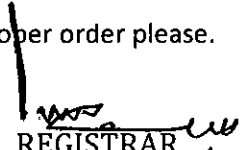



Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 7472 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	29/09/2021	<p>The appeal of Mr. Shoaib Ahmad resubmitted today by Mr. Muhammad Ayub Shinwari Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p> <p>2-</p> <p>This case is entrusted to S. Bench at Peshawar for preliminary hearing to be put up there on <u>26/11/21</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>

26.11.2021

Counsel for the appellant present. Preliminary arguments have been heard.

Learned counsel for the appellant argued that 40 % of the post of Junior Clerk (BS-11) is required to be filled by promotion on the basis of seniority-cum-fitness from amongst the holders of the post of Class-IV Employees of Provincial Health Services Academy with atleast two years service as such. However, the appellant despite having rendered five years service as Cook (BS-03) qualified as B.A and DIT, was ignored in the appointment by the departmental selection committee. The impugned order dated 24.08.2021 is basically the order vide which departmental appeal dated 20.08.2021 of the appellant was turned down. Where-after the instant service appeal has been instituted of 17.09.2021.

The appeal is admitted to regular hearing subject to all just legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to respondents for submission of reply/comments. To come up for reply/comments on 31.01.2022 before S.B.


Appellant Deposited
Security & Process Fee


(Mian Muhammad)
Member(E)

31.01.2022

Junior to counsel for the appellant present. Mr. Kabirullah Khattak, Addl. AG for respondents present.

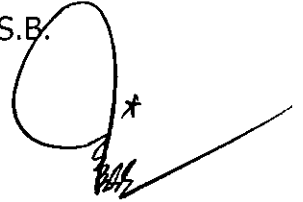
Reply/comments on behalf of respondents are still awaited. Learned Additional Advocate General sought for submission of reply/comments. Granted. To come up for reply/comments before the S.B on 31.03.2022.


(Atiq-Ur-Rehman Wazir)
Member (E)

31.03.2022

Appellant in person present. Mr. Muhammad Adeel Butt,
Addl: AG for respondents present.

Written reply/comments on behalf of respondents not
submitted. Fresh notices be issued to the respondents for
submission of written reply/comments. Adjourned. To come up
for written reply/comments on 17.06.2022 before S.B.



(MIAN MUHAMMAD)
MEMBER(E)

17th June 2022

Junior to counsel for the appellant present. Mr.
Kabirullah Khattak, Addl. AG for the respondents present.

Despite three opportunities given to the respondents,
they have not submitted reply. The respondents are given last
opportunity to submit reply within 07 days from today, failing
which their right to file reply shall be deemed as struck off by
virtue of this order. To come up for arguments before the D.B
on 31.08.2022. The case will not be adjourned on the ground of
non-filing of reply/comments.



(Kalim Arshad Khan)
Chairman

31.08.2022

Appellant in person present. Mr. Naseer-ud-Din Shah, Assistant Advocate General for official respondents No. 1 to 5 present.

Learned Member (Judicial) Ms. Rozina Rehman is on leave, therefore, arguments could not be heard. Adjourned. To come up for arguments on 14.11.2022 before the D.B.




(Salah-ud-Din)
Member (Judicial)

14.11.2022

Appellant present in person.

Kabir Ullah Khattak, learned Additional Advocate General for respondents present.

Learned Member (Judicial) is on leave, therefore, arguments could not be heard. Adjourned. To come up for arguments on 20.12.2022 before D.B



(Fareeha Paul)
Member (E)