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IN THE LAHORE HIGH COURT, MULTAN BENCH, MULTAN

No. 49418 /Writ

Dated 12/10 2024

From

The Addl: Registrar (Judicial),
Lahore High Court,
Multan Bench, Multan.

To

1. Govt. of Punjab through Secretary Punjab Public Service Commission, Lahore.
2. Registrar Pakistan Medical & Dental Council Situated at Mauve Area, G-10/104, Islamabad.
3. Regional Member Punjab Public Service Commission, Multan.

Subject:- **W.P. No.8471-24**

Muhammad Irshad

VS

Govt. of Punjab

Memo

I am directed to forward for information and immediate compliance copy of this Court's Order/Judgment dated **08.10.24** passed in the above noted case.

g/ Legal
[Signature]

**Assistant Registrar (Writ)
For Deputy Registrar (Judl.)**

[Signature]
11/11/24

D-1906
3/1/25



ORDER SHEET

**IN THE LAHORE HIGH COURT,
MULTAN BENCH, MULTAN
JUDICIAL DEPARTMENT**

Case No. W.P No.8471/2024

Muhammad Irshad Vs Govt. of the Punjab & others

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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08.10.2024 Mirza Azeem Baig, Advocate for the petitioner.
Rao Muhammad Akram, Advocate for respondent No.2.
Malik Muhammad Bukhsh Khakhi, A.A.G. with Ali Naz,
Law Officer, PPSC.

This constitutional petition seeks to challenge the letter issued by the Punjab Public Service Commission (PPSC) conveying to the petitioner the refusal to consider the candidature of the petitioner for being appointed as Associate Professor Neurosurgeon. The primary reason which weighed with PPSC was that the Journal in which the research article of the petitioner was published is not recognized by PMDC and not enlisted/indexed in PubMed up to the stipulated time.

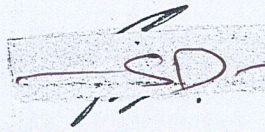
2. The petitioner's interview was conducted provisionally on 20.02.2024 and was given time till 29.02.2024 to produce the relevant documents which included a number of research articles being published in an international journal. According to the learned counsel for the petitioner it was one of the conditions that the online public research work should be in a recognized foreign journal which would be accepted by PPSC. However, the following further condition is also crucial:

The journal should be duly indexed by PMC/ PMDC/ PubMed/ Index Medicus. Recognition list of such journals by PMC/ PMDC shall also be required."

3. The above condition has not been fulfilled by the petitioner according to the respondents. It has been denied by counsel for PPSC that the petitioner supplied the documents on time as required by PPSC and that there was no proof that public research article was published in an international journal recognized as such by PMDC. Similarly, counsel for PMDC has also stated that the petitioner never applied to PMDC for the said publication to be recognized as such. In short, PMDC does not recognize that the journal in which the petitioner claims the researched article to be published is duly recognized by PMDC. This Court will not substitute its own opinion for that of the regulators and especially PMDC which is a specialized regulator and any such appointment has to be done on the basis of the approval given by PMDC in all such matters.

4. In view of the above, this petition is without merit and is dismissed.

TRUE COPY
EXAMINED BY
LAHORE HIGH COURT
MULTAN BENCH MULTAN
Rafaqat Ali


(SHAHID KARIM)
JUDGE

AN

IN THE LAHORE HIGH COURT MULTAN BENCH MULTAN

W.P.No. 8471 /2024

Muhammad Irshad son of Abdul Rasheed, R/O Faisal Kataijes Phase-II, Purana Shajuabad Road, House No.91-B, Tehsil & District Multan.

PETITIONER

VERSUS

1. Govt. of Punjab through Secretary Punjab Public Service Commission, Lahore.
2. Registrar Pakistan Medical & Dental Council situated at Mauve area G-10/104, Islambad.

RESPONDENTS

**WRIT PETITION UNDER ARTICLE 199
OF THE CONSTITUTION OF ISLAMIC
REPUBLIC OF PAKISTAN, 1973.**

Respectfully Sheweth,

1. That the addresses of the parties have correctly been given in the head note of the petition for effecting services and citation etc.
2. That the brief facts for filing the instant petition are that petitioner is qualified MBBS Doctor as FCPSC Neurosurgery who applied for the post of Associate Professor Neurosurgery advertisement issued by the PPSC Lahore on 08.10.2023. Copy of advertisement is attached as **Annex A.**
3. That after complete scrutiny concerned documents required by the respondent No.1, petitioner had been called for interview for the post of Associate Professor Neurosurgery on 20.02.2024. Copy of interview letter is attached as **Annex B.**
4. That after conducting interview of the petitioner respondent No.1 has issued cancellation letter on 20.06.2024 through E-mail of

DB - Regional Member Punjab Public Service Commission Multan
Filed 25 JUN 2024 12:29 P.M.
Assistant Registrar