

28.07.2022

Appellant present through counsel.

Muhammad Riaz Khan Paindakheil, learned Assistant Advocate General alongwith Rafi Ullah Subject Specialist for respondents present.

Reply submitted. An application was submitted on behalf of appellant seeking permission to file additional documents; allowed. All documents be placed on file. Preliminary arguments heard. Record perused.

Points raised need consideration. Instant appeal is admitted to regular hearing subject to all legal objections. Learned counsel for appellant is directed to deposit security and process fee within 10 days. To come up for rejoinder, if any and arguments on 04.10.2022 before D.B.


(Rozina Rehman)
Member (J)

Rs 7000/-
Appellant Deposited
Security & Process Fee

28/7/22

Appeal No. 3235/2021

Titled "Mst. Zahia Mehboob-vs-Govt: of Khyber Pakhtunkwha and other"

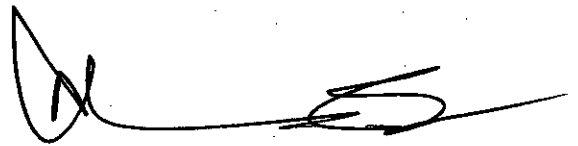
ORDER:

05th Oct, 2022

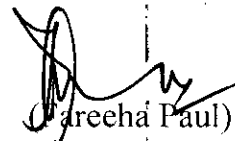
1. Appellant alongwith her counsel present. Mr. Muhammad Adeel Butt, Additional Advocate General for respondents present.

2. After hearing learned counsel for the appellant and learned Additional Advocate General at some length, when the learned Addl: AG was referred to the grounds of the reply, wherein stoppage of monthly pay was admitted but there is no clear order found placed on file as to what was the reason of stoppage of salary and when that was stopped and by whom, the learned Addl: Advocate General did not controvert the situation. In the circumstances, we deem it appropriate to direct the respondents to decide the application of the appellant dated 14.11.2020 treating contents of this appeal as part of the application of the appellant and to pass a speaking and well reasoned order after providing fair opportunity of hearing to the appellant, within a period of sixty days from the receipt of this order under intimation to the Tribunal through its Registrar. The date of receipt of judgment/order be also communicated to the Registrar. Learned counsel for the appellant, however, submitted that the current salaries of the appellant may be ordered to be released. It is, in this respect directed that the current salaries of the appellant be released on her furnishing an undertaking that in case it is found that she had been paid over and above her entitlement, she would return the same. The appeal is disposed of in the above terms. Consign.

3. *Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal on this 5th day of October, 2022.*



(Kalim Arshad Khan)
Chairman



(Areeha Paul)
Member(Executive)