

NATIONAL INDUSTRIAL RELATIONS COMMISSION
LAHORE BENCH LAHORE

Case No.4B(425)/25-L

Before: MUHAMMAD SIRAJ-UL-ISLAM KHAN, MEMBER

Sajid Hussain & another Vs. Pakistan Post

Present: Ch. Waqar Ahmad, Advocate for petitioners.
Ms. Rukhsana Mustafa, Advocate for the respondents.

O R D E R

27.02.2026

The learned counsel for the petitioners submits that the respondent organization on the garb of a letter dated 21-01-25 intends to stop the 5% MST allowance to the petitioners which is a bona-fide right of them and this right has been established by this Commission vide order dated 02-10-2019 passed by the learned Full Bench, NIRC which is illegal and unlawful. He further submits that the respondents may be restrained from refixation of 5% MST allowance and also restrained from making any recovery from the salaries of the petitioners.

2. The respondents on the contrary filed the contempts with the prayer that this petition may be disposed of being infructuous as the order dated 02-10-2019 passed by the learned Full Bench, NIRC has been challenged through Constitutional Petition No.2019/2020 before the Hon'ble Sindh High Court, Karachi. When confronted with the learned counsel for the respondent that whether any stay was granted by the



Hon'ble Sindh High Court, Karachi, he replied that no stay order has been granted in this regard.

3. As the Constitutional Petition bearing No.2019/2020 has been adjudicated by the Hon'ble Sindh High Court, Karachi and the same issue is pending for adjudication, the decision of this petition may be influence the proceedings pending in the Hon'ble Sindh High Court, Karachi.

4. So, in this view of the matter, this petition is disposed with the direction to both the parties to act strictly in accordance with law after the final decision of writ petition No.2019/2020 pending before Hon'ble Sindh High Court, Karachi. The respondents are directed that till the final decision, the recovery of such allowances shall not be made from the salaries of the petitioners and the allowances under discussion be regularly paid to the petitioners which were paid to them on 12.10.2019. No order as to costs. File be consigned to record room after its due completion.

(Muhammad Siraj-ul-Islam Khan)
Member