



**PHA FOUNDATION**  
MINISTRY OF HOUSING & WORKS  
SHAHEED-E- MILLAT, SECRETARIAT, BLUE AREA, ISLAMABAD



No. PHA-F/34<sup>th</sup> BoD Meeting/2019/80

Dated: July 2, 2019

**Subject: MINUTES OF 34<sup>TH</sup> BOD MEETING OF PHA FOUNDATION HELD ON JUNE 26, 2019 IN CONFERENCE ROOM OF PHA FOUNDATION, ISLAMABAD.**

I am directed to enclose copy of approved Minutes of 34<sup>th</sup> meeting of BoD of PHA Foundation which was held under the chairmanship of Federal Minister for Housing & Works / Chairman, PHA Foundation on June 26, 2019 at 04:00 PM in the Conference Room of PHA Foundation, Islamabad.

**Encl: As above**

  
**(Muhammad Irfan Khan)**  
Director (M&C)

**Distribution:**

1. Ch. Tariq Bashir Cheema,  
Federal Minister for Housing & Works/  
Chairman, PHA Foundation,  
Islamabad.
2. Dr. Imran Zeb Khan,  
Secretary Housing & Works,  
M/o Housing & Works,  
Islamabad.
3. Mr. Muhammad Yaseen Shar Baloch,  
Joint Secretary (Admin),  
M/o Housing & Works,  
Islamabad.
4. Mr. Muhammad Shahzad,  
Joint Engineering Advisor,  
M/o Housing & Works,  
Islamabad.
5. Mr. Jibran Khalil Malik,  
Financial Advisor (Works)/  
Joint Secretary, Finance Division,  
Islamabad.
6. Hafiz Ehsan-ul-Haq,  
Member Engineering,  
CDA, Islamabad.
7. Mr. Shahbaz Mustafa,  
Deputy Secretary (Admin),  
M/o Housing & Works,  
Islamabad.
8. Mr. Waseem Hayat Bajwa,  
Director General,  
FGEHF, Islamabad.
9. Mr. Tariq Rashid,  
Chief Executive Officer,  
PHA Foundation, Islamabad.
10. Mr. Shahid Farzand,  
Director General,  
Pak. PWD, Islamabad.

**Copy for information to:**

- i. PS to Chief Executive Officer, PHA Foundation, Islamabad.
- ii. PA to Chief Engineer, PHA Foundation, Islamabad.
- iii. PA to All Directors, PHA Foundation, Islamabad.
- iv. Section file.

## MINUTES OF 34<sup>TH</sup> BOD MEETING OF PHA FOUNDATION

AGENDA ITEM NO.	SUBJECT
01	Confirmation of Minutes of 33 <sup>rd</sup> BoD Meeting of PHA Foundation
02	Opening of daily product bank account for Kuchlak Road Project, Quetta
03	Budget estimates of PHA Foundation for the fiscal year 2019-20
04	Review of the profit rate / markup in line with the monetary policy announced by State Bank of Pakistan
05	Approval for construction of link road from Kashmir Highway to PHA Foundation I-16/3 Project, Islamabad
06	Auction of Commercial Blocks-A&B at PHAF Officers Residencia Project, Kurri Road Islamabad and of 16 apartments in Block-24 of G-10/2 Project, Islamabad
07	Waiver of additional cost at G-10/2 Project of PHA Foundation
08	Regularization of Daily Wagers / CPS Employees of PHAF
09	Winding up of PHA (Private) Limited
10	Appointment of "The Engineer" of Kurri Road Project in PHAF
11	Allotment of Housing unit to Mr. Rasool Bux Phulpoto in PHAF Officers Residencia, Kurri Road, Islamabad
12	Request for waiver of additional cost of Rs. 1,642,723/- on sympathetic ground against House No. 99, Lane No. 11 of PHAF Officers Residencia, Kurri Road, Islamabad.
13	Restoration of allotment of "D" type apartment No TF 15, Block No.19 & apartment No. GF-01, Block No. 20 at G-10/2 Project, Islamabad.
14	Allotment of alternate apartment to Mr. Rashid Bashir Virk against his "B" type office cum apartment at Shabbir Town, Lahore
15	Launching of Kuchlak Road Quetta Project Balochistan.
Table Agenda 1	Refund of Delayed Payment Charges (DPC) to Mr. Bashir Ahmed & others
Table Agenda 2	Inclusion of Additional Secretary, Ministry of Housing & Works as member of the PHAF Board of Directors.
Table Agenda 3	Allotment of apartments to the employees of PHA Foundation




34<sup>th</sup> Meeting of the Board of Directors of PHA Foundation was held under the Chairmanship of Honourable Federal Minister for Housing & Works/ Chairman, PHA Foundation on June 26, 2019 at 04:00 PM in the Conference Room of PHA Foundation, Islamabad.

2. The meeting started with recitation from the Holy Quran.

**AGENDA ITEM NO. 01**

**CONFIRMATION OF MINUTES OF 33<sup>rd</sup> BOD MEETING.**

Managing Director/ Chief Executive Officer, PHA Foundation informed the forum that the minutes of the 33<sup>rd</sup> BoD meeting were circulated among all members of Board of Directors and no reservation has been received from the Board Members.

**DECISION:**

The BoD confirmed Minutes of 33<sup>rd</sup> BoD meeting of PHAF.

**AGENDA ITEM NO. 02**

**OPENING OF DAILY PRODUCT BANK ACCOUNT FOR KUCHLAK ROAD PROJECT, QUETTA.**

The CEO, PHAF informed that in compliance with 32<sup>nd</sup> BoD meeting decision, sealed quotations were invited from scheduled banks through advertisement published in national daily newspapers on March 26, 2019, which were opened by the Finance & Accounts Committee at 11:00 AM on April 11, 2019 in the presence of bank representatives in line with general policy guidelines of Finance Division for depositing /maintaining working balances of public sector enterprises and local autonomous bodies 2003, as amended from time to time.

2. It was further informed that in response to advertisement, eleven (11) banks offered their best markup rates. Comparative Statement of quoted rates was prepared and signed by the members of Finance & Accounts Committee of PHA Foundation Board. Salient features of first three (3) banks who quoted highest markup rate are given as under:-

- i. Currently short term and long term credit ratings of Summit bank are suspended as confirmed by Vis Credit Rating Company Limited vide letter No. Nil dated 02/05/2019. However, Summit Bank offered the highest markup rate 11.30% Per Annum with the condition of Rs.1 million & above. The said bank is not fulfilling the criteria for selection of bank for opening bank account in line with Finance Division guideline 2003.
- ii. JS bank having short term A1+ and long term AA- credit ratings offered the second highest markup rate 11.00% per Annum with the condition of deposits of Rs.1 million & above. Due to suspension of Summit bank rating, position the JS bank became highest offered rate.



- iii. MCB Islamic Bank having short term A1 and long term A credit rating offered the third highest markup rate 10.51 % with the condition of Rs.500 million & above deposits.

3. The Finance & Accounts Committee of PHA-F BoD recommended that bank account of Kuchlak Road Project would be opened with M/s JS Bank as it quoted the highest interest rate i.e. 11.00 % per annum, due to suspension of Summit Bank credit rating as evidence pointed out and recorded in the meeting minutes.

**DECISION:**

**BoD unanimously agreed with the recommendations of Finance and Accounts Committee for opening of daily product bank account of Kuchlak Road Project with JS bank.**

**AGENDA ITEM NO. 03**

**BUDGET ESTIMATES OF PHA FOUNDATION FOR THE FISCAL YEAR 2019-20.**

The CEO, PHAF informed that Finance Wing of PHA Foundation prepared in consultation with Administration, Engineering and Land & Estate wings, budgetary estimates for Fiscal Year 2019-20 and the same was discussed in the Finance and Accounts Committee meeting held on June 19, 2019 in detail and the Committee recommended to place it before PHA-F BoD for formal approval.

2. The budget document included estimates of operational budget (involving pay & allowance and other contingencies), development budget involving expenditure of ongoing and new projects of PHA-F and revenue budget that reflected the receipts of PHA Foundation for various ongoing and new projects of PHA Foundation during the fiscal year 2019-20. Budget estimates were thoroughly examined by Finance and Accounts Committee of PHA-F Board, keeping in view the expenditure and revenue trends. Salient features of budget for Fiscal Year 2019-20 included:-

- i. The operation budget was Rs. 447.636 million. Last year it was Rs. 399.415 million. Increase in operation budget was mainly due to 5 % increase in pay & allowances of employees from BS-17 to 20 and 10 % increase in pay & allowances of employees from BS-1 to 16 as announced by Federal Government and annual increment due in the first week of December, 2019. Moreover, pay & allowances of expected 46 Nos. of fresh appointees in the FY-2019-20 was also included. Furthermore, Rs. 20 million was proposed for allocation of fund on account of Prime Minister's Assistance Package for deceased employees.
- ii. The estimated development expenditure was Rs. 7.236 billion for FY-2019-20, in comparison to last year which was Rs. 6.959 billion. The 3.98 % increase in development budget was due to launching of new project at Kuchlak Road, Quetta. Moreover I-16 Project and Kurri Road Project would also be completed during this Financial Year.
- iii. The anticipated revenue was Rs. 7.504 billion in comparison to last year which was Rs. 7.283 billion. The 3.02 % increase in revenue budget was to be achieved by having a work plan of completion of I-16 and Kurri Road projects which would increase the receipts target during this Financial Year. The work

plan also included the expected receipts of Rs. 1.682 billion for launching of Kuchlak Road Project Quetta.

### Summary of the Budget for the Fiscal Year 2019-20:-

S.NO	Description	Approved Budget for FY 2018-19	Actual Expenditure/Revenue FY 2018-19 (upto May 31, 2019)	Budget Estimate FY 2019-20
1	Operational Budget & Pay and Allowances	399,415,618	293,799,279	447,635,805
2	Development Budget	6,958,884,038	4,037,632,258	7,236,015,468
3	<b>Total (1+2)</b>	<b>7,358,299,656</b>	<b>4,331,431,537</b>	<b>7,683,651,273</b>
4	Revenue Budget (Projects)	7,283,493,873	3,108,460,057	7,503,776,927
5	Revenue Budget (Operational)	184,060,000	288,799,678	219,357,400
	<b>Total (4+5) Revenue</b>	<b>7,467,553,873</b>	<b>3,397,259,735</b>	<b>7,723,134,327</b>

3. The following proposal was submitted for consideration and approval of the PHAF BoD:-

Approval of the Board was solicited for the proposed Budgetary Estimates of PHAF for the fiscal year 2019-20.

#### DECISION:

The BoD unanimously approved the budget estimates of PHAF for the Financial Year 2019-20.

#### AGENDA ITEM NO. 04

#### REVIEW OF THE PROFIT RATE / MARKUP IN LINE WITH THE MONETARY POLICY ANNOUNCED BY STATE BANK OF PAKISTAN.

While discussing a related issue the BoD in its 32<sup>nd</sup> BoD meeting made the following decision regarding Monetary Policy announced by State Bank of Pakistan:-

*“Director Engineering may be included in the list of already approved co-signatories. It was further decided that the matter of interest rate may be taken up with all respective banks in line with the monetary policy announced by State Bank of Pakistan. In case of non-compliance by the banks concerned, fresh bids/quotes may be called from the banks as per Finance Division guidelines on the subject .It was also decided that the option of investing funds, not urgently required in the TDRs may also be explored in the light of Finance Division guidelines.”*

2. In compliance with aforementioned BoD decision, fresh markup rates were obtained from all banks where PHA-Foundation has been maintaining project's banks accounts in line with discount rate announced by State Bank of Pakistan in its latest monetary policy. Bank's wise revised markup rates were received as under:

SN	Accounts Number/ Accounts Head	Name of Banks	DPA Rate Before April, 2019	Revised DPA Rate w.e.f 1st April 2019	Credit Rating of banks
1	Two Bank Accounts (PHA other income, and foreign)	Habib Bank Limited	8.28%	8.78%	S/T=A-1+ L/T+=AAA
2	PHA main bank account & four other bank Accounts	Silk Bank	8.80%	10.25%	S/T=A-2 L/T=A-
3	Two Bank Accounts (JV & Project maintenance)	Askari Bank	8.00%	8.25%	S/T=A1+ L/T=AA+
4	I-11 Project, Islamabad	Bank Alfalah	8.50% (APY)	8.75%	S/T=A1+ L/T=AA+
5	Three bank accounts (Kurri Road, I-12 Project & membership bank accounts)	Standard Chartered Bank	8.00%	9.50%	S/T=A1+ L/T=AAA
6	Shabbir Town Lahore Project Bank Accounts	Faysal Bank Limited	8.25%	8.75%	S/T=A1+ L/T=AA
7	Ten old Projects Bank Accounts of G-10, G-11, Islamabad, Wafaqi Colony Lahore Projects and membership Bank Accounts	Habib Metropolitan Bank	8.60%	9.40%	S/T=A1+ L/T=AA+
8	Project's Retention Money bank account (3139616082)	National Bank of Pak	8.00%	9.35%	S/T=A1+ L/T=AAA
9	AC (6580004413700014) Prime Minister's Special Initiative housing for Poor	Bank of Punjab	8.25%	10.00%	S/T=A1+ L/T=AA

3. The revised markup rates were discussed by Finance & Accounts Committee of PHA-F and the Committee observed that revised rates provided by majority of banks were not commensurate with the State Bank of Pakistan's latest Monterey Policy, enhanced discount rate i.e. 10.75% p.a.

4. It was further briefed by the CEO, PHAF that after meeting of Finance & Accounts Committee of PHA-F, State Bank of Pakistan on May 20, 2019 again enhanced discount rate from 10.75% p.a to 12.25% p.a. Subsequently all aforementioned banks were re-approached with request to provide fresh markup rates in line with latest monetary policy. In response, the following three banks, wherewith eighteen (18) banks account were maintained and maximum quantum of funds were available, revised the discount rates as under:-

SN	Name of Banks	DPA Rate up to May, 2019	DPA Rate revised w.e.f 1st June 2019	Credit Rating of banks
1	Silk Bank	10.25%	11.70%	S/T=A-2 L/T=A-
2	Standard Chartered Bank	9.40%	11.25%	S/T=A1+ L/T=AAA
3	Habib Metropolitan Bank	9.50%	11.10%	S/T=A1+ L/T=AA+

## DECISION:

After detailed deliberation, in order to obtain the optimum rate of interest / mark up, the BoD decided that fresh quotations / bids may be obtained through open advertisement in line with Finance Division guide lines 2003 from the banks for opening of all banks accounts of PHAF including project accounts. Moreover, successful bank shall sign an agreement with PHAF regarding the adjustment of upward and downward interest rate as announced by State Bank of Pakistan from time to time.

## AGENDA ITEM NO. 05

### APPROVAL FOR CONSTRUCTION OF LINK ROAD FROM KASHMIR HIGHWAY TO PHA FOUNDATION I-16/3 PROJECT, ISLAMABAD

The CEO, PHAF informed that PHA Foundation launched I-16/3 project in year 2015-16 for General Public and Federal Government Employees on first come first serve basis. The details of the project are as under:

S. No.	Description	Total Apartments	Booked Apartments	Total Remaining Apartments
1	B-Type Apts. (G+6) 1496 sft	672	672	Nil
2	E-Type Apts. (G+7) 912 sft	912	841	71
<b>Total</b>		<b>1584</b>	<b>1513</b>	<b>71</b>

2. During the booking of apartments PHA-F faced following problems/issues:-

- I-16/3 project was far away from main sectors of Islamabad.
- Link road to I-16/3 project was not connected with Kashmir Highway by CDA.
- Infrastructure development work of the entire I-16 Sector done by CDA was not at desired pace.
- Non availability of basic necessities i.e. market, hospital, water supply, school and parks etc.

3. It was informed that construction work at site was now in full swing and anticipated date of completion of the project was June, 2020. As far as the link road was concerned, CDA would construct road from Kashmir Highway to Sector I-16. During a recent meeting on outstanding issues with CDA, it was informed that the road from Kashmir Highway to I-16 was in planning phase. But CDA didn't have enough funds to carry out the work at the earliest. It was proposed that it could be initiated at the earliest if PHA-F was willing to share some financial burden with CDA. CDA was assured that the proposal would be placed before BoD for a decision.

## Discussion:

The Chairman BoD asked that such construction of access road would over burden the allottees. If the road is in the master plan of CDA then why was PHAF taking it upon themselves to do it. Member Engineering, CDA responded that it was correct that the

subject access road from Kashmir highway to I-16 was included in the master plan of the sector and it would be constructed by CDA, upon the availability of funds. However, it would take considerable time may be five years or even more, because CDA in the immediate future, is planning for the development of I-15 and E-12 sectors and is trying to clear old outstanding liabilities of CDA.

#### DECISION:

After thorough discussion it was decided that PHAF would carry out a detailed assessment of the proposal including benefit to the project, cost estimates, burden on individual allottee and sharing of financial burden with CDA. The matter would be placed before Bod for decision.

#### AGENDA ITEM NO. 06

### AUCTION OF COMMERCIAL BLOCKS-A&B AT PHAF OFFICERS RESIDENCIA ROAD, KURRI ROAD, ISLAMABAD AND OF 16 APARTMENTS IN BLOCK-24 OF G-10/2 PROJECT, ISLAMABAD.

The Bod was informed that in 31<sup>st</sup> Bod meeting of PHAF held on 14-11-2018, the Board decided that:-

“Auction of shops in commercial blocks A&B at PHAF Officers Residencia Project, Kurri Road and the remaining sixteen (16) apartments at Block No. 24 of G-10/2 project will be carried out after its evaluation by Evaluators at the panel of State Bank of Pakistan. The case is to be submitted before the next meeting of Bod with base price to be determined by the Evaluators at the panel of State Bank of Pakistan.”

2. Accordingly, sealed quotations were invited from eight Islamabad/Rawalpindi based Professional Evaluators from the panel of Pakistan Banks' Association, State Bank of Pakistan against seven quotations were received which were opened by the Purchase Committee of PHAF for procurement of Rs. 1-5 lac on January 24, 2019. “MW Engineering Services (Pvt.) Ltd., Rawalpindi” quoted the lowest quotation for the task.

3. According to the Evaluation Reports of MW Engineering Services (Pvt.) Ltd. the Base Prices for auction of Block A&B, Kurri Road Project & Block-24, G-10/2 are annexed at **Flag-A, B & C** respectively. Summary of the Evaluation Reports is as under:-

<b>Summary</b>	
<b>Description</b>	<b>Base Price</b>
Block – A, Kurri	Rs. 736,759,463/-
Block – B, Kurri	Rs. 623,584,423/-
Block – 24, G-10/2	Rs. 192,430,000/-
<b>Total</b>	<b>Rs. 1,552,773,886/-</b>

4. Board of Directors were requested to consider the following for decisions:-
- The Evaluation Reports of M/s WW Engineering Services (Pvt.) Ltd. be approved.
  - PHA Foundation may proceed with the auction of Commercial Blocks-A&B at PHAF Officers Residencia Project, Kurri Road, Islamabad and 16 apartments in Block-24 of G-10/2 project on the Base Prices determined by M/s WW Engineering Services (Pvt.) Ltd.

5. The Deputy Chairman BoD asked as to what was the rationale for auction when PHAF was a non-profit organization (NPO) and would it not be as per mandate of the organization, if the shops were auctioned and the apartments were allotted to the members of PHAF as per laid down policies and procedures.

6. The BoD was informed that the prices evaluated by the evaluators as per the requirements of PHAF to complete the project on no profit no loss basis. Since PHAF has been mandated to provide low cost shelter to the Federal Government Employees, General Public, Employees of the Foundation or and any other group, therefore, allotment of the apartments to the members of PHAF was in accordance with its mandate. However, the auction of shops through public auction has been proposed in order to generate funds on urgent basis for timely completion of the project.

#### **DECISION:**

After detailed discussion it was decided that Evaluation Reports of M/s WW Engineering Services (Pvt) Ltd were approved. Further it was decided that the shops shall be auctioned and the apartments shall be allotted to the members of PHAF as per laid down policies and procedures on the rates determined by the Evaluators.

#### **AGENDA ITEM NO. 07**

#### **WAIVER OF ADDITIONAL COST AT G-10/2 PROJECT OF PHA FOUNDATION.**

The CEO, PHAF explained that an application was submitted by Mr. Safir Ahmed Abbasi, an allottee of "D" type apartment, G-10/2 Islamabad alongwith list of 28 other allottees of the same project, addressed to Honorable Minister for Housing & Works for waiver of additional cost.

#### **1. INTRODUCTION**

The project was launched in 2008-09 at sector G-10/2, Islamabad for Federal Government Employees and General Public on the land measuring 6.9 acres allotted by CDA as per following details:-

S. No.	Allotted to	Type	Total No of Apartments	Covered Area (sft)	Average Price
01	FG Employees (BPS 11 to 16)	D	268	900	1,825,000/-
02	General Public	D	100	900	3,425,000/-

## **2. MAJOR REASONS OF DELAY:**

The project was delayed inordinately due to various reasons beyond the control of PHA-Foundation. Some of these reasons were as under:

- Entire project site was covered with thick trees and CDA took considerable time in removing the jungle & clearance of the site.
- The project site was also packed with utility services lines such as sewerage lines, water supply lines, manholes etc. CDA also spent considerable time in removing and re-routing the above mentioned utility lines to clear the site.
- Hard rock was spread throughout the project site and excavation in rocky terrain for foundation took considerable time.
- Change in foundation design due to subsoil conditions from individual footing to raft footing which eventually increased quantities of steel, concrete in foundation, column, beams and plinth beams etc. that increased the quantum of work.
- Change in design due to revision in seismic code by Government further added to quantum of work.
- Due to inquiries at different levels (Ministry of Housing & Works, FIA & PHA-F) works on site remained suspended for almost two years.
- Work on the project also remained suspended due to stay order by the courts.

## **3. STEPS TAKEN FOR COMPLETION OF THE PROJECT.**

- Bridge financing of Rs. 110 million from I-11, G-11/3-C, Wafaqi Colony D,E & B type projects to overcome the financial deficit.
- Constitution of task force for follow up of the pending issues with CDA for early completion of the project.
- Vigorous pursuance of court cases in different courts.
- Termination & re-tendering of contract.
- Constitution of progress review committee on the directions of Wafaqi Mohtasib to resolve the utilities issues with IESO, SNGPL etc.
- Installation of tube well for augmentation of existing source of water.

## **4. LEVY OF ADDITIONAL COST**

It was further informed that due to above mentioned reasons, PHA Foundation imposed additional cost of Rs. 884,000/- by invoking clause 8.1 of terms and conditions of allotment. Furthermore, allottees were agreed upon the terms and conditions of allotment by signing the application form, it is clearly stated in clause 22.1 of the application form that "to pay the cost of apartment as determined and finally fixed by PHA".

2. It was further informed that prior to the levy of the additional cost, the said matter was placed in 9<sup>th</sup> BoD meeting and after thorough discussion, PHAF Board unanimously decided to impose the additional cost on allottees, so that the project could be completed and possession of apartments be handed over to allottees. PHAF also got the opinion from Law Division before implementing the said decision. Allottees were requested to deposit the additional cost in the year June 2014 in 5 installments.



3. A number of allottees approached different courts of law i.e. Islamabad High Court, Civil Court and Wafaqi Mohtasib against levy of additional cost. However, courts decided the matter of additional cost in favour of PHA Foundation.

4. It was pointed out that PHA Foundation is a self-revenue generating organization and no government fund was provided to PHAF for completion of different projects. Hence, PHA-F was left with no other option but to levy additional cost for completion of the project.

**5. CURRENT STATUS OF RECOVERY OF ADDITIONAL COST:**

The current status of payment due and deposited against the additional cost at G-10/2 project is as under:-

S. No.	Amount Due (In Million)	Amount Collected (In Million)	Amount Outstanding (In Million)
01	325.312	254.84	70.472

**6. PHA-F'S STANCE:**

Due to waiver of additional cost, PHA Foundation would face substantial loss of about 325 million.

**7. CURRENT STATUS:**

Upon substantial completion of the building & infrastructure work at site, PHA Foundation offered possession of apartments to its allottees in August 2018 and till date about 238 allottees have taken over the possession of their apartments by depositing all dues including additional cost of Rs. 884,000/- each. Latest possession status at site is as under:

Total Apartments	Offered for Possession	Handed Over	Remaining
368	368	238	130

**(ii). Provision of Utilities:**

Utilities i.e. electricity and gas have been provided to the allottees of the project and families have started living there.

**DECISION:**

After detailed deliberations, the BoD unanimously regretted the request for waiver of additional cost.

**AGENDA ITEM NO. 08**

**REGULARIZATION OF DAILY WAGERS / CPS EMPLOYEES OF PHAF**

The CEO, PHAF apprised that Mr. Muhammad Jahangir, Daily Wager and others daily wagers/CPS employees of PHA Foundation filed a Writ Petition No.1727/2019 in Islamabad High Court, Islamabad for regularization of their services. The Hon'ble

Islamabad High Court, Islamabad disposed of the case on 06-05-2019 with the following directions:-

***The Managing Director, PHA to place the matter before the PHAF Board and it is expected from the Board to decide the applications for regularization of services of petitioners within 60 days in accordance with rules and regulations as well as in the light of judgement passed by learned Division Bench of this Court in ICA No.340/2017 titled Imran Ahmad vs Federation of Pakistan, etc. and 2005 SCMR 100 titled Ikram Bari and others vs NBP. Managing Director, PHA is further directed to submit final outcome of the Board in the court.***

2. Earlier, Islamabad High Court Islamabad in the ICA N.340/2017 passed judgement for regularization of services of the daily wagers working in the federal departments. The operative part of said decision is reproduced below:-

***All employees who are working on different positions in the statutory organization/companies (controlled by the Federal Government) having their own Board of Directors or Board of Governor, has decided the cases of their employees in accordance with their own service rules independently and regularize the services of those employees without seeking any further approval from the Government of Pakistan, however, such kind of exercise is permissible for one time and in future they shall not hire any person on temporary, daily wages or contract basis.***

3. The BoD was informed that a meeting of all Directors of PHAF was held on 07-05-2019 under the Chairmanship of Chief Engineer, PHAF regarding need analysis for further requirements of daily wagers in PHA-F whereby it was informed that total 22 Daily Wagers employees were working in PHA Foundation. They were appointed on need basis in PHA Foundation against different housing projects i.e. I-12, I-16, Kurri Road and Kuchlak Project Quetta etc. only for eighty nine (89) days and as per recommendations and requirements of the concerned wings their services were extended from time to time.

4. It was further informed that PHA Foundation is a self-revenue generating Company registered with SECP under Section 42 of the Companies Ordinance 1984. The PHA Foundation functioned under the corporate Governance regime with its independent Board of Directors which took all decisions regarding PHA Foundation under the prescribed rules regulations. It was also informed that recruitment process for filling of vacant slots/positions in PHA Foundation is underway in the light of NOC granted by Establishment Division and directions of the Ministry of Housing & Works would be completed within two months. Therefore, it was suggested that the services of the twenty (20) daily wagers employees appointed against I-12, I-16 and Kurri Road Project were no more required in PHA-F as the housing projects were in completion stages and no fund had been allocated in the contingency head for the next fiscal year.

5. The BoD was also informed that the opinion of the legal advisor was obtained in the matter. He was of the view "the terminated employees may be informed that they may apply in regular scheme of service as per vacant posts and they will be given preference in case of clearance in the test by awarding extra one mark in interview per year as per their length of service, as per government policy or decision of the BoD / Court Order."

6. The BoD was requested that since services of daily wagers/CPS employees who were hired on need basis against I-12, I-16 and Kurri Road Projects were no more required after 30<sup>th</sup> June, 2019 due to hiring of permanent staff and the fact that these projects were in final stage of completion, they may be intimated to apply against the regular posts as per advertisement.

#### DISCUSSION:

It was discussed that the regularization of CPS / Daily Wages Employees was purely administrative issue and CEO, PHAF may decide the matter in light of laid down procedure, rules and regulations of recruitment policy. The CEO, PHAF responded that no provision was available in rules for direct appointment of daily wages/CPS employees on regular basis. He further apprised that neither these employees were hired against sanctioned posts nor through prescribed manner, rather they were appointed on purely temporary basis for a period of 89 days to fulfill the immediate requirements of projects.

2. The BoD was further informed that, Establishment Division's Office Memorandum No. F.23/1/2008-SP dated 11<sup>th</sup> May, 2017 (**Flag-D**) described that " (i) **All contract / Contingent Paid / Daily Wage / Project employees who have rendered a minimum of one year of service in continuity as on 1-1-2017 (hereinafter referred to as eligible employees) may apply for appointment on regular basis in the manner prescribed hereinafter provided that the condition of continuity shall be applicable in case person(s) employed continuity shall not be applicable in case of persons employed on daily wages who have completed at least 365 days service. (iv) The eligible employees shall be awarded extra marks in interview at the rate of one (1) mark of each year of service rendered up to maximum of five (5) marks, on the recommendations of the respective selection authorities**".

3. The BoD was requested that since the services of daily wagers/CPS employees were hired on need basis against the temporary assignments/tasks of PHAF running projects i.e. I-12, I-16 and Kurri Road and no more required after 30<sup>th</sup> June, 2019 as the requisite assignments had been completed. Moreover, PHAF was also hiring permanent staff against sanctioned vacant posts of various cadres in prescribed manner, therefore, these daily wager employees may also apply against the regular posts as per above mentioned recruitment policy / mechanism of Establishment Division.

#### DECISION:

After detailed deliberations, the BoD decided that the matter may be disposed of as per prescribed Rules and Regulations of PHA Foundation and the court may be informed accordingly.

AGENDA ITEM NO. 09

#### WINDING UP OF M/S PHA (PRIVATE) LIMITED.

The CEO, PHAF informed the Board of Directors that initially Prime Minister's Housing Authority was established through a resolution vide Gazette **Notification No.**

4-8/99Min-I dated 18<sup>th</sup> May, 1999 for an acute housing crises in the country which required immediate action for providing shelter to low income groups, the poor and the needy. Later on vide resolution No. 1(1)/200-works dated 8<sup>th</sup> March, 2000 the authority was renamed as Pakistan Housing Authority.

2. On 13<sup>th</sup> July, 1999 a corporate body by the name of "Pakistan Housing Development Company (Private)" Limited (PHDCL) was established registered under the umbrella of the then Prime Minister's Housing Authority and thereafter PHDCL name was changed with PHA (Private) Limited in February, 2011.

3. The company was 100% owned by the Federal Government and was created for the sole purpose of construction of 500,000 housing units under the Prime Minister's Programme. During a meeting held at Prime Minister House on September 14, 1999, it was decided that the State Bank of Pakistan would provide concessional funding to Prime Minister's Housing Authority to the extent of 4 Billion which would then be passed on to the PHA (Private) Limited (formerly PHDCL)

4. Loan amounting to Rs, 1 billion was transferred to PHA (Private) limited (Formerly PHDCL) for construction of Housing Units. PHA (Private) limited paid an amount of Rs. 66,906,975/- to different suppliers during **September 25, 1999 to October 2, 1999**. After the change of government on **October 12, 1999** entity became dormant and the remaining loan amounting to **Rs. 933,093,025/-** was retrieved by State Bank of Pakistan on **October 20, 1999**. Later on Rs. 66,906,975/ was also returned to NBP on instalment basis.

5. Furthermore, **on April 20, 2006**, a meeting was held under the Chairmanship of the then Minister for Housing & Works/Chairman Pakistan Housing Authority (PHA) and it was decided to wind up Pakistan Housing Authority (PHA) and revive PHA (Private) Limited (formerly PHDCL) as a successor of PHA to take up the projects of PHA.

6. However, PHA (Private) Limited (formerly PHDCL) was not revived as it was registered as a private limited company under section-32 of the companies ordinance, 1984 and could not be converted to section-42 (not for profit) company while PHA was converted and in its place PHAF was established. Accordingly, all the assets and liabilities of Pakistan Housing Authority were transferred to PHA Foundation. PHA (Private) Limited (formerly PHDCL) remained inactive during all these years and didn't carry out any activity since **October, 1999**.

7. It was informed that in compliance with the directions of the Supreme Court of Pakistan regarding conducting forensic audit of all housing companies, PHAF conducted forensic audit of PHA (Private) Limited through M/s RSM Hyder Liaqat Nouman, wherein the auditor reported PHA (Private) Limited as a **dormant company**.

8. For winding up of PHA (Private) Limited views / comments of legal advisor of PHAF had also been obtained which is as under:-

**"As the PHA (Private) Limited formally Pakistan Housing Development Company Private Limited (PHDCL) is dormant company and no beneficial activity is being carried out by the company and there is no liability of the**

**company as office report, therefore, it seems appropriate to initiate process of winding up of the company subject to the approval of BoD of PHAF”**

9. The company would be closed with SECP through easy exit regulation- 2014.
10. Approval from BoD was solicited to wind up the PHA (Private) Limited being a dormant company.

**DECISION:**

**The proposal of PHAF regarding winding up of PHA (Private) Limited was unanimously approved by the BoD.**

**AGENDA ITEM NO. 10**

**APPOINTMENT OF “THE ENGINEER” OF KURRI ROAD PROJECT IN PHA-F.**

The BoD was informed that Mr. Qaiser Abbas, “The Engineer” PHA-F relinquished the charge w.e.f 30-04-2019 after termination on his own request vide Office Order No. PHA-F/HR/PF:QA-768/2017/542 dated 14-05-2019. Mr. Qaiser Abbas was appointed as “The Engineer” w.e.f 05-12-2017 with the approval of 28<sup>th</sup> BoD meeting held on 27-02-2018 for initial period of fourteen (14) months. Later on, his appointment period was extended for further four months w.e.f 05-02-2019 to 04-06-2019.

2. The CEO further briefed that Kurri Road Project was at completion stage and it was intimated that the package No. 10 awarded to M/s Ali Associates issue was resolved through the contractual measures and said work was sub contracted to M/s Rehman Construction by the main contractor in accordance with the relevant clauses of the contract agreement and was expected to be completed by the end of July, 2019.

3. The work of balance infrastructure had been awarded to M/s MN Construction at the bid cost of Rs. 270,243,100/- dated 19-06-2019 after transparent competitive bidding in accordance with PPRA Rules and it was anticipated to be completed by December, 2020.

4. CDA vide their letter dated 25-06-2019 has conveyed that since case of NOC was in process so IESCO may proceed with provision of electric connection to the subject site and the said task was expected to be completed within shortest possible time.

5. In addition to the above, all physical work, contractual accomplishment and accounts were required to be finalized. Keeping in view the current status of project and pre-requisite of construction / contract agreement/FIDC Rules/PEC Policy, a panel of following engineers was scrutinized on the basis of their qualification / relevant experience for appointment as “The Engineer”:-

- Mr. Syed Mehmood Khalid
- Mr. Javed Alam Khattak
- Ms. Sana Fatima



6. The scrutiny of resume revealed that all the above three engineers were competent and professional engineers. However, Syed Mehmood Khalid was recommended for appointment as "The Engineer" as he had vast experience and also showed his willingness for the said assignment. He was ready to start work at the capacity of "The Engineer" with best of his capabilities for smooth completion of the Kurri Road Project including infrastructure work.

7. As the appointment of "The Engineer" was mandatory as per construction contract agreement / FIDC Rules/ PEC Policy, therefore, it was proposed that PHAF may hire the services of Syed Mehmood Khalid as "The Engineer" in the best interest of the organization for smooth completion of Kurri Road Project as per following details:-

DESIGNATION	TERMS AND CONDITIONS
The Engineer	To be appointed against consultancy / miscellaneous head for a period of six months at lump sum pay of Rs. 200,000/- per month w.e.f 01-07-2019

8. The Board of Directors was requested to approve the appointment of Syed Mehmood Khalid, as "The Engineer" of Kurri Road Project including infrastructure work as per above mentioned terms and conditions in the best interest of the project.

**DECISION:**

**After detailed discussion the Board approved the appointment of "The Engineer" as per laid down rules / procedure and past practice.**

**AGENDA ITEM NO. 11**

**ALLOTMENT OF HOUSING UNIT TO MR. RASOOL BUX PHULPOTO IN PHAF OFFICERS RESIDENCIA, KURRI ROAD PROJECT, ISLAMABAD.**

The Board was informed that PHA Foundation launched PHAF Officers Residencia for Federal Government Officers (BPS 20-22) at Kurri Road Zone IV, Islamabad in 2012. As per the eligibility criteria for allotment, all serving & retired Civilian Federal Government Officers BPS (20-22) of Federally Constituted Occupational Groups, civilian officers of ISI, IB, National Assembly, Senate and Supreme Court of Pakistan were eligible. Later on ex-cadre officers were also included. The allotment was made on first come first serve basis. Only regular appointment was considered for allotment. Pay scale of selection grade/ move-over, acting charge and adhoc appointment were not considered.

2. In 29<sup>th</sup> Authority Meeting held on 3-01-2012, 1% quota was reserved for officers of BPS 20-22 working in PHA. The decision reads as: **"the BoD After detailed discussions decided that only officers of BS 20,21 & 22 working in PHA are eligible against reserved quota for the PHA employees for Kurri Road Project and needful be done accordingly."**

3. Mr. Rasool Bux Phulpoto (Ex-MD/CEO) was allotted House No. 364, Lane No.04, Cat-II in PHAF Officers Residencia, Kurri Road Project, Islamabad due to the following reasons:-

- Mr. Rasool Buksh Phulpoto remained MD PHA (on deputation) from June 2011 to July 2012. He was grade 21 officer of Government of Sindh.
- During his service, he was allotted cat-II house in PHAF Officers Residencia project. As per the decision of the 29<sup>th</sup> Authority Meeting, he was eligible for allotment being an officer of grade 21 working in PHAF.
- He was also allotted C type apartment in G-11/3 on actual construction cost, (without any subsidy) as a PHA employee in line with the allotment policy approved in 2010. Under the said policy, more than 20 apartments at G-10/2 & G-11/3 were allotted to (regular & contractual) employees of PHA in 2010. As per eligibility criteria under the said policy clause (a), "Only those officers of PHA (deputations & contractual) will be eligible for allotment who have at least one year continuous service in PHA in BPS 17 & above as on February 17, 2010 and are presently working in the Authority. Later on, the length of one year service was relaxed. Moreover, as per policy clause (d): subsidy to officers may not be allowed as was allowed to low paid employees, however, apartments may be offered on actual construction cost. Furthermore, as per clause (e): said offer/allotment shall be over & above. PHA's officers will remain entitled for allotment at **Kurri Road/future housing schemes for federal government officers**. R.B Phulpoto (Ex-MD) was eligible for allotment of C type apartment in G-11/3 Project, Islamabad.

4. Later on, R.B Phulpoto (Ex MD) forwarded transfer case of his Cat-II house of PHAF Officers Residencia Project. During scrutiny of the file, following discrepancies were highlighted:

- That he was not eligible for the allotment of House in PHAF Officers Residencia Project as he was an employee of Government of Sindh and the project was meant for FG Employees.
- That he was also allotted a C type apartment in G-11/3 Project which is not allotted under the rule because no officer could avail two apartments/houses from PHAF.

5. After thorough analysis of the discrepancies, the facts of the case were summarized as under:-

- The allotment of Cat-II housing unit in PHAF Officers Residencia Project to Mr. R.B. Phulpoto was in line with the policy & procedure. He was allotted this house as a grade 21 officer working in PHAF in line with the decision of 29<sup>th</sup> Authority Meeting. Mr. R.B. Phulpoto as an MD PHA availed the house against quota of PHAF on offered sales price.
- C type apartment in G-11/3 Project was also allotted in line with allotment policy which reads as "**only those PHA officers (deputationists & contract) will be eligible for allotment who have at least one year continuous service in PHA in BPS 17 & above as on February 17, 2010 and are presently working in Authority**". (The condition of one year service was later relaxed).
- As far as the issue of allotment of two apartment/housing units is concerned, the referred allotment policy clearly state that allotment of apartment in G-11/3 and G-10/2 shall be **over and above. PHA's officers will remain entitle for allotment at Kurri Road/future housing schemes for FG**

**Employees.** Moreover, he took allotment in G-11/3 on actual construction cost basis like other allottees.

6. The facts stated above showed that allotment of cat –II house in Kurri and apartment in G-11/3 to Mr. R.B Phulpoto was in accordance with the policy in vogue in PHAF. It was, therefore, proposed that both allotments made in the name of R.B Phulpoto may be regularized.

**DECISION:**

The BoD decided that the allotment of Cat-II house in PHAF Officers Residencia and allotment of C type apartment in G-10/2 may be regularized as per annexed policy prevalent at that time. (Flag-E)

**AGENDA ITEM NO. 12**

**REQUEST FOR WAIVER OF ADDITIONAL COST OF RS. 1,642,723/- ON SYMPATHETIC GROUND AGAINST HOUSE NO. 99, LANE NO. 11 OF PHAF OFFICERS RESIDENCIA, KURRI ROAD, ISLAMABAD.**

The BoD was informed that BoD in its 33<sup>rd</sup> meeting held on April 16, 2019 accorded the approval for imposition of additional cost on all units of PHAF Officers Residencia Project, Islamabad as under:-

Sr. No.	Category	Original Per House/ Unit Price	Total Additional Cost
1	(50x90) – I	10,294,692	1,642,723/-
2	(40x80) – II	8,262,848	1,007,939/-
3	(30x60) – III	4,720,972	443,451/-

2. Mrs. Rozeena Hussain, allottee of House No. 99, Lane No. 11, Category-I, PHAF Officers Residencia Project, Islamabad submitted an application for waiver of additional cost imposed on her house. In her application she stated that she was widow of Mr. Muhammad Zubair Yousfani a BS-20 Officer of Pakistan Custom Service, who died in June, 2018. She had been informed by PHAF to deposit an amount of Rs. 1,642,723/- on account of additional cost. She further stated that after death of her husband, she had to look after three daughters being single parent with meager resources. Therefore, she requested for waiver of additional cost of Rs. 1,642,723/- through an adjustment from fund of DPC as a special case on humanitarian ground. Furthermore, she requested to allow her to carry out the finishing work.

3. It was informed that PHAF had already facilitated allottees of the said project by rescheduling payment schedule, calculation of DPC from date of commencement of construction work on site and extending amount of DPC and interest collected from project to project account. Therefore, such waivers would adversely affect the financial position of the project.

4. The request of allottee was placed before the Board for consideration. It was proposed that instead of the waiver, the widow may be allowed to pay in 6 installments instead of four.

**DECISION:**

The matter was deferred with the directions that the allottee be helped out within the rules. It would be placed before next BoD meeting for decision.

AGENDA ITEM NO. 13

RESTORATION OF ALLOTMENT OF "D" APARTMENT NO TF 15, BLOCK NO. 19 & APARTMENT NO. GF 01, BLOCK NO. 20 AT G-10/2 PROJECT, ISLAMABAD.

It was apprised that PHA Board in its 20<sup>th</sup>, 21<sup>st</sup> and 22<sup>nd</sup> meeting approved to allot cancelled apartments to the employees of Ministry of Housing And Works and PHA-F on construction cost basis. The eligibility criteria was also approved by the Chairman PHAF Board on 25-03-2010. The condition of one year service in PHA-F was also relaxed by the Chairman.

2. NAB authorities took up the matter with Ministry of Housing and Works. Accordingly, a meeting was held between Secretary, Housing and Works and Director General, NAB on April 9, 2013 in the Committee Room of Ministry of Housing and Works, where Director General, NAB emphasized that allotment of all employees who had less than one year service in PHAF and Ministry of Housing and Works may be cancelled forthwith. PHA Foundation cancelled all such allotments on 11<sup>th</sup> June, 2013.

3. Some of the allottees filed appeals in courts of law. The Honorable Islamabad High Court passed an order in writ petitions of Syed Muhammad Numan Shah and Mr. Abid Saeed that **"Allotment were made under the prevalent policy rectified by 7<sup>th</sup> BoD meeting, therefore, the allotment cannot be said to have been made illegally. Since the allotments were acted upon through payment of necessary dues and petitioner had also got possession of the allotted apartment, subsequent cancellation is clearly hit by principle of locus penitential. The respondent (PHAF) failed to point out any policy to render the allotment as illegal, therefore the subsequent cancellation order dated 11-06-2013 is set aside due to having no legal backing. In view of above, writ petition are allowed with no order as to cost"**

4. Furthermore, PHA-F and NAB filed Intra Court Appeal against the above said order. Meanwhile NAB recorded statement in the ICA that inquiry against the above said apartments stands concluded and is closed. Later on, the ICA was also dismissed by IHC with following operations part of the judgment **"the sole argument advanced by learned council for the appellants is that the allotments were made in violation of eligibility criteria, however, the referred arguments were not substantiated through any document, whereas learned council for respondent No 1 drew attention of the Court towards ratification of the waiver of condition of one year. Moreover, inquiry also stands closed by National Accountability Bureau. In view of above, the impugned order does not suffer from any error calling for interference in the instant appeals"**. PHA-F filed CPLA before Honorable Supreme Court of Pakistan against the judgments (writ & ICA) of I.H.C but Honorable Supreme Court of Pakistan also dismissed the appeal of PHA-F as per following lines **"having considered the arguments and the contents of the impugned, we do not find any legal or factual error warranting interference by this Court. Dismissed accordingly."**

5. It was further informed that cases of identical nature that of Mr. Tariq Mehmood Bhatti, Mr. Fakhar Abbas Akera and Mrs. Shaher Bano Walajahi are still pending for decision in PHAF. Mr. Tariq Mehmood Bhatti filed civil suit against cancellation of his

"C" type apartment No TF 13, Block No 04, G-11/3, Islamabad, however, his case was dismissed due to none appearance in court. Mr. Fakhar Abbas Akera also filed a court case in Civil Court Islamabad against the cancellation of his "D" type apartment No. GF 01, Block No. 20, G-10/2, Islamabad and got stay orders against the cancellation of his apartment and Mrs. Shaheer Bano Walajahi also filed writ petition in Islamabad High Court against cancellation of her "D" type apartment No. TF 15, Block No. 19, G-10/2, Islamabad. It was further stated that all these ex-allottees had withdrawn their court cases as per requirements of PHAF and requested for restoration of their apartments being similar in nature as the other apartments had already been restored. Files of concerned ex-allottees were forwarded to Law wing for legal opinion on the cases. Legal Consultant of PHAF was of view that their allotments could be restored being similar in nature to other apartments which had already been restored.

6. Since cases of similar nature had already been decided in favour of petitioners by I.H.C and Supreme Court of Pakistan, therefore, it would be in the interest of justice if the same treatment is meted out to Mr. Tariq Mehmood Bhatti, Mr. Fakhar Abbas Akera and Mrs. Shaheer Bano Walajahi.

7. Foregoing in view, the following was proposed:-

"In light of the judgments of Islamabad High Court and Pakistan Supreme Court in the cases of similar nature and the opinion of Legal Consultant of PHAF, allotment of Mr. Tariq Mehmood Bhatti, Mr. Fakhar Abbas Akera and Mrs. Shaheer Bano Walajahi may be restored."

#### **DECISION:**

The BoD considered the proposal of PHAF and decided that allotments of Mr. Tariq Mehmood Bhatti, Mr. Fakhar Abbas Akera and Mrs. Shaheer Bano Walajahi be restored on the analogy of similar cases already decided by Islamabad High Court, Islamabad and endorsed by the Supreme Court of Pakistan. (Copies of the decisions are placed at Flag-F & G respectively).

#### **AGENDA ITEM NO. 14**

#### **ALLOTMENT OF ALTERNATE APARTMENT TO MR. RASHID BASHIR VIRK AGAINST HIS "B" TYPE OFFICE CUM APARTMENT AT SHABBIR TOWN, LAHORE**

The BoD was informed that "B" type office cum apartment was allotted to Mr. Rashid Bashir Virk in September 21, 2010. He cleared all dues but before handing over its possession to allottee, the said apartment was demolished by LDA for extension of Raiwind Road in 2014. Now the allottee has requested for allotment of alternative apartment in "B" type against his right. He is willing to pay the difference in the price of apartments. The difference is as under:-

S. No.	Type	Price
01	Price of "B" type Apartment at Ground Floor	Rs. 3,000,000/-
02	Price of "B" type Office allotted to the allottee	Rs. 1,700,000/-
03	Difference of amount	Rs. 1,300,000/-

2 In 24<sup>th</sup> BoD held on February 13, 2017, the Board of Director decided to reconstruct the shops and apartments which were demolished by LDA during Raiwind Road extension. In order to implement the decision, tendering process was completed in due course of time but construction work has not been started yet due to litigation by contractor.

3. It was further informed that three "B" type apartments were lying vacant in Shabbir Town additional project, Lahore which were previously presented for auction but deferred due to low bid price.

4. Forgoing in view it was proposed that a "B" type apartment in Shabbir Town, Lahore project may be allotted to the applicant with difference of price mentioned in table above.

**DECISION:**

**It was decided that a "B" type apartment in Shabbir Town, Lahore project be allotted to the applicant subject to the payment of difference of price of the apartment.**

**AGENDA ITEM NO. 15**

**LAUNCHING OF KUCHLAK ROAD QUETTA PROJECT, BALOCHISTAN.**

It was informed that the Board of Directors of PHAF in its 32<sup>nd</sup> meeting accorded approval to different aspects like price of apartments/house, quota, number of housing units/apartments and their categories etc. of Kuchlak Road Quetta project, Balochistan. PHAF launched membership drive for the said project on 16 March 2019 for one month. It was later on extended for another one month with the closing date on 16<sup>th</sup> May, 2019. More than seven thousand applications have been received.

**A. Reservation of Quota for Shohuda of Hazara Community.**

During the visit of Federal Cabinet Members to Quetta, Balochistan for solidarity with Hazara Community. Owing to their demand, the Prime Minister of Pakistan directed to reserve an exclusive quota for Shuhada of Hazara Community in Housing Projects at Kuchlak Road, Quetta, which was later on forwarded by PM Office vide PM office U.O. No.2(2)/DS(IA-II)19-346 dated 28th May, 2019. The matter was forwarded to Chairman BoD for reservation 5% quota for Shuhada of Hazara Community of Balochistan by decreasing FGE Quota. The details of revised/proposed quota would be as follows:

Category	Approved/Old Quota	Revised/proposed Quota
FG Employees	35%	30%
Provincial government employees of Balochistan	30%	30%
General Public	30%	30%
Employees of PHA-F & M/o H&W	05%	05%
Shuhada of Hazara Community	Nil	05%

**B. Terms & Conditions/ToRs of allotment.**

It was further elaborated that before making allotments of houses/ apartments, a detailed Terms & conditions prepared by the Estate Wing and the same are required to be approved by the BoD before making it part of allotment letter.

**C. Increase in Number of Houses**

Furthermore, in 32<sup>nd</sup> BoD meeting 1032 housing units were approved. Later on the layout plan was revised and number of units have now been increased in order to accommodate more people from Balochistan. The detail of revised/proposed housing units/ apartments is tabulated as under:

<b>Category</b>	<b>Old</b>	<b>Revised</b>
Cat-I	45	55
Cat-II	99	80
Cat-III	398	361
Cat-IV	444	218
Apartments	64	636
<b>Total</b>	<b>1050</b>	<b>1350</b>

The following were submitted to the BoD for resolution:-

- a) Approval for the reservation of 5% quota for Shuhuda of Hazara Community of Balochistan and its allotment to the families of Shuhuda of Hazara Community in coordination with the Provincial Government of Balochistan.
- b) Approval of revised number of housing units/ apartments.
- c) Terms & conditions/ToRs of the allotment.
- d) Approval to conduct balloting through balloting software.

**DECISION:**

**After detailed discussion, the BoD principally approved the following:-**

- a) Reservation of 5% quota for Shuhuda of Hazara Community of Balochistan and its allotment to the families of Shuhuda of Hazara Community in coordination with the Provincial Government of Balochistan in cat-III, IV & 2 bed room apartments.
- b) Revised number of housing units/ apartments.
- c) Terms & Conditions/ToRs of the allotment.
- d) To conduct balloting through balloting software preferably by Prime Minister of Pakistan.

**TABLE AGENDA NO. 01**

**REFUND OF DELAYED PAYMENT CHARGES (DPC) TO MR. BASHIR AHMED & OTHERS**

The BoD was informed that Mr. Bashir Ahmed was an allottee of house No. 580 Lane 23 Category-III of PHA-Foundation's Officers Residencia Project, Islamabad. The

allottee in his application requested for refund of delayed payment charges (DPC) of Rs 2,605,799/- which were deposited at the time of selling his house to Agha Najeeb Ur Rehman on 25-03-2018.

2. The matter regarding waiver of delayed payment charges and other allied issues of Officers Residencia project was presented before the 33<sup>rd</sup> meeting of the PHAF BoD held on April 09, 2019. After detailed discussion, BoD decided the matter as ***“income that's interest earned and delayed payment charges (DPC) on instalments of allottees as per revised payment schedule from the date of commencement of actual work on project would go to the project account. Since there was division of opinion on the fate of DPC, therefore the DPC collected from the allottees who have sold their housing units shall be blocked and shall not be added to the project account unless decided by the BoD”***

3. In Compliance with the decision of the BoD, the income of Rs: 373.975 million earned on the account of interest on instalments of allottees of the project and delayed payment charges of Rs: 90.51 million have been added to project account for offsetting the burden of additional cost on the allottees.

4. As far as the request of Mr. Bashir Ahmed and other applicants with similar prayer is concerned, all such allottees had sold their right by selling their housing units before the decision of the 33<sup>rd</sup> meeting of the BoD held on April 09, 2019, therefore; the refund of the deposited amount of DPC could not be made. The matter was also referred to Law Wing for legal opinion. They informed that the matter was previously decided by the BoD, therefore, it would again be placed before BoD for decision.

5. Keeping in view the principle of parity, the sum of Rs: 88.73 million which was already paid by allottees on sold units before the decision of BoD in its 33<sup>rd</sup> BoD meeting held on April 09, 2019 would go to project account for timely completion of the project.

#### **DECISION:**

**The Board of Directors decided that allottees who have sold their houses have lost their right of ownership of their houses, therefore, DPC collected against their houses cannot be extended to them. This DPC would also go to the project account.**

#### **TABLE AGENDA NO. 02**

#### **INCLUSION OF ADDITIONAL SECRETARY, MINISTRY OF HOUSING & WORKS AS MEMBER OF THE PHAF BOARD OF DIRECTORS.**

Joint Secretary Admin, Ministry of Housing & Works informed BoD that a post of Additional Secretary has been created and requested that being a senior officer, the inclusion of Additional Secretary (H&W) would further enhance the efficiency of the Board.

2. The CEO, PHAF informed that as per SECP regulations, a certain number of Board of Directors had been fixed. Therefore, the matter of inclusion of Additional

Secretary as Board member would be taken up with SECP. However, the junior most Board member from Ministry of Housing & Works would be replaced.

**DECISION:**

The Board of Directors approved the proposal with the directions that the matter may be taken up with SECP in line with Articles of Association of PHAF.

**TABLE AGENDA 03**

**ALLOTMENT OF APARTMENTS TO THE EMPLOYEES OF PHA FOUNDATION**

The Director General, PAK PWD informed the Board that in line with 21<sup>st</sup> Authority meeting held on 17-02-2010 the officers of PHAF (BS 17 and above including contract employees and deputationists having one year service in PHAF) were allotted the cancelled apartments at G-10/2, G-11/3 and I-11 on actual cost basis. He informed that the policy has been in vogue till to date but kept dormant since then. He further added that he remained posted as Director and Chief Engineer in PHAF but has not been allotted any housing unit as per his entitlement. He requested the forum that his request may be considered as per approved policy.

2. The Director General, Federal Government Employees Housing Foundation informed the BoD that such allotments as requested by DG Pak. PWD are not out of favour rather it is the right of Federal Government Employees or employee of the PHAF that he is entitled to get one housing unit once in service from PHA Foundation.

3. The BoD was further informed that provision of shelter to the employees of PHA Foundation is as per mandate of PHAF, therefore, the request of Shahid Farzand, DG, Pak. PWD for allotment of housing unit as per his entitlement based on his services in PHAF as Director and Chief Engineer is genuine and can be considered.

**DECISION:**

The BoD decided that a detailed agenda on provision of housing units to the employees of PHAF (Regular and deputationist) on actual cost basis be prepared and presented before BoD for approval.

The meeting ended with a vote of thanks to and from the chair.

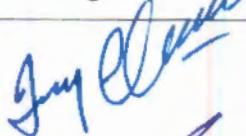
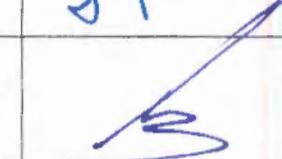
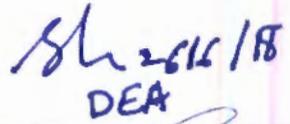
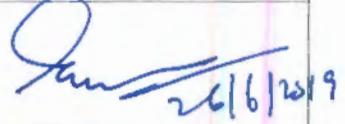
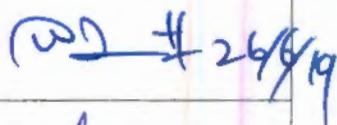
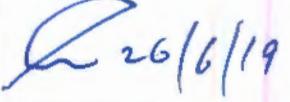
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# 34<sup>TH</sup> BOD MEETING OF PHA FOUNDATION

JUNE 26, 2019

## ATTENDANCE SHEET

S. No.	Name	Designation	Signature
1	Mr. Tariq Bashir Cheema, Federal Minister for Housing & Works/ Chairman, PHA Foundation, Islamabad	Chairman	
2	Dr. Imran Zeb Khan, Secretary, M/o Housing & Works, Islamabad	Dy. Chairman	
3	Mr. Muhammad Yaseen Shar Baloch, Joint Secretary (Admin), M/o Housing & Works, Islamabad	Member	
4	Mr. Muhammad Shahzad, Joint Engineering Advisor, M/o Housing & Works, Islamabad	Member	
5	Mr. Jibran Khalil Malik, Financial Advisor (Works)/ Joint Secretary, Finance Division, Islamabad	Member	
6	Hafiz Ehsan-ul-Haq, Member Engineering, CDA, Islamabad	Member	
7	Mr. Shahbaz Mustafa, Deputy Secretary (Admin), M/o Housing & Works, Islamabad	Member	
8	Mr. Waseem Hayat Bajwa, Director General, FGEHF, Islamabad	Member	
9	Mr. Tariq Rashid, Chief Executive Officer, PHA Foundation, Islamabad	Member	
10	Mr. Shahid Farzand, Director General, Pak. PWD, Islamabad	Member	

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**PHA FOUNDATION**  
MINISTRY OF HOUSING & WORKS  
SHAHEED-E- MILLAT, SECRETARIAT, BLUE AREA, ISLAMABAD



No. PHA-F/34<sup>th</sup> BoD Meeting/2019/89

Dated: July 8, 2019

**CORRIGENDUM**

Please refer to this office letter No. PHA-F/34<sup>th</sup> BoD Meeting/2019/80 dated July 2, 2019 regarding distribution of Minutes of 34<sup>th</sup> BoD meeting of PHA Foundation. It is stated that a typing mistake has been occurred in decision of Agenda Item No. 11, allotment of C type apartment in G-10/2, may be read as allotment of C type apartment in G-11/3 instead of G-10/2.

**MAMOON KHAN**

Assistant Director (C&C)

**Distribution:**

1. Ch. Tariq Bashir Cheema,  
Federal Minister for Housing & Works/  
Chairman, PHA Foundation,  
Islamabad.
2. Dr. Imran Zeb Khan,  
Secretary Housing & Works,  
M/o Housing & Works,  
Islamabad.
3. Mr. Muhammad Yaseen Shar Baloch,  
Joint Secretary (Admin),  
M/o Housing & Works,  
Islamabad.
4. Mr. Muhammad Shahzad,  
Joint Engineering Advisor,  
M/o Housing & Works,  
Islamabad.
5. Mr. Jibran Khalil Malik,  
Financial Advisor (Works)/  
Joint Secretary, Finance Division,  
Islamabad.
6. Hafiz Ehsan-ul-Haq,  
Member Engineering,  
CDA, Islamabad.
7. Mr. Shahbaz Mustafa,  
Deputy Secretary (Admin),  
M/o Housing & Works,  
Islamabad.
8. Mr. Waseem Hayat Bajwa,  
Director General,  
FGEHF, Islamabad.
9. Mr. Tariq Rashid,  
Chief Executive Officer,  
PHA Foundation, Islamabad.
10. Mr. Shahid Farzand,  
Director General,  
Pak. PWD, Islamabad.

**Copy for information to:**

- i. PS to Chief Executive Officer, PHA Foundation, Islamabad.
- ii. PA to Chief Engineer, PHA Foundation, Islamabad.
- iii. PA to All Directors, PHA Foundation, Islamabad.
- iv. Section file.

Commercial Block-A, POR, Kurri Road, Islamabad:

(48 Commercial Shops &amp; 36 Apartments)

<b>SHOPS AT GROUND FLOOR</b>					
S. No.	Description	Covered Area Approx. (Sft)	Rate (Rs. / Sft)	Assessed Value Per Shop (Rs.)	Total Assessed Value (Rs.)
1	<b>TYPE A</b> (347.48 Sft + Circulation Area 192.24 Sft)	539.72	22500	12,143,700	48,574,800 (04 Shops)
2	<b>TYPE C</b> (308.89 Sft + Circulation Area 170.89 Sft)	479.78	22000	10,555,160	42,220,640 (04 Shops)
3	<b>TYPE F</b> (298 Sft + Circulation Area 164.87 Sft)	462.87	22000	10,183,140	20,366,280 (02 Shops)
4	<b>TYPE G</b> (282.37 Sft + Circulation Area 156.22 Sft)	438.59	22000	9,648,980	135,085,720 (14 Shops)
<b>Total Value of Shops at Ground Floor</b>					<b>246,247,440</b>

<b>SHOPS AT BASEMENT</b>					
S. No.	Description	Covered Area Approx. (Sft)	Rate (Rs. / Sft)	Assessed Value Per Shop (Rs.)	Total Assessed Value (Rs.)
1	<b>TYPE B</b> (310.26 Sft + Circulation Area 171.65 Sft)	481.91	19500	9,397,245	37,588,980 (04 Shops)
2	<b>TYPE C</b> (308.89 Sft + Circulation Area 170.89 Sft)	479.78	19500	9,355,710	18,711,420 (02 Shops)
3	<b>TYPE D</b> (303.29 Sft + Circulation Area 167.79 Sft)	471.08	19500	9,186,060	36,744,240 (04 Shops)
4	<b>TYPE E</b> (301.89 Sft + Circulation Area 167.02 Sft)	468.91	19500	9,143,745	18,287,490 (02 Shops)
5	<b>TYPE G</b> (282.37 Sft + Circulation Area 156.22 Sft)	438.59	19550	8,574,435	102,893,214 (12 Shops)
<b>Total Value of Shops at Basement</b>					<b>214,225,344</b>

<b>APARTMENTS AT FIRST FLOOR</b>					
S. No.	Description	Covered Area Approx. (Sft)	Rate (Rs. / Sft)	Assessed Value Per Aptt. (Rs.)	Total Assessed Value (Rs.)
1	<b>CATEGORY 1</b> (977.50 Sft + Circulation Area 108.64 Sft)	1086.14	7600	8,254,664	33,018,656 (04 Aptts.)
2	<b>CATEGORY 2</b> (948.50 Sft + Circulation Area 105.42 Sft)	1053.92	7675	8,088,836	32,355,344 (04 Aptts.)

3	<b>CATEGORY 3</b> (892.50 Sft + Circulation Area 99.19 Sft)	991.69	7825	7,759,974	31,039,897 (04 Apts.)
<b>Total Value of Apartments at First Floor</b>					<b>96,413,897</b>

<b>APARTMENTS AT SECOND FLOOR</b>					
S. No.	Description	Covered Area Approx. (Sft)	Rate (Rs. / Sft)	Assessed Value Per Aptt. (Rs.)	Total Assessed Value (Rs.)
1	<b>CATEGORY 1</b> (977.50 Sft + Circulation Area 108.64 Sft)	1086.14	7200	7,820,208	31,280,832 (04 Aptt)
2	<b>CATEGORY 2</b> (948.50 Sft + Circulation Area 105.42 Sft)	1053.92	7275	7,667,268	30,669,072 (04 Aptt)
3	<b>CATEGORY 3</b> (892.50 Sft + Circulation Area 99.19 Sft)	991.69	7450	7,388,091	29,552,362 (04 Aptt)
<b>Total Value of Apartments at Second Floor</b>					<b>91,502,266</b>

<b>APARTMENTS AT THIRD FLOOR</b>					
S. No.	Description	Covered Area Approx. (Sft)	Rate (Rs. / Sft)	Assessed Value Per Aptt. (Rs.)	Total Assessed Value (Rs.)
1	<b>CATEGORY 1</b> (977.50 Sft + Circulation Area 108.64 Sft)	1086.14	6950	7,548,673	30,194,692 (04 Aptt)
2	<b>CATEGORY 2</b> (948.50 Sft + Circulation Area 105.42 Sft)	1053.92	7025	7,403,788	29,615,152 (04 Aptt)
3	<b>CATEGORY 3</b> (892.50 Sft + Circulation Area 99.19 Sft)	991.69	7200	7,140,168	28,560,672 (04 Aptt)
<b>Total Value of Apartments at Third Floor</b>					<b>88,370,516</b>

**Total Base Price of Block – A = Rs. 736,759,463/-**

**Commercial Block-B, POR, Kurri Road, Islamabad:**

(40 Commercial Shops &amp; 30 Apartments)

<b>SHOPS AT GROUND FLOOR</b>					
S. No.	Description	Covered Area Approx. (Sft)	Rate (Rs. / Sft)	Assessed Value Per Shop (Rs.)	Total Assessed Value (Rs.)
1	<b>TYPE A</b> (342.20 Sft + Circulation Area 199.36 Sft)	541.56	22500	12,185,100	48,740,400 (04 Shops)
2	<b>TYPE D</b> (290.21 Sft + Circulation Area 169.07 Sft)	459.28	22000	10,104,160	101,041,600 (10 Shops)
3	<b>TYPE E</b> (286.65 Sft + Circulation Area 167 Sft)	453.65	22000	9,980,300	19,960,600 (02 Shops)
4	<b>TYPE F</b> (268.43 Sft + Circulation Area 156.39 Sft)	424.82	22000	9,346,040	37,384,160 (04 Shops)
<b>Total Value of Shops at Ground Floor</b>					<b>207,126,760</b>
<b>SHOPS AT BASEMENT</b>					
S. No.	Description	Covered Area Approx. (Sft)	Rate (Rs. / Sft)	Assessed Value Per Shop (Rs.)	Total Assessed Value (Rs.)
1	<b>TYPE B</b> (303.29 Sft + Circulation Area 176.70 Sft)	479.99	19500	9,359,805	37,439,220 (04 Shops)
2	<b>TYPE C</b> (295.44 Sft + Circulation Area 172.12 Sft)	467.56	19500	9,117,420	36,469,680 (04 Shops)
3	<b>TYPE D</b> (290.21 Sft + Circulation Area 169.07 Sft)	459.28	19500	8,955,960	53,735,760 (06 Shops)
4	<b>TYPE E</b> (286.65 Sft + Circulation Area 167 Sft)	453.65	19500	8,846,175	17,692,350 (02 Shops)
5	<b>TYPE F</b> (268.43 Sft + Circulation Area 156.39 Sft)	424.82	19550	8,305,231	33,220,924 (04 Shops)
<b>Total Value of Shops at Basement</b>					<b>178,557,934</b>

<b>APARTMENTS AT FIRST FLOOR</b>					
S. No.	Description	Covered Area Approx. (Sft)	Rate (Rs. / Sft)	Assessed Value Per Aptt. (Rs.)	Total Assessed Value (Rs.)
1	<b>CATEGORY 1</b> (948.26 Sft + Circulation Area 107.40 Sft)	1055.66	7675	8,102,191	16,204,381 (02 Aptts)
2	<b>CATEGORY 2</b> (892.50 Sft + Circulation Area 101.08 Sft)	993.58	7825	7,774,764	31,099,054 (04 Aptts)
3	<b>CATEGORY 3</b> (1055 Sft + Circulation Area 119.49 Sft)	1174.49	7600	8,926,124	35,704,496 (04 Aptts)

<b>Total Value of Apartments at First Floor</b>	<b>83,007,931</b>
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**APARTMENTS AT SECOND FLOOR**

S. No.	Description	Covered Area Approx. (Sft)	Rate (Rs. / Sft)	Assessed Value Per Aptt. (Rs.)	Total Assessed Value (Rs.)
1	<b>CATEGORY 1</b> (948.26 Sft + Circulation Area 107.40 Sft)	1055.66	7275	7,679,927	15,359,853 (02 Aptts)
2	<b>CATEGORY 2</b> (892.50 Sft + Circulation Area 101.08 Sft)	993.58	7450	7,402,171	29,608,684 (04 Aptts)
3	<b>CATEGORY 3</b> (1055 Sft + Circulation Area 119.49 Sft)	1174.49	7200	8,456,328	33,825,312 (04 Aptts)
<b>Total Value of Apartments at Second Floor</b>					<b>78,793,849</b>

**APARTMENTS AT THIRD FLOOR**

S. No.	Description	Covered Area Approx. (Sft)	Rate (Rs. / Sft)	Assessed Value Per Aptt. (Rs.)	Total Assessed Value (Rs.)
1	<b>CATEGORY 1</b> (948.26 Sft + Circulation Area 107.40 Sft)	1055.66	7025	7,416,012	14,832,023 (02 Aptts)
2	<b>CATEGORY 2</b> (892.50 Sft + Circulation Area 101.08 Sft)	993.58	7200	7,153,776	28,615,104 (04 Aptts)
3	<b>CATEGORY 3</b> (1055 Sft + Circulation Area 119.49 Sft)	1174.49	6950	8,162,706	32,650,822 (04 Aptts)
<b>Total Value of Apartments at Third Floor</b>					<b>76,097,949</b>

**Total Base Price of Block – B = Rs. 623,584,423/-**

Block-24, Sector G-10/2, Islamabad:

(16 Executive Apartments---Residential)

<b>APARTMENTS AT LOWER GROUND-1 FLOOR</b>				
S No.	Description	Covered Area Approx. (Sft)	Rate (Rs. / Sft)	Assessed Value (Rs.)
1	Executive Apartment No 1	1400	8100	11,340,000
2	Executive Apartment No 2	1400	8100	11,340,000
3	Executive Apartment No 3	1400	8100	11,340,000
4	Executive Apartment No 4	1400	8100	11,340,000
<b>Sub Total</b>				<b>45,360,000</b>
<b>APARTMENTS AT LOWER GROUND-2 FLOOR</b>				
S No.	Description	Covered Area Approx. (Sft)	Rate (Rs. / Sft)	Assessed Value (Rs.)
1	Executive Apartment No 5	1400	8200	11,480,000
2	Executive Apartment No 6	1400	8200	11,480,000
3	Executive Apartment No 7	1400	8200	11,480,000
4	Executive Apartment No 8	1400	8200	11,480,000
<b>Sub Total</b>				<b>45,920,000</b>
<b>APARTMENTS AT GROUND FLOOR</b>				
S No.	Description	Covered Area Approx. (Sft)	Rate (Rs. / Sft)	Assessed Value (Rs.)
1	Executive Apartment No 14	1400	9250	12,950,000
2	Executive Apartment No 15	1400	9250	12,950,000
<b>Sub Total</b>				<b>25,900,000</b>
<b>APARTMENTS AT FIRST FLOOR</b>				
S No.	Description	Covered Area Approx. (Sft)	Rate (Rs. / Sft)	Assessed Value (Rs.)
1	Executive Apartment No 18	1400	9200	12,880,000
<b>Sub Total</b>				<b>12,880,000</b>
<b>APARTMENTS AT THIRD FLOOR</b>				
S No.	Description	Covered Area Approx. (Sft)	Rate (Rs. / Sft)	Assessed Value (Rs.)
1	Executive Apartment No 26	1400	9000	12,600,000
2	Executive Apartment No 28	1400	9000	12,600,000
<b>Sub Total</b>				<b>25,200,000</b>
<b>APARTMENTS AT 4TH FLOOR</b>				
S No.	Description	Covered Area Approx. (Sft)	Rate (Rs. / Sft)	Assessed Value (Rs.)
1	Executive Apartment No 29	1400	8900	12,460,000
2	Executive Apartment No 32	1400	8900	12,460,000

<b>Sub Total</b>				<b>24,920,000</b>
<b>APARTMENTS AT 5TH FLOOR</b>				
<b>S No.</b>	<b>Description</b>	<b>Covered Area Approx. (Sft)</b>	<b>Rate (Rs. / Sft)</b>	<b>Assessed Value (Rs.)</b>
1	Executive Apartment No 34	1400	8750	12,250,000
<b>Sub Total</b>				<b>12,250,000</b>

**Total Base Price of 16 Apartments at G-10/2 = Rs. 192,430,000/-**

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GOVERNMENT OF PAKISTAN  
CABINET SECRETARIAT  
ESTABLISHMENT DIVISION  
.....

No F 53/1/2008-SP

Islamabad, the 11<sup>th</sup> May, 2017

OFFICE MEMORANDUM

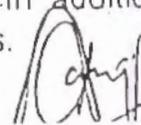
Subject:- Amendment in the Recruitment Policy/Mechanism to Ensure Merit Based Recruitment in the Ministries/Divisions/Sub-ordinate Offices/ Autonomous/ Semi-Autonomous Bodies/ Corporations, Companies / Authorities

The undersigned is directed to state that the Federal Cabinet in its meeting held on 12<sup>th</sup> April, 2017 has accorded approval of the subject amendment to be inserted as para 1(e) in the Recruitment Policy/Mechanism issued vide this Division's O.M.No.531/2008-SP dated 16<sup>th</sup> January, 2015 as under:-

"1(e) Appointment on Regular Basis of Contract/Contingent Paid/Daily Wage/Project Employees

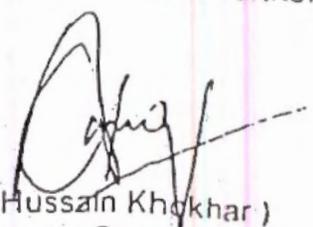
For the purpose of appointment on regular basis of Contract/Contingent Paid/Daily Wage/Project employees the following criteria shall be observed:-

- (i) All Contract/Contingent Paid/Daily Wage/Project employees who have rendered a minimum of one year of service, in continuity, as on 1-1-2017 (hereinafter referred to as eligible employees) may apply for appointment on regular basis in the manner prescribed hereinafter provided that the condition of continuity shall not be applicable in case of person(s) employed on daily wages who have completed at least 365 days service.
- (ii) For initial appointment to posts in BS-16 and above, the employees shall apply direct to FPSC against relevant/suitable vacancies as and when arising for which they are eligible.
- (iii) For initial appointment to posts in BS-1 to BS-15, the eligible employees may apply as per criteria given vide this Division's O.M.No.53/1/2008-SP dated 16-1-2015 and 3-3-2015 shall be adopted.
- (iv) The eligible employees shall be awarded extra marks in interview at the rate of one (01) mark for each year of service rendered upto a maximum of five (05) marks, on the recommendations of the respective selection authorities.
- (v) The period served as contract/contingent paid/daily wage/project employee, shall be excluded for the purpose of determination of upper age limit in addition to relaxation of upper age limit as per existing rules.



- (vi) Qualifications prescribed for a post shall be strictly followed. In case, a person does not possess the prescribed qualifications or experience for the post he/she is applying for, he/she shall not be considered for the same.
- (vii) The employee must be in good mental and bodily health and free from any physical defect likely to interfere with the discharge of his duties unless appointed against disability quota.
- (viii) The advantage of para 1(e) is a one-time dispensation for a contract/ contingent paid/ daily wage/ project employees for their eligibility to regular employment."

2 This Division's OM of even number dated 16<sup>th</sup> January, 2015 is modified to the above extent. All Ministries/Divisions are requested to take further action accordingly:

  
(Attiq Hussain Khokhar)  
Director General  
Tel: 051-9103482

All Ministries/Divisions  
Rawalpindi/Islamabad

GOVERNMENT OF PAKISTAN  
CABINET SECRETARIAT  
ESTABLISHMENT DIVISION  
.....

No F 53/1/2008-SP

Islamabad, the 18<sup>th</sup> August, 2017

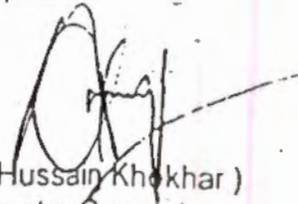
OFFICE MEMORANDUM

Subject:- Mechanism to Ensure Merit Based Recruitment in the Ministries/ Divisions /Sub-ordinate Offices/Autonomous/Semi-Autonomous Bodies/ Corporations/Companies /Authorities

The undersigned is directed to refer to this Division's O Ms of even number dated 16-1-2015, 3-3-2015 and 11-5-2017 on the subject captioned above and to state that the Federal Government is pleased to issue the following instructions in the matter:-

- (i) 50% of the fee payable to testing agencies will be paid by Ministries/ Divisions/ Sub-Ordinate Offices/ Autonomous/ Semi-Autonomous Bodies/ Corporations/ Companies/ Authorities out of their own budget to save the unemployed citizens from financial burden.
- (ii) While hiring services of a testing agency, PPRA Rules should be strictly observed by Ministries/ Divisions/ Sub-Ordinate Offices/ Autonomous/ Semi-Autonomous Bodies/ Corporations/ Companies/ Authorities to ensure minimum rates of fee through open bidding.

2. The above instructions are circulated for strict compliance.

  
( Attiq Hussain Khokhar )  
Director General  
Tel: 051-9103482

All Ministries/Divisions  
Rawalpindi/Islamabad

GOVERNMENT OF PAKISTAN  
CABINET SECRETARIAT  
ESTABLISHMENT DIVISION  
.....

No F. 53/1/2008-SP

Islamabad, the 21<sup>st</sup> September, 2017

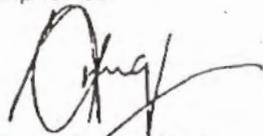
OFFICE MEMORANDUM

Subject:- Recruitment Policy for the Federal Services/Autonomous Bodies/Corporations etc

The undersigned is directed to refer to this Division's O.M. of even number dated 22-10-2014 on the subject captioned above and to state that the Federal Government is pleased to amend the instructions contained in para 1(xiii) of the O.M. referred to above as under:-

(xiii) Ministries/ Divisions/ Departments/ Attached Departments/ Sub-ordinate Offices/ Autonomous Bodies/ Semi-Autonomous Bodies/ Corporations/ Authorities etc are required to finalize the recruitment within 90 days from the date of advertisement.

2. The above instructions are circulated for strict compliance.

  
( Atiq Hussain Khokhar )  
Director General  
Tel: 051-9103482

All Ministries/Divisions  
Rawalpindi/Islamabad

GOVERNMENT OF PAKISTAN  
CABINET SECRETARIAT  
ESTABLISHMENT DIVISION  
\*\*\*\*\*

No. F.53/1/2008-SP

Islamabad, the 27<sup>th</sup> December, 2017

OFFICE MEMORANDUM

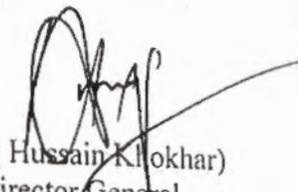
Sub:- RECRUITMENT POLICY FOR THE FEDERAL SERVICES/  
AUTONOMOUS BODIES/CORPORATIONS

The undersigned is directed to refer to this Division's O.M. of even number dated 22.10.2014 on the subject captioned above and to state that the Federal Government is pleased to amend the instructions contained in Clause 1(vi) of the O.M. referred to above as under:

"NOC from the Surplus Pool of Establishment Division shall continue to be obtained for all recruitments except specialized/contract based posts (including Management Position Scales) of and above the rank of BS-20 and equivalent:

Provided that if NOC is not issued, by the Establishment Division, within a period of 15-days, the Ministry/Division concerned shall proceed with the recruitment process."

2. All Ministries/Divisions are requested to take further actions accordingly.

  
(Attiq Hussain Klokhar)  
Director General  
Tele: 051-9103482

All Ministries/Divisions  
Rawalpindi/Islamabad

GOVERNMENT OF PAKISTAN  
CABINET SECRETARIAT  
ESTABLISHMENT DIVISION

\*\*\*\*\*

No. F.53/1/2008-SP

Islamabad, 21<sup>st</sup> May, 2018.

OFFICE MEMORANDUM

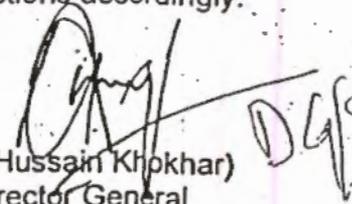
Subject: - RECRUITMENT POLICY FOR THE FEDERAL SERVICES/AUTONOMOUS BODIES/CORPORATIONS ETC.

The undersigned is directed to refer to this Division's O.M. of even number dated 22-10-2014 on the subject captioned above as amended on 27<sup>th</sup> December, 2017, and to say that the Federal Government is pleased to amend the instructions contained in Clause-1 (vi) of the O.M. referred to above as under:

\*NOC from the Surplus Pool of Establishment Division shall continue to be obtained for all recruitments except specialized/ contract based posts (including Management Position Scales) of and above the rank of BS-20 and equivalent.

Provided that if No. Objection Certificate (NOC) is not issued, by the Establishment Division within seven (07) working days to the Ministries/ Divisions for fresh recruitment. In case of non-availability of suitable officers/ officials in the surplus pool for absorption, it will be deemed to have been issued.

2. All Ministries/ Divisions are requested to take further actions accordingly.

  
(Attiq Hussain Khokhar)  
Director General  
Ph: 9103482

All Ministries/ Divisions  
Rawalpindi/ Islamabad.

Unit Price

No. of Installments

Mode

Installments Amount

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-1-

**SUBJECT: ALLOTMENT OF APARTMENTS TO PHA EMPLOYEES**  
**(BPS-17 & Above)**

2007

Reference 20<sup>th</sup> Authority meeting held on August 22, 2007, matter regarding allotment of housing unit from on-going housing scheme to the officers of PHA (BPS 17 & Above) was discussed and it was principally approved that the available "C" apartments will be allotted to PHA officers in BPS-17 & above (**Anex-A**). Beside that PHA again launched the cancelled "C" type apartments but the response is not encouraging.

02. In 21<sup>st</sup> Authority meeting held on February 17, 2010, the subject matter was discussed and decided that a committee comprising of DG (Land/ASC), DG (C&PM) and DG (F& A) will submit a report/ recommendations for allotment against the available apartments at G-10/2, G-11/3, I-11 Islamabad and Shabbir Town Lancer to PHA's officers.

03. The detail of vacant apartments provided by ASC Wing is placed vide **Anex-B** and brief is as under:-

Sr.	Site	Total vacant apartments			Covered Area	Estimated Cost
		Type	cancelled to due to non deposit of downpayment/ installment	Total Apartments		
1	I-11, Isb	D	24	32	940 Sft.	1,987,065
2	G-11/3 Isb	C	6	6	1100 Sft.	2,900,000
3	G-10/2 Isb	D	8	8	900 Sft.	2,600,000
4	STB, Lhr	B	11	11	1365 Sft.	2,489,964
<b>Total</b>			<b>49</b>	<b>57</b>		

Note: More apartments are expected to be vacant due to default by allottees.

04. As already mentioned in agenda items of 21<sup>st</sup> Authority meeting, PHA has launched housing schemes at I-11, G-10/2 & G-11/3 Islamabad twice but response from the general public and allottees is not encouraging. Despite of this, PHA has to incur expenses on each occasion on account of advertisement

released in media for launching and payments on account of development of software for balloting. The contractors are raising their bills on account of work done on the contrary apartments are lying vacant and cash flows are badly suffering.

05. In view of above Committee meeting was held on February 18 & 22, 2010, keeping in view the detail of vacant apartments provided by ASC Wing and as discussed in previous Authority's meetings, the committee recommends that the available apartments may be allotted between PHA officers as per following criteria:

- i. Only those PHA officers (deputationist & contract) will be eligible for allotment those have atleast one year continuous service in PHA in BPS 17 & above as on February 17, 2010 and are presently working in the Authority.
- ii. Only those contract employees shall be considered for allotment those were appointed on calling applications through advertisement.
- iii. Allotment will be made on age wise seniority basis as per criteria already approved in Steering Committee meeting chaired by PM.
- iv. Subsidy to officers may not be allowed as was allowed to low paid employees however, apartments may be offered on actual construction cost as mentioned in the table at Para-3/N.

06. It is proposed that "C" type available apartments may be first offered to regular officers (Deputationist) in BPS-17 & above. However, floor may be allotted through balloting and rest of regular officers may be offered D type apartment at G-10/2, Islamabad, While other "D" & "B" type apartments at G-10/2, I-11, Islamabad and Shabbir Town Lahore may be offered to the contract employees of BPS-17 & above as per criteria in Para-5/N. Detailed lists of all PHA officers of BPS-17 & above is placed vide **Anex-C** provided by Admin Wing.

07. According to the eligibility criteria Committee recommends following names according to age wise seniority for allotment of available apartments:

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**Names of Regular Eligible Officers recommended for Allotment of "C" Type  
Apartments at G-11/3, Islamabad**

S.NO.	NAME	DESIGNATION	BPS	DATE OF JOINING	DATE OF BIRTH
1	Lt.(R) Muhammad Abbas	Managing Director	21	June 23, 2008	December 20, 1953
2	Col @ Subah Sadiq Malik	Director General (L&ASC)	20	February 15, 2006	December 25 1954
3	*Sheikh Zia Ul Haq	Director General (F & A)	20	October 28, 2009	April 20, 1958
4	*Mr. Athar Nawaz Malik	Director General (C&PM)	20	April 24, 2009	March 15 1971
5	Mr. Muhammad Naseer	Director (F&A)	18	November 1, 2008	June 6, 1962
6	Mr. Shafiq Ahmed	Manager ASC	17	February 10, 2005	November 4, 1965

**Names of Regular Eligible Officers recommended for Allotment of "D" Type  
Apartment at G-10/2, Islamabad**

7	Ms. Rukhsana Danish	Assistant Executive Engineer	17	September 5, 2008	April 12, 1969
8	Mr. Muhammad Hussnain	Manager (C&PM)	17	July 24, 2007	November 10 1978

**Note-I:** C type apartments may be reserved for Shaikh Zia Ul Haq, D.G. Finance and Mr. Athar Nawaz Malik, D.G. C& PM and they may be offered for allotment on completion of one year service, however, incase of earlier posting the officer shall be eligible for allotment of apartment.

**Names of Contract Eligible Officers recommended for Allotment of "D"  
Type Apartments at G-10/2, I-11 Islamabad & STB Lahore**

S. NO.	NAME	DESIGNATION	BPS	DATE OF JOINING	DATE OF BIRTH
1	Ministry of Housing & Works			At G-10/2 Islamabad	
2	Ministry of Housing & Works			At I-11 Islamabad	
3	Mr. Sajjad Ahmed Awan	Senior Engineer	18	September 14, 2005	February 15 1972
4	* Mr. Muhammad Farrukh Mumtaz	Marketing Officer	17	September 27 2002	March 12 1977
5	Muhammad Sarfraz	Customer Relation Officer	17	October 19, 2001	June 1, 1977
6	Javed Iqbal Malik,	Senior Engineer	18	September 12 2005	December 4 1977
7	Mr. Kamran yar	Customer Relation Officer	17	April 11, 2003	June 30, 1978
8	Ms. Sumaira Izhar	Human Resource Officer	17	April 8, 2008	May 19 1982
9	Ms. Sana Abrar	Customer Relation Officer	17	April 8, 2008	November 23, 1982
10	Ms. Saira Umbreen	Out Reach & Advocacy Officer	18	March 29 2008	February 21 1983
11	Ms Najaf Haider	Environmentalist	18	April 7, 2008	October 11 1983
12	Ms. Nabilah Anjum	Customer Relation Officer	17	April 8, 2008	August 1 1984
13	Ms Saniya Azam	Customer Relation Officer	17	April 8, 2008	December 24, 1984

**Note-I:** \* Mr. Farrukh Mumtaz may be first offered apartment at Shabbir Town Lahore, and incase he does not opt for allotment of apartment at STB Lahore then he may be considered for allotment of apartment in Islamabad

**Note-II:** "D"-type apartments to the officers of Ministry of Housing & Works shall be allotted on Ministry's recommendation.

08. 06 "C" type apartments at G-11/3, 08 "D" apartment at G-10/2 Islamabad and 07 "D" type apartments at I-11 Islamabad may be included for allotment to regular and contract employees of BPS 17 & above as proposed in para-7/N. Offer letters may be issued to the PHA's officers after balloting for floor and site as proposed above on deposit of 15% downpayment and rest in 12 equal quarterly installments. The committee also recommends that said offer/ allotment shall be over and above and PHA's officers will remain entitle for allotment at Kurri Road/ future housing schemes for federal government officers.

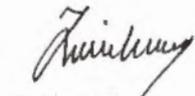
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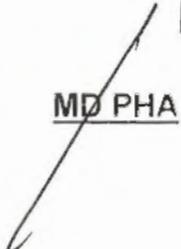
09. After allotment to PHA officers the remaining apartments shall be offered to general public on first come first serve basis to avoid further relaunch as decided in the 21<sup>st</sup> Authority Meeting.

10. Committee recommends the proposals contained in para 5 to 9/N for approval of Chairman PHA/ Minister for Housing & Works please.

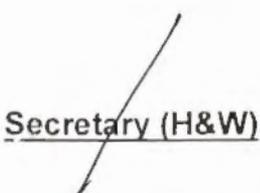
  
DG (Land/ ASC)

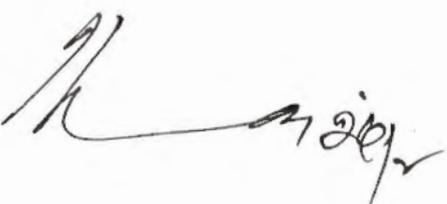
  
DG (C&PM)

  
DG (F&A)

  
MD PHA



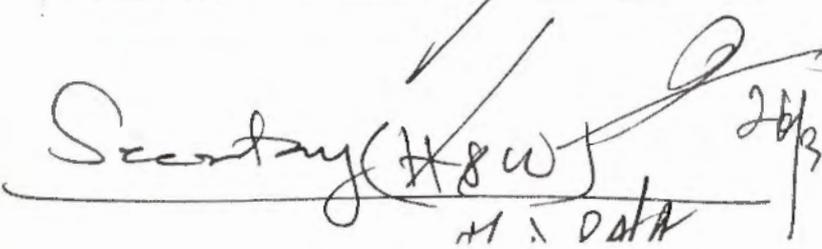
  
Secretary (H&W)

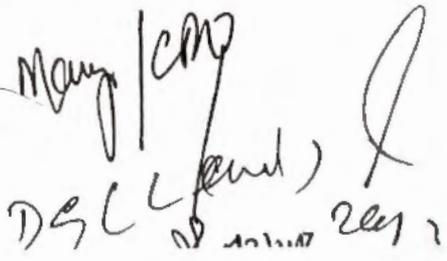


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15-01  
25/11

  
Chairman PHA/ Minister for Housing & Works

  
25/12/10

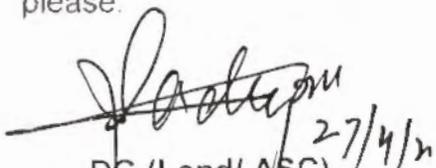
  
Secretary (H&W)  
H. I. DATA

  
Manj/CPD  
DSC (Land)  
25/12/10

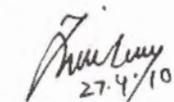
11. Reference approval of the Chairman PHA/Minister for Housing & Works vide para-10/N regarding allotment of apartments To PHA officers working in BPS 17 & above. In continuation of above, following points are submitted for consideration and approval:

- i. Number of apartments of a particular category may be increased/ decreased as per availability. Further one year service in PHA may also be relaxed.
- ii. At the time of submission of said case only six (06) "c" type apartments were available but now some more apartments have become vacant as a result of cancellation due to default in making of installments. Therefore, keeping in view the availability of C type apartments he rest officers of PHA working on deputation basis i.e. Mr. Muhammad Husnain, Manager C&PM and Mrs, Rukhsana Danish, Senior Engineer may also be allotted "C" type apartments. The revised list of "C" & "D" type apartments is placed at Flag-"D".
- iii. Miss. Irum Luqman, CRO (Lhr.Project) was not included for allotment of apartment to low paid federal government employees under 1% PHA quota as her length of service was not one year on cutt off date observed at that time. Presently she is working in BPS-17 but her length of service in present scale is not one year. It is submitted that her name may also be included for allotment as she already could not avail this benefit and has completed two (02) years in PHA.
- iv. Mr. Muhammad Ali Afridi, new Managing Director PHA may also be included for allotment of C type apartment as already allowed to other officers.

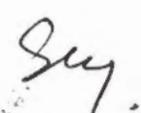
12. Submitted for approval of Chairman PHA/ Minister for Housing & Works please.

  
 DG (Land/ASC) 27/4/10

  
 DG (C&PM) 27/4

  
 DG (F&A) 27.4.10

~~MD/PHA~~





Secretary (H&W)

  
 Minister 27/4/10

13. Reference approval vide para 10-12/N, it is submitted that 14 C type apartments at G-11/3 and 09 D type apartments at G-10/2 Islamabad projects are presently lying vacant and as per approval numbers of particular category of apartments may be increased/ decreased. Therefore, allotment of C type apartments may also be allowed/ extended to contract employees working in or equivalent to BPS-18 & above and remaining officers may be allotted D type apartments at G-10/2, Islamabad.

14. Allotment of C type apartments may be made on age wise seniority basis and following proposal is submitted please:

Sr.No.	Name	Designation	Appt.No.	Block	Type
1	Lt (R) Muhammad Abbas	Secretary H&W	GF 04	5	C
2	Muhammad Ali Afridi	Managing Director	GF 02	10	C
3	Col @ Subah Sadiq Malik	Director General (L&ASC)	GF 04	11	C
4	Sheikh Zia Ul Haq	Director General (F & A)	SF 11	2	C
5	Mr. Athar Nawaz Malik	Director General (C&PM)	SF-09	4	C
6	Mr. Muhammad Naseer	Director (F&A)	SF 12	8	C
7	Mr. Shafiq Ahmed	Manager ASC	TF-15	3	C
8	Ms. Rukhsana Danish	Assistant Executive Engineer	TF-14	6	C
9	Mr. Muhammad Hussnain	Manager (C&PM)	TF-13	9	C
10	Mr. Sajjad Ahmed Awan	Senior Engineer	TF 13	10	C
11	Mr. Javed Iqbal Malik	Senior Engineer	TF-14	10	C
12	Ms. Saira Umbreen	Out Reach & Advocacy Officer	TF 15	10	C
13	Ms. Najaf Haider	Environmentalist	TF-13	12	C

15. Reference approval vide para-10/N, Mr. Farrukh Mumtaz, Marketing Officer, Lahore was offered B type apartment at Shabbir Town, Lahore but he refused to accept the same therefore, his name is also included in the balloting for allotment of D type apartment at G-10/2, Islamabad. Balloting among other officers for allotment of floor against D type apartments at G-10/2 was held under supervision of Directors General and following are the results:

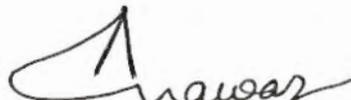
Sr.No.	Name	Type of Apartment.	Apartment No.	Block No.
1	Ministry for Housing & Works	D	FF-05	19
2	Mr. Farrukh Mumtaz	D	TF-15	18
3	Mr. Muhammad Sarfraz	D	GF-01	16
4	Mr Kamran Yar	D	GF-04	21
5	Miss Sumaira Izhar	D	SF-12	20
6	Miss Sana Abrar	D	FF-07	23
7	Miss. Irum Luqman	D	TF-16	20
8	Miss. Nabilaha Anjum	D	SF-10	18
9	Miss. Saniya Azam	D	TF-13	19

Note: 01 apartment at I-11, Islamabad has also been reserved for Ministry of Housing & Works as per approval.

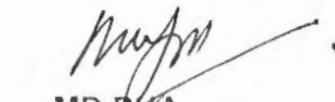
16. Therefore, offer of allotment alongwith application form may be issued in favor of said PHA employees and allow them 30 days time to deposit 15 % downpayment.

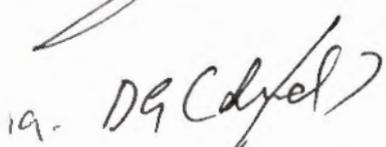
17. Keeping in view the position stated above proposal contained in para 13/N and allotment as proposed in para-14 to 16/N is submitted for approval please.

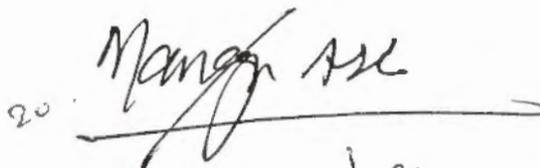
  
DG (Land/ASC) 28/4/20

  
DG (C&PM)

  
DG (F&A)

18.   
MD BHA

19.  (29/4/20)

20.   
 Manager  
 CEO (F&A) 29/04

  
 M. A. S.

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ORDER SHEET  
IN THE ISLAMABAD HIGH COURT, ISLAMABAD  
JUDICIAL DEPARTMENT

W.P. NO: 2849/2013

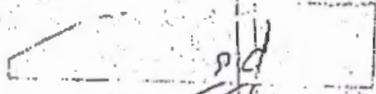
ABID SAEED VERSUS M/O HOUSNG & WORKS, ETC

Serial No. of order of proceeding.	Date or order of proceedings	Order with signatures of judge, and that of parties or counsel, where necessary.
1	2	3

14.3.2014

M/SAItaullah Hakim Kundi & Ishfaq Ahmad  
Khan Advocates for petitioner.  
Mr. Ahsan Ameen, PHA, Assistant Director, I  
Barrister Rehan Seerat, PHA-F.

For the reasons contained in the even dated  
Judgment, passed in Writ-Petition No. 3216/2013,  
present Writ-Petition is allowed.

  
(CHIEF JUSTICE)

Saeed Akhtar  
14.3.2014

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20.03.14

Section  
Article-97 of  
Order 1984  
Islamabad High Court  
Islamabad

ORDER SHEET  
IN THE ISLAMABAD HIGH COURT, ISLAMABAD  
JUDICIAL DEPARTMENT

W.P. NO: 3216/2013

SYED MUHAMMAD NOUMAN SHAH VERSUS M/O HOUSNG & WORKS, ETC

Serial No. of order of proceeding.	Date or order of proceedings	Order with signatures of judge, and that of parties or counsel, when necessary.
1	2	3

14.3.2014

M/s Attaullah Hakim Kundi & Ishfaq Ahmad Khan  
Advocates for petitioner.  
Mr. Ahsan Ameen, PHA, Assistant Director, I  
Barrister Rehan Seerat, PHA-F,

Present Petition as well as Writ-Petition No.2849/2013 involve common question of law and facts, therefore, are being disposed-of through this Single Judgment.

2. Brief facts of the case are that petitioners were employed with respondent PHA when a policy decision was made whereby ninety five apartments cancelled due to default in payment of instalments, were offered for allotment to PHA employees. Said offer was accepted by the petitioners who paid the down payment according to rules and were issued allotment letters. Thereafter, vide impugned order dated 11.6.2013, their allotments were cancelled upon the recommendations of National Accountability Bureau, for lack of eligibility condition i.e one year service. Their representations against the impugned order were not responded.

3. Learned counsel for petitioners submit that there was no condition of one year service as eligibility for allotment of the apartment, therefore, the recommendations of NAB as well as the impugned order are misconceived. The proposal initially made for placing condition for one year service in PHA, was approved to be relaxed vide order dated 27.4.2010, therefore, no such condition existed at the time of allotments to the petitioners. He added that the Board of Directors of PHA in its 7<sup>th</sup> meeting dated 7.2.2013 while inquiring into the recommendations of NAB categorically observed that the condition of one year service was relaxed.

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*[Handwritten signature]*

6. Heard & record perused.

7. The objection of jurisdiction is scored out on the basis of overall control upon the respondent PHA being exercised by the Federal Government. This Court, in case involving glaring violation of fundamental rights, can intervene in exercise of constitutional jurisdiction.

8. According to record the allotments were made under the prevalent policy ratified by 7<sup>th</sup> Board meeting, therefore the allotments cannot be said to have been made illegally. Since the allotments were acted upon through payment of necessary dues and petitioners had also got possession of the allotted apartments, subsequent cancellation is clear *vitia* by the principle of *locus poenitentiae*.

9. The respondent PHA failed to point out any policy to render the allotments as illegal, therefore, the subsequent cancellation order dated 11.6.2013 is set aside due to having no legal backing.

10. In view of above, writ Petitions are allowed with no order as to costs.

Sd/-  
(CHIEF JUSTICE)

Saeed Akhtar  
14.3.2014

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20.03.14  
At Islamabad, article-87 of  
Quota Order 1984  
Islamabad High Court  
Islamabad

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JUDGMENT SHEET  
IN THE ISLAMABAD HIGH COURT,  
ISLAMABAD

CASE NO. : ICA NO.234-2014  
Ministry of Housing & Works through its Secretary & Another  
Vs.  
Syed Muhammad Noman Shah

CASE NO. : ICA NO.241-2014  
Ministry of Housing & Works through its Secretary & Another  
Vs.  
Abid Saeed

Appellant by : Mr. Abdul Hameed Khan Kundi, Advocate  
Respondents by : Mr. Ashfaq Ahmad Khan & Miss. Hadiya Aziz, Advocates  
Date of decision : 19.03.2018

AAMER FAROOQ J. This judgment shall decide instant appeal as well as

ICA No.241-2014 inasmuch as same entail common questions of law and facts.

2. Respondent No.1, in both the appeals, were the employees of Pakistan Housing Authority and during course of service, were allotted apartments by it. However, due to non-payment of installments and other reasons, an inquiry was referred to National Accountability Bureau. During course of same, it was recommended by the referred authority that the allotments be cancelled. On the basis of said recommendation, the appellants vide letters dated 11.06.2013, cancelled the allotment letters on the recommendation of National Accountability Bureau for lack of eligibility condition i.e. one year. Respondent No.1, in both the appeals, challenged the cancellation by way of petition under Article 199 of the Constitution, which was allowed vide the impugned order.

3. Learned counsel for the appellant, *inter alia*, contended that respondent No.1, in both the appeals, did not meet the requisite criteria of one year and on the recommendation of the National Accountability Bureau, allotments were cancelled.

4. Learned counsels for the respondent No.1, *inter alia*, contended that allotments were made in accordance with the prevalent policy which was ratified by the Board of

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29 MAR 2018

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Islamabad

Pakistan Housing Authority and the criteria of one year was waived therefore allotments were made in accordance with the policy. It was further contended that National Accountability Bureau closed the inquiry.

5. The facts, leading to filing of instant appeal as well as ICA No.241-2014, have been mentioned hereinabove therefore need not be reproduced.

6. The sole argument advanced by learned counsel for the appellants is that the allotments were made in violation of eligibility criteria of one year however the referred argument was not substantiated through any document, whereas learned counsel for respondent No.1 drew attention of the Court towards ratification of the waiver of condition of one year. Moreover, inquiry also stands closed by National Accountability Bureau. In view of above, the impugned order does not suffer from any error calling for interference in the instant appeals.

7. For the above mentioned reasons, instant appeal as well as ICA No.241-2014, are without merit and accordingly dismissed.

|||  
(MOHSIN AKHTAR KAYANI)  
JUDGE

sd  
(AAMER FAROOQ)  
JUDGE

Zawar

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29 MAR 2018

Appellate Court  
Islamabad

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IN THE SUPREME COURT OF PAKISTAN  
(APPELLATE JURISDICTION)

PRESENT: MR. JUSTICE MIAN SAQIB NISAR, HCJ  
MR. JUSTICE UMAR ATA BANDIAL  
MR. JUSTICE IJAZ UL AHSAN

CIVIL PETITIONS NO.2802 AND 2282 OF 2018  
(Against the judgment dated 19.3.2018 of the Islamabad  
High Court, Islamabad passed in ICAs No.234 & 241/2014)

Pakistan Housing Authority through its Managing Director, Islamabad  
...Petitioner(s)  
(In both cases)

VERSUS

Abid Saeed & another In C.P.2802/2018  
Syed Muhammad Noman Shah & another In C.P.2282/2018  
...Respondent(s)

For the petitioner(s): Malik Javaid Akhtar wains, ASC  
(In both cases)

For the respondent(s): Not represented  
(In both cases)

Date of hearing: 4.9.2018

ORDER

MIAN SAQIB NISAR, C.J.

C.P.No.2802/2018:

This petition is barred by 12 days. From the contents of the application seeking condonation of delay (C.M.A. No.7715/2018), no sufficient cause has been made out. The noted application is, therefore, dismissed with the consequence that the main petition is also dismissed as being barred by time.

C.P.No.2282/2018:

2. Having considered the arguments and the contents of the impugned judgment, we do not find any legal or factual error warranting interference by this Court. Dismissed accordingly.

Sd/- Mian Saqib Nisar, J

Sd/- Umar Ata Bandial, J

Sd/- Ijaz ul Ahsan, J

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9/9/18.

Court Associate  
Supreme Court of Pakistan  
Islamabad

