

In this Shariat Petition the Petitioner has challenged Federal Public Service Commission rules 4(1) (2) (a) (b) (c) and rule 3, rule 8(5) on the ground of its being repugnant to the Injunctions of Islam. According to these rules upper age limit for appearing in C.S.S. competitive examination has been fixed. The Petitioner has prayed to relax upper age limit up to 38 years. Because in the Holy Quran it is appeared that

عَنْ إِذَا بَلَغَ اِسْتَدَّ وَبَلَغَ اِرْبَعِينَ سِنًا

"When he reaches the age of full strength and attain forty years. 46:15.

The age limit fixed in the above quoted verse is regarding the responsibility of Prophetship. In Islam a person becomes bound for all responsibilities after attaining the age of Majority. He is declared Mukallaf ^{نكف} he becomes liable for wrongs committed by him and reward is given to him for doing good deeds. ^{تبارهم} ^{دو تا بلغ الاطفال منهم للحلم فليستأذوا كما استاذن الذين من قبلهم}

"when the children among you come of age, let them also ask for permission, as do those senior to them 24:59.

However, for handing over the belongings of an orphan to him, Islam lays emphasis on attaining the age of Knowledge ^{دشد} as appeared in the Holy Quran.

وَلَمَّا بَلَغُوا اِسْتَأْذَنُوا حَتَّىٰ اِذَا بَلَغُوا النِّكَاحَ فَاِنْ اَسْتَأْذَنُوا مِنْهُمْ رِشْدًا فَاذْعَبُوا اِلَيْهِمْ اَمْوَالَهُمْ

Make trial of orphans until they reach the age of marriage; If than ye find sound judgment in them; release their property to them : 4:6.

Apart from these Quranic Injunctions it seems to be against ^{expedience} ~~the~~ After forty years, a condition of an individual is normally in declining. The Government requires energetic and efficient workers. For which the present age limit fixed by Govt. seems to be appropriate and ⁱⁿ ~~be~~ consonance with the Shariah Injunctions.


(Fazla Elahi)