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Form No:HCJD/C-121

ORDER SHEET IN THE LAHORE HIGH COURT, LAHORE JUDICIAL DEPARTMENT

Case No:

Writ Petition No. 41826 of 2023

Taj Din

Vs

The Province of Punjab & 4 others

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

20.06.2023

Mr. Qamar Pervaiz Zia, Advocate for the petitioner.

Rana Sher Zaman Akram, Assistant Advocate General on Court's call.

Through present petition, filed under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973, the petitioner has made the following prayer:-

"It is, therefore, respectfully prayed that notification No.FD.SR.II/2-97/2019 dated 01.06.2023 issued by respondent No.3 by the order of respondent No.1 may kindly be ordered to be set aside as illegal and unlawful and the amendment introduced by the respondents in the Revised Leave Rules 1981 of the Punjab Civil Servant Act, 1974 regarding decreasing the payment of LPR be declared illegal, unlawful and void ab initio being unconstitutional amendment and against the rights of the Punjab Government Employees in the interest of justice, equity and fair play.

It is further prayed that the operation of the impugned notification No. FD.SR.II/2-97/2019 dated 01.06.2023 issued by respondent No.3 by the order of respondent No.1 carrying illegal and unlawful amendment may kindly be ordered to be suspended till the final disposal of the petition for writ by this Hon'ble Court.

Any other relief, which this Hon'ble Court deems fit and proper may also be granted in favour of the petitioner."

2. Learned counsel for the petitioner submits that on 05.06.2023 application disclosing the



grievances of the petitioner was filed before the Chief Secretary / respondent No. 1, however, till today no response to the said application has been received. He further submits that failure of the respondent No. 1 to exercise the jurisdiction vested by law as well as the undue delay in deciding the application amounts to infringement of fundamental rights of the petitioner. Adds that he will be satisfied if necessary direction is given to the said respondent for early decision as to the grievances of the petitioner. Learned Law Officer has not opposed this request.

- 3. Be that as it may, respondent No. 1 is directed to decide the above said application, himself or entrust the same to any authorized officer for the decision, if still pending. The application shall be decided strictly in accordance with law, at earliest and preferably within four weeks from the date of receipt of certified copy of this order.
- 4. <u>Disposed of</u>.

(Sultan Tanvir Ahmad) Judge

Yabal*

Before the Lahore High Court, Lahore.

W.P.No 41826 of 2023

Taj Din son of Muhammad Sadiq Nasir, President Municipal Committee, Punjab office at Chota Adda Laryan Office Municipal Committee Sharqpur Sharif.

Petitioner

Versus

- 1. The Province of Punjab through Chief Secretary, Punjab.
- 2. The Minister Baldiat, Province of the Punjab. Through Chief Secretary, Punjab.
- 3. The Secretary Finance, Punjab, Lahore.
- 4. The Chief Secretary Punjab, Lahore.
- 5. The Secretary Local Government and Community Development Department Punjab, Lahore.

Respondents

Petition for writ under Article 199 of the constitution of the Islamic Republic of Pakistan, 1973.

Respectfully Sheweth:-

1. That the petitioner is working as Sanitary Inspector in the Department of Municipal Committee Sharqpur Sharif District Sheikhupura and is an elected President of Municipal Committee of the Province of the Punjab vide letter reference No.SCKB278 dated 05-04-2021 sanctioned by Supreme Council of Baldiati Federation issued by the Central President Shaheen Baldiati Federation and he is fully authorized to the initiate legal proceedings before this Hon'ble Court vide NOC letter reference No.204 dated 24.04.2022. (Copies of the Notification and NOC Letter are attached herewith as Annex-A & B)

- No.FD.SR.II/2-97/2019 dated 01.06.2023 by the orders of respondent No.1 the Governor of Punjab whereby an amendment has been made in the Revised Leave Rules 1981 and has introduced an illegal and unlawful amendment regarding payment of LPR on the basis of Basic Pay Scale which has been changed towords minimum pay and have thus resorted to an excess against all the provincial government employees including the Baldia Employees. (A copy of the notification is attached herewith as Annex-C)
- 3. That the above mentioned amendment has been introduced by the respondents illegally and unlawfully as it has not been passed by the provincial assembly as the provincial assembly is not in session and care taker government is dealing day to day business of the province of Punjab and is set up just to conduct elections and has no authority and power to make legislation or to introduced or pass any law, furthermore, the above mentioned amendment in the Revised Lave Rules 1981 has been introduced by the respondents through a notification instead of passing the ordinance in violation of the provisions of the Constitution of Islamic Republic of Pakistan.
- 4. That the petitioner filed an application No.12 dated 05.06.2023 to respondent No.5 vide diary dated 14.06.2023, application No.15 dated 05.06.2023 to respondent No.2 vide diary dated 14.06.2023 and application No.16 dated 05-06-2023 to respondent No.4 vide diary No.6253 dated 14.06.2023 for cancellation of the impugned notification of amendment introduced by respondent No.3 by the orders of respondent No.1 being illegal, unlawful, as being against the fundamental rights of the Punjab Government Employees but the respondents have willfully failed to take any notice on the applications of the petitioner. (Copies of the applications are attached herewith as Annex-D, E & F)
- 5. That the amendment made by the respondents in Revised Leave Rules 1981 of the Punjab Civil Servant Act, 1974 in policy of making payment of LPR vide notification No.FD.SR.11/2-97/2019 dated 01.06.2023 is absolutely illegal and unlawful, void ab initio and against the fundamental rights of the Punjab Government Employees, against the provisions of the Constitution of Islamic Republic of Pakistan, 1973 and is liable to be set aside.
- 6. That the petitioner has no other efficacious remedy available to him except him invoke the constitutional jurisdiction of this Hon'ble Court.

It is, therefore, respectfully prayed that notification No.FD.SR.II/2-97/2019 dated 01.06.2023 issued by respondent No.3 by the order of respondent No.1 may kindly be ordered to be set aside as illegal and unlawful and the amendment introduced by the respondents in the Revised Leave Rules 1981 of the Punjab Civil Servant Act, 1974 regarding decreasing the payment of LPR be declared illegal, unlawful and void ab initio being unconstitutional amendment and against the rights of the Punjab Government Employees in the interest of justice, equity and fair play.

It is further prayed that the operation of the impugned notification No.FD.SR.II/2-97/2019 dated 01.06.2023 issued by respondent No.3 by the order of respondent No.1 carrying illegal and unlawful amendment may kindly be ordered to be suspended till the final disposal of the petition for writ by this Hon'ble Court.

Any other relief, which this Hon'ble Court deems fit and proper may also be granted in favour of the petitioner.

Dated:-16.06.2023

Petitioner

Through

(Qamar Pervaiz Zia) Advocate, Supreme Court of Pakistan, 256-District Courts, Lahore.

> CNIC No.35201-1569906-1 Cell No.0321-8492101

Note:-

As per instructions my client of my client this is the first perition

for writ by this Hon'ble Court.

Advocate

Note:-

That the act of respondents is in violation of the fundamental rights of the petitioner.

Advocate

(4)

Before the Lahore High Court, Lahore.

W.P.No of 2023

Taj Din

Petitioner

Versus

The Province of Punjab etc.

Respondents

Petition for writ under Article 199 of the constitution of the Islamic Republic of Pakistan, 1973.

Affidavit of Taj Din son of Muhammad Sadiq Nasir, President Municipal Committee, Punjab office at Chota Adda Laryan Office Municipal Committee Sharqpur Sharif.

I, the above named, do hereby declare and solemnly affirm as under:-

1. That the petitioner is working as Sanitary Inspector in the Department of Municipal Committee Sharqpur Sharif District Sheikhupura and is an elected President of Municipal Committee of the Province of the Punjab vide letter reference No.SCKB278 dated 05-

04-2021 sanctioned by Supreme Council of Baldiati Federation issued the Central President Shaheen Baldiati Federation and he is fully authorized to the initiate legal proceedings before this Hon'ble Court Notification and NOC Letter are attached herewith as Annex-A & B)

- 2. That respondent No.3, the Secretary Finance has issued a notification No.FD.SR.II/2-97/2019 dated 01.06.2023 by the orders of respondent No.1 the Governor of Punjab whereby an amendment has been made in the Revised Leave Rules 1981 and has introduced an illegal and unlawful amendment regarding payment of LPR on the basis of Basic Pay Scale which has been changed towords minimum pay and have thus resorted to an excess against all the provincial government employees including the Baldia Employees. (A copy of the notification is attached herewith as Annex-C)
- 3. That the above mentioned amendment has been introduced by the respondents illegally and unlawfully as it has not been passed by the

provincial assembly as the provincial assembly is not in session and care taker government is dealing day to day business of province of Punjab and is set up just to conduct elections and has no authority and power to make legislation or to introduced or pass any law, furthermore, the above mentioned amendment in the Revised Lave Rules 1981 has been introduced by the respondents through a notification instead of passing the ordinance in violation of the provisions of the Constitution of

Islamic Republic of Pakistan.

4. That the petitioner filed an application No.12 dated 05.06.2023 to respondent No.5 vide diary dated 14.06.2023, application No.15 dated 05.06.2023 to respondent No.2 vide diary dated 14.06.2023 and application No.16 dated 05-06-2023 to respondent No.4 vide diary No.6253 dated 14.06.2023 for cancellation of the impugned notification of amendment introduced by respondent No.2 by the orders of respondent No.1 being illegal, unlawful, as being against the fundamental rights of the Punjab Government Employees but the respondents have willfully failed to take any notice on the applications of the petitioner. (Copies of the applications are attached herewith as Annex-D, E & F)

Rules 1981 of the Punjab Civil Servant Act, 1974 in policy of making payment of LPR vide notification No.FD.SR.11/2-97/2019 dated 01.06.2023 is absolutely illegal and unlawful, void ab initio and against the fundamental rights of the Punjab Government Employees, against the provisions of the Constitution of Islamic Republic of Pakistan, 1973 and is liable to be set aside.

6. That the petitioner has no other efficacious remedy available to him except him invoke the constitutional jurisdiction of this Hon'ble Court.

me this /2 June
at Laisero. By Tay Din Can M. Sadie Nosio Deponen

Rio Chargipus Sharif

Verification:

Verified on oath at Lahore this 16th day of June, 2023 that the contents of the above are true to the best of my knowledge and belief and that nothing has been kept concealed.

from

Deponent



عرى الم<u>و-04-2</u>021

لمحقه MLF پاکستان

والهُمِر <u>278 SCLB 278</u>

نوثيفكين

تام متعلقين كاطلاع كيلي اعلان كياجا عب كرثانين بلدياتى فيدريش خصوب زون المطع بوفيدريش حقوا عدو فموابل كمانى

درن ذیل عبدیدار کاتقرر کیا ہے۔جس کی عوری سریم کوسل بلدیا تی فیڈریش نے دی ہے۔

	יינים בייט מט ביין כטביט בייט בייט בייט בייט בייט בייט מייט בייט מייט בייט מייט בייט מייט בייט ב			נוטניטיגאינס	
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جزل ميرزى منزل بغاب	שאעLWMC	ڈرائجو	شتمادكماغه	2	

انبیں ادارے میں یونین کی مرکزموں ادر نمائندگی کا اختیار ویا جاتا ہے۔

بناب المرس ليشنوا كم 2010 مكن 17 كت يون كالمان كردومبد مادان كودي ك تفظ كومتعلقه وكام ين نظر وكحل-

کاپی برائے اطلاع وضروری کاروائی:

1- سيرزى بديات موبه بجاب

2- ميكروى ليروانساني وجاب

3- البنائير MP/MCs

4 آلريجل ذائر يمرليرد

(درگانی کی کارکانی کی کارکانی (درگانی کارکانی کارکا

وفتر: اپر پوریش اکاموڈیش بلڈنگ سرانی انارکلی لا ہور



SHAHEEN BALDIYATI FEDRATION

Ref.No: 204

ماعقه بإكتان لى ليرفيذريش (PMLF)

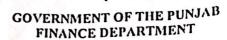
Date: 26-04-2022

N.O.C

It is certified that Mr. Taj Dim is working as the President of Shaheen Baldiyati Federation. He look after all the matters of Workers in the Civil Secretariat. Now, I delegated the full power that he is authorized person appears before Honourable High Court for civil suits.

Regards Garber Liagrat Baig (Central President) Shaheest Baldiyati Federation





NOTIFICATION

No.FD.SR.11/2-97/2019.- In exercise of the powers conferred under section 23 of the Punjab Civil Servants Act, 1974 (VIII of 1974), Governor of the Punjab is pleased to make the Iollowing amendments in the Revised Leave Rules, 1981, with immediate effect:

AMENDMENTS

In the Revised Leave Rules, 1981:

- (1) In rule 17:
 - (a) in the heading, for the word 'leave' the words "refused leave" shall be substituted;
 - (b) in sub-rule (1):
 - (i) for the expression "lump-sum leave pay", the expression "leave pay, equal to initial pay of the pay scale, for the leave refused by the Appointing Authority" shall be substituted; and
 - (ii) the words "leave on full pay" shall be omitted;
 - (c) in sub-rule (2), at the end, the words "on monthly basis" shall be inserted;
 - (d) sub-rule (3) shall be omitted;
 - (e) sub-rule (4) shall be omitted;
 - (f) in sub-rule (5):
 - (i) for the expression "lump-sum payment equal to the period falling short of three hundred and sixty five days", the expression "encashment of leave for the remaining period" shall be substituted; and
 - (ii) at the end, the following shall be inserted:

"Explanation.- The term 'family' shall be as defined for the purpose of family pension.";

- (g) in sub-rule (6):
 - (i) for the word "leave", occurring for the first time, the words "refused leave" shall be substituted;
 - (ii) the expression "shall be effective from the first day of September, 2013" shall be omitted;
 - (iii) the words "or opted" shall be omitted; and
 - (iv) the expression "or, as the cases may be, retiring on or after the first day of September, 2013" shall be omitted;
- (h) in sub-rule (6-A), for the word "LPR" the words "refused LPR" shall be substituted;
- (i) in sub-rule (6-B), for the words "leave is granted on account of ill health supported by Medical Certificate or for performance of Hajj", the words "any kind of leave is granted" shall be substituted;



- (j) in sub-rule (6-C):
 - (i) for the word "LPR" the words "refused LPR" shall be substituted; and
 - (ii) for the words "on the basis of pay and allowances reckonable towards pension as shown in the last pay certificate of a civil servant", the words "equal to respective initial pay scale" shall be substituted; and
- (k) after sub-rule (6-C), the following new sub-rule (7) shall be inserted:
 - "(7) A civil servant, who desires to get the benefit of encashment of LPR for a maximum period of three hundred and sixty five days, shall submit his written application to the Appointing Authority for grant of LPR, at least three months before the date of commencement of his LPR and if, the Appointing Authority so refused his request, he shall be entitled to encashment of refused LPR for three hundred and sixty five days equal to initial pay of basic pay scale:

Provided that the civil servant who compulsorily retired shall not be entitled for encashment of LPR."; and

(2) Rule 19 shall be omitted.".

BY THE ORDER OF THE GOVERNOR OF THE PUNJAB

Dated Lahore, the 01st June, 2023

MUJAHID SHERDIL FINANCE SECRETARY

NO & DATE EVEN:

A copy is forwarded for information and necessary action to the:

- 1. The Additional Chief Secretary, Punjab, Lahore
- 2. The Additional Chief Secretary, South Punjab
- 3. The Secretary to Governor, Punjab, Lahore
- 4. The Principal Secretary to Chief Minister, Punjab, Lahore
- 5. The Military Secretary to Governor, Punjab, Lahore
- 6. All Administrative Secretaries to Government of the Punjab
- 7. All Administrative Secretaries to Government of the Punjab, South Punjab, Multan/Bahawalpur
- 8. All Commissioners & Deputy Commissioners in the Punjab
- 9. The Director General, Audit & Accounts (Works), Lahore
- 10. The Provincial Director, Local Fund Audit, Punjab, Lahore
- 11. The Chief Inspector of Treasuries & Accounts, Punjab, Lahore

(KHALID MAHMOOD)

ADDL FINANCE SECRETARY (REG)

NO & DATE EVEN:

A copy is forwarded for information and necessary action to the:

- 1. The Accountant General Punjab, Lahore
- 2. All the District Accounts Officers in the Punjab
- 3. The Director General Audit, Lahore
- 4. The Director General Works (Accounts), Lahore
- 5. The Director General Works (Audit), Lahore
- 6. The Director General Audit (District Governments), Punjab, Lahore



YO & DATE EVEN:

A copy is forwarded for information and necessary action to the:

1. The Secretary to Government of Studb. Finance Department, Karachi

2. The Secretary to Government of KPK, Finance Department, Peshawat

3. The Secretary to Government of Baluchistan, Finance Department, Quetta

4. The Secretary to Government of Azad Jammu & Kashmir, Finance Department, Muzaffarabad

5. The Finance Secretary, Government of Gilgit Baltistan, Gilgit

6. Regulations Wing, Finance Division, Government of Pakistan, Islamabad

SECTION OFFICER (SR-II)

No: ...12

Dated: .05-6-2-2.

مكرى ومحترمي جناب سيكرمري لوكل گورنمنث ايند كميونثي و ويلپمنث و يپارخمنث پنجاب، لا مور

منسوخي ترميمي نوٹيفيكيشن نمبري No.FD.SR.II/2-97/2019 مورخه 223-06-10

برائے کمی ایل۔ پی۔آرتمام ملاز مین صوبہ پنجاب

السلام عليم!

عنوان:

شاہین بلدیاتی فیڈریشن کی طرف ہے آپ کی توجہ انتہائی اہم ایشو کی طرف دلانا چاہتا ہوں کہ فنانس ڈیپارٹمنٹ کی طرف سے نوٹیفیکیشن نمبری No.FD.SR.II/2-97/2019 مورخہ 2023-01-06 کو جاری کیا گیاہے ۔جس میں ایل ۔ پی ۔ آرکی ادائیگی میں ترمیم کر کے جاری کردہ بنیادی تنخواہ سے سکیل کی کم از کم ابتدائی تنخواہ میں منتقل کردیا گیاہے جو کہ تمام صوبائی ملاز مین بشمول بلدیاتی ملاز مین کے ساتھ طلم وزیادتی کے مترادف ہے۔

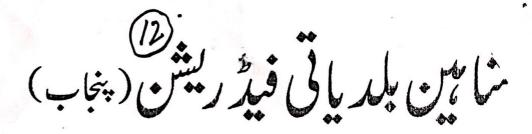
ملاز مین کاعرصہ دراز سے اپ محکے کی خدمت کرنے کے بعد تمام دارومدار ریٹائر منٹ کے ملنے والے بیس ہوتا ہے بلدیاتی ملاز مین کی %40 پنش کنٹری بیوٹن ہر ماہ اپنے ادارے میں جمع ہوتی ہے جو کہ ریٹائر منٹ کے بعد واجبات و پنش کی صورت میں گور نمنٹ کی طرف سے ادا کئے جاتے ہیں۔ پنشن کی مدمیں گور نمنٹ کا بلدیاتی اداروں پر کوئی احسان نہ ہے۔

تمام گورنمنٹ و پرائیویٹ ادارے اپنے ملاز مین کو تحفظ فراہم کرنے کے لیے وقاً فو قاً نہ صرف سہولیات مہیا کرتے ہیں بلکہ حالات کے پیش نظر تخواہوں وامرعات میں اضافہ بھی کیا جاتا ہے۔

افسوس موجودہ نگران سیٹ اپ ملاز مین کو تحفظ فراہم کرنے کی بجائے اپنے اختیارات سے تجاوز کرتے ہوئے پہلے سے حاصل شدہ مراعات میں ترمیمی نوٹیفیکیشن جاری کروار ہی ہے جس کا کوئی اخلاقی و قانونی جواز نہ بنتا ہے۔

> مركزى آفس: بالانى پورش ايديشنل ا كاموؤيش بلدنگ سى ايند دُبليو پرانى ا ناركلى لا بهور رابط آفس: چيوناا دُالاريال آفس ميونسال مَينُ شرق ورشريف بـ 0301-4250986





SHAHEEN BALDIYATI FEDRATION

ملحقه ياكتان لمي ليرفيذريش (PMLF)

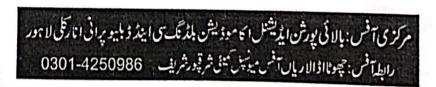
No:75

Dated: .06-.e6-2213...

لہذا تاہین بلدیاتی فیڈریش پنجاب کے تمام عہدداران کا متفقہ فیصلہ ہے کہ ترمیمی نوٹیکیشن نمبری No.FD.SR.II/2-97/2019 مورخہ 2023-00-01 کومنسوخ کرتے ہوئے ایل پی آرکی سابقہ پوزیش کو بحال رکھا جائے ۔بصورت دیگرتمام بلدیاتی ادارے مورخہ 2023-06-15 سے پنجاب کے تمام بلدیاتی اداروں میں دفتری اوقات 10 بجے سے 12 بجے تک ہڑتال کریں گے اور بعداز فیصلہ مرکزی قیادت مکمل ہڑتال کا اعلان کیا جائے گا ادراس کے علاوہ انصاف کے صول کے لیے اعلیٰ عدلیہ سے رجوع کیا جائے گا کسی قصان وحادثہ کی ذمہداری آفیسران بالا پرہوگ ۔

والسلام متنمی دعا گو(ملک تاجدین) (صدر جاب شامین بلدیاتی فیڈریش بنجاب باکستان

> كافي برائے اطلاع: ال سيرٹرى فائس، پنجاب لا مور





(بنجاب) في المراب المرا

SHAHEEN BALDIYATI FEDRATION

ملحقه پاکتان ملی لیرفیڈ ریش (PMLF)

Dated: 05.-. 26: 2223...

10:

مكرمي ومحترمي جناب ابراجيم مرادصاحب منستر بلديات پنجاب

منسوخي ترميمي نوٹيفيكيشن نمبري No.FD.SR.II/2-97/2019 مورخه 223-06-01

برائے کی ایل۔ پی۔آرتمام ملاز مین صوبہ پنجاب

السلام عليم!

شاہین بلدیاتی فیڈریشن کی طرف سے آپ کی توجہ انہائی اہم ایشو کی طرف دلانا چاہتا ہوں کہ فٹانس ڈیپارٹمنٹ کی طرف سے نوٹیفیکیشن نمبری No.FD.SR.II/2-97/2019 مورخہ 2023-06-06 کو جاری کیا گیا ہے۔ جس میں ایل پی ہے آرکی ادائیگی میں ترمیم کر کے جاری کردہ بنیا دی تنخواہ سے سکیل کی کم از کم ابتدائی تنخواہ میں منتقل کردیا گیا ہے جو کہ تمام صوبائی ملاز مین بشمول بلدیاتی ملاز مین کے ساتھ ظلم وزیا دتی کے مترادف ہے۔

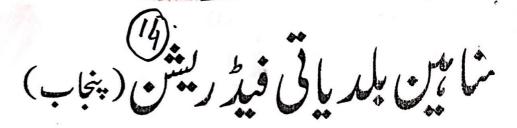
ملاز مین کاعرصہ دراز سے اپنے محکے کی خدمت کرنے کے بعد تمام دار و مدار ریٹائر منٹ کے ملنے والے بیسے والے بیسے بلدیاتی ملاز مین کی %40 بنش کنٹر کی بیوش ہر ماہ اپنے ادارے میں جمع ہوتی ہے جو کہ ریٹائر منٹ کے بعد .
واجبات و بنش کی صورت میں گورنمنٹ کی طرف سے ادا کئے جاتے ہیں ۔ پنش کی مدمیس گورنمنٹ کا بلدیاتی ادازوں پر کوئی احسان نہے۔

تمام گورنمنٹ و پرائیویٹ ادارے اپنے ملاز مین کو تحفظ فراہم کرنے کے لیے وقتاً فو قتاً نہ صرف مہولیات مہیا کرتے ہیں بلکہ حالات کے پیش نظر تنخو اہوں وامر عات میں اضافہ بھی کیاجا تا ہے۔

افسوس موجودہ نگران سیٹ اپ ملاز مین کو تحفظ فراہم کرنے کی بجائے اپنے اختیارات سے تجاوز کرتے ، ہوئے پہلے سے حاصل شدہ مراعات میں ترمیمی نوٹیشکیشن جاری کر دار ہی ہے جس کا کوئی اخلاقی و قانو نی جواز نہ بنتا ہے کہلیک

ِ مُركَّدُ ى آفَ نَبِالا فَى يُورِثُن المِّهِ يَشْنَل ا كاموةَ يَشْنَ بلِدُنگ ى ايندُ دُبليو بِرانَى ا تاركَلي لا مور رابطهآفس: چيونااڈ الارياں آفس ميزنيل مَينَ شرقيورشريف 6301-4250986





SHAHEEN BALDIYATI FEDRATION

الحقه پاکتان ملی لیرفیڈریشن (PMLF)

No:/5......

Dated: .06-.e.6:2023...

لہذا شاہین بلدیاتی فیڈریشن پنجاب کے تمام عہدداران کا متفقہ فیصلہ ہے کہ ترمیمی نوٹیفیشن نمبری No.FD.SR.II/2-97/2019 مورخہ 2023-06-06 کو منسوخ کرتے ہوئے ایل پی آرکی سابقہ پوزیشن کو بحال رکھا جائے ۔بصورت دیگرتمام بلدیاتی ادار ہے مورخہ 2023-06-15 سے پنجاب کے تمام بلدیاتی اداروں پوزیشن کو بحال رکھا جائے ۔بصورت دیگرتمام بلدیاتی ادار سے مورخہ 2023-06-15 سے پنجاب کے تمام بلدیاتی اداروں میں دفتری اوقات 10 بجے سے 12 بجے تک ہڑتال کریں گے اور بعداز فیصلہ مرکزی قیادت مکمل ہڑتال کا اعلان کیا جائے گا اور اس کے علاوہ انصاف کے حصول کے لیے اعلیٰ عدلیہ سے رجوع کیا جائے گا۔ کی قتم نقصان وحادثہ کی ذمہداری آفیسران بالا پر ہوگ ۔

والسلام متنی دعا گو(ملک تاجدین) (صدر جابز) شاهین بلدیاتی فیڈریشن پنجاب پاکستان

كافي برائ اطلاع: ا- سكرثرى فنانس، پنجاب لا مور

مركزى آفس: بالا فى بورش ايْدِيشنل الأموؤيش بللْه تكسى ايندُ وْبايوبِرانْ الْارْكَلَى لا مور رابطهآفس: چيونااؤالاريان آفس ميونيل مينى شرقپورشريف ما 4250986-0301



SHAHEEN BALDIYATI FEDRATION

ملحقه بإكتان كل ليرفيذريشن (PMLF)

vo: 16

Dated: 0.5.-6.-2a.13.....

مكرمي ومحترمي جناب چيف سيكرمري صاحب پنجاب

منسوخی ترمیمی نوٹیفیکیشن نمبری No.FD.SR.II/2-97/2019 مورخه 223-00-00 برائے کی ایل ۔ پی ۔ آرتمام ملاز مین صوبہ پنجاب

Receipt Clerk
(253)
14 JUN 173

Grand Grand Stary
Signal Stary
(24) Finance

السلام عليم!

شاہین بلدیاتی فیڈریشن کی طرف ہے آپ کی توجہ انتہائی اہم ایشو کی طرف دلانا جاہتا ہوں کہ فنانس ڈیپارٹمنٹ کی طرف سے نوٹیفیکیشن نمبری No.FD.SR.II/2-97/2019 مورخہ 2023-06-00 کو جاری کیا گیاہے۔جس میں ایل ۔ پی ۔ آرکی ادائیگی میں ترمیم کر کے جاری کردہ بنیادی تنخواہ سے سکیل کی کم از کم ابتدائی تنخواہ میں منتقل کردیا گیاہے ۔جس میں ایل ہوبائی ملاز مین بشمول بلدیاتی ملازمین کے ساتھ ظلم وزیادتی کے مترادف ہے۔

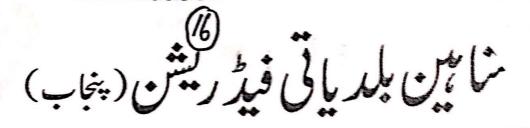
ملاز مین کاعرصہ دراز سے اپنے محکے کی خدمت کرنے کے بعد تمام دار و مدار ریٹائر منٹ کے ملنے والے پسیوں پر ہوتا ہے بلدیاتی ملاز مین کی %40 پنش کنٹر کی بیوٹن ہر ماہ اپنے ادار سے میں جمع ہوتی ہے جو کہ ریٹائز منٹ کے بعد واجبات و پنشن کی صورت میں گورنمنٹ کی طرف سے ادا کئے جاتے ہیں ۔ پنشن کی مدمیں گورنمنٹ کا بلدیاتی اداروں پر کوئی احسان نہ ہے۔

تمام گورنمنٹ و پرائیویٹ ادارے اپنے ملاز مین کو تحفظ فراہم کرنے کے لیے وقاً فو قاً نہ صرف سہولیات مہیا کرتے ہیں بلکہ حالات کے پیش نظر تنخوا ہوں وامر عات میں اضافہ بھی کیا جاتا ہے۔

افسوس موجودہ نگران سیٹ اپ ملاز مین کو تحفظ فراہم کرنے کی بجائے اپنے اختیارات سے تجاوز کرتے پہلے سے حاصل شدہ مراعات میں ترمیمی نومیفیکیشن جاری کروار ہی ہے جس کا کوئی اخلاقی و قانونی جواز نہ بنتا ہے۔

> مركزى آفس: بالائى بورش ايريشنل اكامود كيش بلزمك ى ايندُ وَ بليو بِرانَى امّارَ كَلَّى لا مور رابط آفس: چود كااد الاريال آفس ميونيل كين شرقبور شريف 60004-0301





SHAHEEN BALDIYATI FEDRATION

لمحقه باكتان في ليرفيذريشن (PMLF)

Dated: ๑๒-.ค.ศ. 2013...

لبذا شاہین بلدیاتی فیڈریش بنجاب کے تمام عبدداران کا متفقہ فیصلہ ہے کہ زمیمی نوٹیکیش فیملہ ہے کہ زمیمی نوٹیکیش فیمری No.FD.SR.II/2-97/2019 مورخہ 2023-06-06 کو منسوخ کرتے ہوئے ایل پی آرکی سابقہ پوزیش کو بحال رکھا جائے بصورت دیگرتمام بلدیاتی ادارے مورخہ 2023-06-15 سے بنجاب کے تمام بلدیاتی اداروں میں دفتری اور تا ساب کا اعلان کیا جائے گا میں دفتری اور تا ساب کا اعلان کیا جائے گا اور اجداز فیصلہ مرکزی قیادت کمل ہڑتال کا اعلان کیا جائے گا ادر احداز فیصلہ مرکزی قیادت کمل ہڑتال کا اعلان کیا جائے گا ادر اس کے علاوہ افسان وحادثہ کی خصول کے لیے اعلیٰ عدلیہ سے رجون کیا جائے گا۔ کی قسم نقصان وحادثہ کی ذمہ داری آفیران بالا

والسلام متنى دعا كو (مكر تاجدين) (مدر جاب) شامين بلدياتى نيڈريشن بنجاب پاکستان

> كاني بمائے اطلاع: ا۔ ميكرفرى فائس، پنجاب لا مور

مركزى آفس: بالا كى بورش ايريشنل ، كاموؤيش بلدگك كى ايندۇ بايو پرانى اناركلى لا دور رابطة فس: چيونااۋالاريان آفس نيونتن كناش قورشريف 4250986-0301

Before the Lahore High Court, Lahore.

C.M.No. of 2023

W.P.No 4/826 of 2023

Taj Din

Petitioner

Versus

The Province of Punjab etc.

Respondents

103579/23

Petition for writ under Article 199 of the constitution of the Islamic Republic of Pakistan, 1973.

Petition under Sections 151, C.P.C for suspension of the operation of the impugned notification dated 01.06.2023.

Respectfully Sheweth:-

- 1. That the petitioner has filed the above titled petition for writ before this Hon'ble Court in which no date has been fixed so far.
- 2. That the contents of the accompanying petition for writ be treated as an integral part of this petition.
- 3. That the impugned notification No.FD.SR.11/2-97/2019 dated 01.06.2023 is absolutely illegal and unlawful, void ab initio being issued by the respondents without any lawful authority and beyond the mandate of the constitution and is liable to be set aside.
- 4. That it is in the interest of justice that the operation of the impugned notification is ordered to be suspended.

It is, therefore, respectfully prayed that operation of the impugned notification No.FD.SR.11/2-97/2019 dated 01.06.2023 may kindly be ordered to be suspended till the final disposal of the petition for writ by this Hon'ble Court.

Any other relief which this hon'ble court deem fit and proper may also be awarded to the petitioner.

Dated:-16.06.2023

Petitioner

FIVE RUPEES

Through

PAKISTAN

(Qamar Pervaiz Zia)
Advocate, Supreme Court of
Pakistan, 256-District Courts,
Lahore.
CNIC No.35201-1569906-1
Cell No.0321-8492101

18)

Before the Lahore High Court, Lahore.

A Land		C.M.No	of 2023			
		In	of 2023			
		W.P.No	01 2023	Petitioner		
	Taj Din	Versus		J 4a		
	The Province of Punja	ab etc.		Respondents		
	Detition f	or writ under Article amic Republic of Pa	 e 199 of the cons kistan, 1973.	titution		
	Petition under Sections 151, C.P.C for suspension of the operation of the impugned notification dated 01.06.2023.					
	Municipal Committe	j Din son of Muha ee, Punjab office a e Sharqpur Sharif. aed, do hereby declar	at Chota Maa.			
	1. That the petition	ner has filed the ab	ove titled petition	on for writ before		
High Colic	chis Hon'ble Court in v					
S S SOUNIE	That the content	ts of the accompany	ing petition for	writ be treated as		
	Phtegral part of this					
1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	an integral part of this	ougned notification	No FD SR 11	/2-97/2019 dated		
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SSIWWO						
	respondents without a		and beyond th	e mandate of the		
Cartified that the abo	e constitution and is liabl	le to be set aside.				
By Mr./Mrs Tay	4. That it is in the	interest of justice tl	nat the operation	n of the impugned		
R/0	natification is ordered	to be suspended.				
Identified by Mr	He			lan		
GC No.	ut Just			···		
MAHUM	MAD SARIONAL	122		Deponent		
ineisiera Airo	Commission Perified on oath	at Lahore this 16 th d	lav			
Notification No.	of June 2023 that the c	contents of the above				
EAC CY D	are true to the best of n	ny knowledge and be	elief			
Nie al	and that nothing has be	een kept concealed.		los		
				Deponent		

Before the Lahore High Court, Lahore.

103588/20

C.M.No.______of 2023 W.P.No______u/g_2_b___of 2023

Petitioner

Taj Din

Versus

The Province of Punjab etc.

Respondents

Petition for writ under Article 199 of the constitution of the Islamic Republic of Pakistan, 1973.

Petition Under Section 151, C.P.C for dispensing with the production certified copies of the annexures.

Respectfully Sheweth:-

- That the petitioner is filing the above titled petition for writ without placing on record certified copies of the some of the documents attached as annexures.
- 2. That the petitioner will place on record the certified copies of the documents when the same are available.
- 3. That it is in the interest of justice that in view of the urgency of the matter the petition for writ is admitted to regular hearing without placing on record the certified copies of the documents.

It is, therefore, respectfully prayed that the production of certified copies of the documents attached with the petition may very kindly be dispensed with for the time being.

Dated:-16.06.2023

Petitioner

(Qamar Pervaiz Zia)

Advocate, Supreme Court of Pakistan, 256-District Courts, Lahore.

CNIC No.35201-1569906-1

Cell No.0321-8492101



Before the Lahore High Court, Lahore.

C.M.No	of 2023
In	
W.P.No	of 2023

Taj Din

Versus

Petitioner

The Province of Punjab etc.

Respondents

Petition for writ under Article 199 of the constitution of the Islamic Republic of Pakistan, 1973.

Petition Under Section 151, C.P.C for dispensing with the production certified copies of the annexures.

Affidavit of Taj Din son of Muhammad Sadiq Nasir, President Municipal Committee, Punjab office at Chota Adda Laryan Office Municipal Committee Sharqpur Sharif.

I, the above named, do hereby declare and solemnly affirm as under:-

That the petitioner is filing the above titled petition for writ without placing on record certified copies of the some of the documents attached as annexures.

That the petitioner will place on record the certified copies of the odbeuments when the same are available.

That it is in the interest of justice that in view of the urgency of 3. the matter the petition for writ is admitted to regular hearing without placing on record the certified copies of the documents.

10, D/o, W/o A on bath at Lahore this 16th day intifled by M of June, 2023 that the contents of the above are true to the best of my knowledge and belief that nothing has been kept concealed. Assistant Bogistrar (Reid) Oath Commissioner Lahore High Court, Lahore. Ilication No-918-Ganl/X.B.9. (b) 1 Expiry Date: 09-04-2025 Mob. 0333-4424354 NIG. 36892-6533270-5

Deponent

Deponent