had no adverse consequences. Paragraph is reproduced hereunder as,

*"13. The persons who have taken benefit of Rule 17-A of the Rules till its omission dated 24.07.2024, that process would deem to be a past and closed chapter. To further classify and clarify the situation, the persons who could not get the benefit of Rule 17-A of the Rules (omitted on 24.07.2024) and were in process and no final and decisive step could had been taken effect till the pronouncement of venerated judgment passed in the case of General Post Office, Islamabad and others (supra) i.e. 18.10.2024, the judgment *ibid* would be applicable with retrospective effect".*

3. Learned law officer submits that Rule 17-A, *ibid*, was omitted before issuance of letters of appointment thereof neither any final step nor a decisive step was taken, hence, no benefit of the refereed case could be claimed.

4. Heard.

5. Expression 'decisive step' is suggestive of an act, occurrence or happening whereof is evidently certain, clear, firm and conclusive without any doubt qua the likely consequence thereof. In view of the facts and circumstances, letter of appointment was a certain event when candidates have had completed every step in the process.

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Lahore High Court, Lahore

Nothing is produced or referred by the respondents to demonstrate that any tangible requirement, as far as eligibility and fitness of the candidate(s) was concerned, was outstanding as on 24.07.2024. Even otherwise, in terms of the decision referred the cut-off date was declared as 18.10.2024 – by which time petitioners had received their appointment letters and tendered joining. Case of the petitioners comes within the scope of decision in Intra-Court Appeal 2407 of 2025.

6. In view of the above, instant petition is allowed and letter(s) dated 18.10.2024, regarding withdrawal of the appointment letters of the petitioners, are declared void and of no legal effect.

A.D. Mian*

(Asim Hafeez)
Judge.

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Examiner J.C.E (Copy Branch)
Lahore High Court, Lahore

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Authorized Under Article 87 of
Qanun-e-Shahadat Order 1984

PRAYER:-

In light of the aforementioned facts and circumstances, the petitioners humbly seek the following reliefs from this Honorable Court:

- i. Declare that the impugned order dated 18-10-2024, issued by Respondent No. 3, whereby the petitioners' appointments as Police Constable, Driver Constable, and Lady Constable (BPS-07) were withdrawn and appellate order dated 21/11/2024 and final order dated 05/06/2025 are illegal, unlawful, and void ab initio, having been issued without lawful authority and in violation of the petitioners' fundamental rights guaranteed under the Constitution of Pakistan.
- ii. Suspend the operation of the impugned order dated 18-10-2024 and 21.11.2024 & 05/06/2025 pending the final adjudication of this writ petition, and restrain the respondents from taking any other adverse action against them until the final decision of this writ petition.
- iii. Direct the respondents to continue paying the petitioners their due salaries and other financial entitlements during the pendency of this writ petition, ensuring that the petitioners are not deprived of their lawful income while awaiting the final decision of this Honorable Court.

Grant any other relief, remedy, or order that this Honorable Court deems fit and just in the circumstances of the case.

HUMBLE PETITIONERS.

Dated: /07/2025

THROUGH:-

CERTIFICATE:-

Certified that as per instructions given the petitioner, this is third writ petition on behalf of the petitioners on subject matter.

...ADVOCATE.

ALLAH NAWAZ KHOSA,
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