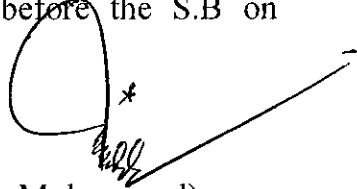


26.09.2022

Learned counsel for the petitioner present. Mr. Kabirullah Khattak, Additional Advocate General alongwith Mr. Qasim Khan, Superintendent for the respondents present.

Learned Additional Advocate General produced copy of the reply dated 07.09.2022, in execution petition submitted by the respondent department. Reply so produced, is placed on file as well as provided to the counsel for petitioner. After having submitted the reply of the respondent department by the learned Additional Advocate General, counsel for the petitioner wanted to raise yet certain objections in the tone and manner unbecoming of a professional legal practitioner. His attitude was quite arrogant and intransigent; violating the sanctity and decorum of the court. The manifested conduct exhibited by the counsel for petitioner today cannot be ignored being intentional and with purpose to pressurize the court to adopt a particular course for execution of the petition despite the fact that judgement of the Service Tribunal dated 13.07.2021 has already been conditionally/provisionally implemented vide Notification dated 10.02.2022 subject to the outcome of CPLA pending before the august Supreme Court of Pakistan. He is therefore debarred to appear before this Bench in any case as a counsel, during the next 90 days.

In view of the above factual position, the instant execution petition may be posted before another Single Bench during the period. To come up for further proceedings before the S.B on 03.11.2022.

  
(Mian Muhammad)  
Member (E)

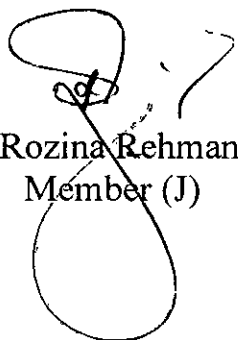
SCANNED  
KPST  
Peshawar

03.11.2022

Learned counsel for the petitioner.

Muhammad Adeel Butt learned Additional Advocate General alongwith Muhammad Ajmal Senior Assistant Secretary (HR) and Imran Akbar Assistant on behalf of respondents present.

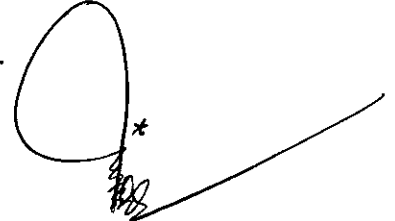
As per statement of the representative of the respondents, grievances of the petitioner had already been redressed vide notification No. 3690-370/Estt:V/Saleem Asmat/NT dated 10.10.2022 except leave encashment and the petitioner if interested in the above mentioned relief, he may be asked to submit proper application for the desired relief, which will be properly processed within no time. But there are two letters one from the Assistant Commissioner, D.I.Khan bearing No. 1087/BC dated 14.10.2022 addressed to the Commissioner, D.I.Khan for seeking advice for retirement from Government service on superannuation/grant of 365 days encashment of LPR in lieu of LPR & other benefits and another from the office of Commissioner, D.I.Khan to the Secretary to Government of Khyber Pakhtunkhwa, Board of Revenue & Estate Department bearing No.5822-24/Acctt: dated 28.10.2022 for grant of 365 days encashment of LPR in lieu of LPR and others benefits. So, the process for grant of leave encashment has already been initiated <sup>e</sup> ~~been~~ and it is now for the SMBR/Secretary to Government of Khyber Pakhtunkhwa Board of Revenue Estate Department to issue order of 365 days encashment, therefore, respondents shall process the case of leave encashment and submit report in this regard on 15.11.2022 before S.B. To come up for further proceedings on date fixed.

  
(Rozina Rehman)  
Member (J)

15.11.2022

Clerk of learned counsel for the appellant present. Mr. Kabirullah Khattak, Additional Advocate General for the respondents present.

As per order sheet of this Bench dated 26.09.2022, the case may be posted before another Bench. Adjourned. To come up for further proceedings before another S.B on 09.12.2022.

A handwritten signature in black ink, consisting of a large, stylized loop followed by a vertical line and a horizontal stroke extending to the right.

(Mian Muhammad)  
Member (E)