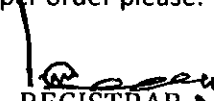





Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 413/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	02/04/2019	<p>The appeal of Mr. Kifayatullah presented 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 style="text-align: right;"> REGISTRAR 2/14/19</p>
2-	03/04/19	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>24/04/19</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
24.04 2019		<p>Counsel for the appellant present and seeks adjournment as he has not prepared the case. Adjourned. Case to come up for preliminary hearing on 12.06.2019 before S.B.</p> <p style="text-align: right;"> (Ahmad Hassan) Member</p>
12.06.2019		<p>Learned counsel for the appellant present and request for adjournment as he could not prepare the brief due to engagement at Swat yesterday.</p> <p style="text-align: center;">Adjourned to 11.07.2019 before S.B.</p> <p style="text-align: right;"> Chairman</p>

11.07.2019

Counsel for the appellant present.

Issue pre-admission notice to respondents also for production of complete service record of appellant. To come up for hearing on 04.09.2019 before S.B.


Chairman

04.09.2019

Counsel for the appellant and Mr. Usman Ghani, District Attorney alongwith Wisal Muhammad, ADO and Sajid, Superintendent for the respondents present.

The representative of respondent No. 1 states that the appellant has retired from service, therefore, his service record has been handed over to District Accounts Officer, Charsadda.

The respondent No. 4 shall, therefore, be repeated notice for production of requisite record on 22.10.2019 before S.B.

Chairman 

22.10.2019

Counsel for appellant and Mr. Ziaullah, Deputy District Attorney for the respondents present.

Despite repeated notices, the respondent No.4 has not provided the service record of appellant. Learned DDA undertakes to procure the requisite record from respondent No. 4 on the next date.

Adjourned to 04.12.2019 before S.B.


Chairman

04.12.2019

Counsel for the appellant and District Attorney for the respondents present.

Despite repeated orders the respondent No. ⁴~~5~~ has failed to produce the service record of appellant.

Learned counsel contends that the appellant was initially recruited as Workshop Instructor in the year 1978. His post was renamed as SET in the year 1985. The appellant was, however, not allowed/granted pay fixation from the date of his initial appointment and his salary was fixed as per the table of 1985. In the said manner, the appellant suffered continuous considerable monetary loss due to action/inaction on the part of the respondents.

Instant 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. To come up for written reply/comments on 27.01.2020 before S.B.

Appellant Deposited
Fee
13/12/19

Chairman



27.01.2020

Clerk to counsel for the appellant present. Zaki Ullah Senior Auditor representative of respondent No.4 present and submitted written reply. Irfan Assistant representative of remaining respondents present and seeks time to furnish reply on behalf of respondents No. 1 to 3. Granted. To come up for written reply/comments on 03.03.2020 before S.B.

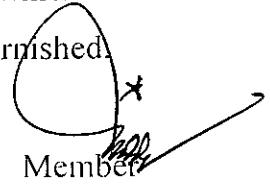


Member

03.03.2020

Counsel for the appellant and Addl. AG alongwith Hayat Khan, AD for the respondents present.

Representative of the respondents seeks time to submit written reply. Adjourned to 09.04.2020 on which date the requisite reply/comments shall positively be furnished.


Member

09.04.2020

Due to public holiday on account of COVID-19, the case is adjourned to 01.07.2020 for the same. To come up for the same as before S.B.

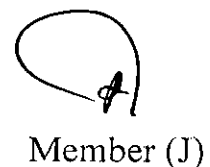

Reader

01.07.2020

Junior counsel for the appellant present.

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

Written reply on behalf of respondents No.1 to 3 is still awaited. Learned AAG requested for adjournment in order to submit written reply/comments on behalf of respondents No.1 to 3. Last chance is given. To come up for written reply/comments on 24.08.2020 before S.B.


Member (J)

24.08.2020

Counsel for appellant present.

Mr. Riaz Khan Paindakheil learned Assistant Advocate General for respondents present.

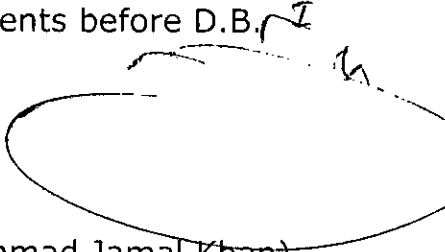
Again, a request was made for adjournment in order to submit reply which request is acceded but on cost of Rs.2000/- to be paid on the next date. To come up for written reply/comments on 21.10.2020 before S.B.

Member (J)

21.10.2020

Since the Members of the High Court as well as of the District Bar Association Peshawar are observing strike today, therefore, learned counsel for appellant is not available today. Mr. Kabirullah Khattak, Additional Advocate General alongwith Mr. Abdul Wahid, Litigation Officer, for the respondents are present.

Joint para-wise comments on behalf of respondents No. 1 to 3 submitted while written reply on behalf of respondent No. 4 has already been submitted. Adjourned to 31.12.2020 on which date to come up for rejoinder and arguments before D.B.



(Muhammad Jamal Khan)
Member (Judicial)


31.12.2020

Due to summer vacation, case is adjourned to 12.04.2021 for the same as before.


Reader

12.04.2021

Due to demise of the Worthy Chairman, the Tribunal is non-functional, therefore, case is adjourned to 27.07.2021 for the same as before.


Reader

27.07.2021

Counsel for the appellant present.

Mr. Muhammad Adell Butt, learned Additional Advocate General for respondents present.

Learned counsel for the appellant seeks adjournment as he has not prepared the brief. Adjourned. To come up for arguments on 16.12.2021 before D.B.

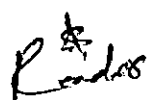


(Rozina Rehman)
Member(J)


Chairman

16.12.21

DB is on Tour case to come up
for the same on Dated. 29-3-22


Reader



29.03.2022

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

Junior of learned counsel for the appellant requested for adjournment on the ground that learned counsel for the appellant is busy in the august Peshawar High Court, Peshawar. Adjourned. To come up for arguments on 22.06.2022 before the D.B.

(Rozina Rehman)
Member (J)

(Salah-ud-Din)
Member (J)

22.06.2022

Nemo for appellant.

Noted for counsel

Muhammad Riaz Khan Paindakheil learned Assistant Advocate General for respondents present.

25/7/2022

Notice be issued to appellant/counsel for 31.08.2022 for arguments before D.B.

(Fareeha Paul)
Member(E)

(Rozina Rehman)
Member (J)

31.08.2022

Counsel for the appellant present. Mr. Kabirullah Khattak, Additional Advocate General for the respondents 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

Junior to counsel for the appellant present.

Riaz Khan Paindakhel, learned Assistant Advocate General for respondents present.

Learned Member (Judicial) is on leave, therefore, arguments could not be heard. Adjourned. To come up for arguments on 02.01.2023 before D.B

(Fareeha Paul)
Member (E)

(Fareeha Paul)
Member (E)