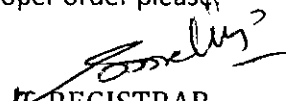
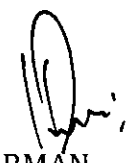


Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 1299/2019

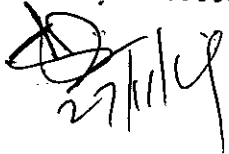
S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	09/10/2019	<p>The appeal of Dr. Lal Zari resubmitted today by Mr. Noor Muhammad Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p> REGISTRAR</p>
2-	14/10/19.	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>27/11/19.</u></p> <p> CHAIRMAN</p>

27.11.2019

Counsel for the appellant present.

Learned counsel referred to the judgment handed down by this Tribunal in Appeal No. 976/2015 on 31.08.2018 and contended that while passing the impugned order dated 25.06.2019, the competent authority disregarded the conclusion in the judgment requiring denovo enquiry against the appellant. It was provided in the judgment that some officials/officers other than the appellant were to be enquired about in the matter of purchase of medicines and equipment while ~~and~~ the appellant was not to be solely held responsible. While not resorting to the proper proceedings, the appellant was wrongly imposed upon major punishment of reduction to a lower grade/post for a period of one year. The impugned order was, therefore, not sustainable, it was argued.

In view of arguments of learned counsel and the referred record the appeal is admitted for regular hearing. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments on 20.01.2020 before S.B.

Appellant Deposited
Security & Process Fee


Chairman 

20.01.2020

Appellant present in person and Addl. AG for the respondents present.

Learned AAG requests for time to contact the respondents and furnish reply/comments on the next date of hearing. Adjourned to 25.02.2020 on which date the requisite reply/comments shall positively be furnished.

Chairman 

25.02.2020

Junior to counsel for the appellant present. Mr. Kabirullah Khattak learned Additional AG alongwith Mr. Masroor Ahmed Junior Clerk for the respondents present.

Representative of the respondents seeks time to furnish written reply/comments on the next date of hearing. Adjourned. To come up for written reply/comments on 31.03.2020 before S.B.



(Hussain Shah)
Member

31.03.2020

Due to public holiday on account of COVID-19, the case is adjourned to 23.06.2020 for the same. To come up for the same as before S.B.



Reader

23.06.2020

Junior to counsel for the appellant present.

Mr. Kabir Ullah Khattak learned Additional Advocate General alongwith representative Mr. Ahmad Yar Assistant Director, present and requests for time to submit written reply/comments. Last chance is given. To come up for written reply/comments on 06.08.2020 before S.B.



Member

06.08.2020

Junior counsel for the appellant is present. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Masroor Ahmad, Junior Clerk for the respondents is also present.

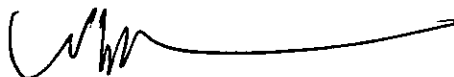
Representative of the department submitted para-wise comments on behalf of respondents No. 2 to 4 which are placed on file. To come up for arguments on 27.10.2020 before D.B. The appellant may submit rejoinder within a fortnight, if so advised.


(MUHAMMAD JAMAL KHAN)
MEMBER

27.10.2020

Junior to counsel for the appellant and Addl. AG alongwith Saghir Musharaf AD for the respondents present.

The Bar is observing general strike, therefore, the matter is adjourned to 04.01.2021 for hearing before the D.B.


(Atiq-ur-Rehman Wazir)
Member



Chairman

04.01.2021 Junior to counsel for the appellant present.

Riaz Khan Paindakhel Assistant Advocate General for respondents present.

Former requests for adjournment as senior counsel for the appellant is not available today.

Adjourned to 24.03.2021 for arguments before D.B.


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


(Rozina Rehman)
Member.(J)

24.03.2021 Appellant in person and Addl. AG alongwith Ahmad Yar Khan, AD (Litigation) for the respondents present.

Former requests for adjournment as his learned counsel is engaged today before the Honourable High Court in various cases. Adjourned to 23.06.2021 for hearing before the D.B.

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

Chairman

Postscript

26.05.2021

The order dated 24.03.2021 was written but could not be signed by the D.B including the then Chairman who due to unforeseen reason could not attend the office in coming days. He died in the meantime and the order sheet was left unsigned. To bring the proceedings of appeal on track, it is become expedient for ex-post facto completion of the order sheet. The unsigned order dated 24.03.2021 is reproduced below which be given effect accordingly:-

"Appellant in person and Addl. AG alongwith Ahmad Yar Khan, AD (Litigation) for the respondents present.

Former requests for adjournment as his learned counsel is engaged today before the Honourable High Court in various cases. Adjourned to 23.06.2021 for hearing before the D.B."



(Atiq-ur-Rehman Wazir)
Member




Chairman

23.06.2021

Mr. Noor Muhammad Khattak, Advocate, for the appellant present. Mr. Ahmed Yar, Assistant Director (Litigation) alongwith Mr. Kabirullah Khattak, Additional Advocate General for the respondents present.

Learned counsel for the appellant requested for adjournment on the ground that he has not ^{made} met preparation for arguments, due to non-availability of copies of complete record. Adjourned. To come up for arguments before the D.B on 07.10.2021.

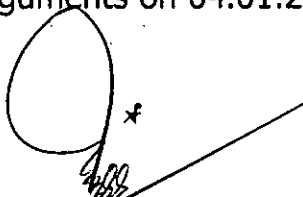

(ATIQ-UR-REHMAN WAZIR)
MEMBER (EXECUTIVE)


(SALAH-UD-DIN)
MEMBER (JUDICIAL)

07.10.2021

Learned counsel for the appellant present. Mr. Javed Ullah, Assistant Advocate General for respondents present.

Learned counsel for the appellant seeks adjournment as he has not made preparation for arguments. Accorded. To come up for arguments on 04.01.2022 before the D.B.



(Mian Muhammad)
Member(E)


Chairman

04.01.2022

Counsel for the appellant and Mr. Javaidullah, Asstt. AG for the respondents present.

Former seeks adjournment in order to further prepare the brief. Request accorded. To come up for arguments on 06.04.2022 before the D.B.


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


Chairman

06.04.2022

Appellant present in person. Mr. Kabirullah Khattak

Adl. AG present for respondents present.

Counsel are at strike. Therefore the case is adjourned to 27.04.2022 before D.B.

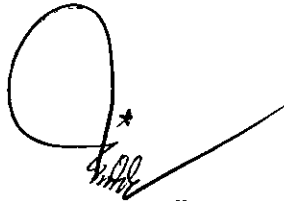


Chairman

27.04.2022

Mr. Mujeeb Ur Rehman, junior of learned counsel for the appellant present. Mr. Kabirullah Khattak, Additional Advocate General for respondents present.

Junior of learned counsel for the appellant sought adjournment on the ground that learned counsel for the appellant is unable to appear today due to death of his close relative. Adjourned. To come up for arguments before the D.B on 07.06.2022.



(Mian Muhammad)
Member(E)



(Salah Ud Din)
Member(J)

20.06.2022

Learned counsel for the appellant present. Mr. Ahmad Yar, Assistant Director (Legal) alongwith Mr. Noor Zaman Khattak, District Attorney for the respondents present.

Learned counsel for the appellant sought adjournment on the ground that he has not made preparation for arguments. Adjourned. To come up for arguments on 09.09.2022 before the D.B.



(Mian Muhammad)
Member (E)



(Salah-ud-Dih)
Member (J)

9-9-22

Proper DB not available the case is adjourned to 20-10-22

Reader

20th Oct, 2022

Learned counsel for the appellant present. Mr. Kabirullah Khattak, Addl: AG for respondents present.

Learned counsel for the appellant seeks adjournment on the ground that he has not prepared the case. To come up for arguments on 11.11.2022 before D.B.



(Fareeha Paul)
Member(Executive)



(Kalim Arshad Khan)
Chairman

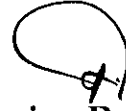
11.11.2022

Junior to counsel for the appellant present. Mr. Naseerud Din Shah, Assistant Advocate General for the respondents present.

Learned Asstt. Advocate General requested for adjournment in order to further prepare the brief. Adjourned. To come up for arguments on 07.12.2022 before the D.B.



(Fareeha Paul)
Member (E)



(Rozina Rehman)
Member(J)