

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 1040/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	20/08/2018	<p>The appeal of Mr. Muhammad Tahir resubmitted today by Mr. Tanveer Minhas Advocate may be entered in the Institution Register and put up to the Learned Member for proper order please.</p> <p style="text-align: right;"><i>[Signature]</i> REGISTRAR</p>
2-	24-8-2018	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>1-10-2018</u>.</p> <p style="text-align: right;"><i>[Signature]</i> MEMBER</p>
	01.10.2018	<p>None present on behalf of the appellant. Notice be issued to appellant and his counsel for attendance and preliminary hearing for 09.11.2018 before S.B.</p> <p style="text-align: right;"><i>[Signature]</i> (Muhammad Amin Khan Kundl) Member</p>
	9-11-2018	<p><i>Due to Retirement of Honorable Chairman the Tribunal is non functional therefore the case is adjourned to come up for the same on 28-12-2018</i></p> <p style="text-align: right;"><i>[Signature]</i> Registrar</p>

28.12.2018

Appellant absent. Learned counsel for the appellant absent. Adjourn. To come up for preliminary hearing on 01.02.2019 before S.B



Member

01.02.2019

None present on behalf of the appellant. Notice be issued to appellant and his counsel for attendance and preliminary hearing for 20.03.2019 before S.B.



(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

20.03.2019

Due to general strike of the bar, the case is adjourned. To come up for preliminary hearing on 15.04.2019 before S.B.



(Hussain Shah)
Member

15.04.2019

Learned counsel for the appellant present. Preliminary arguments heard.

The appellant (Retired Lecturer) has filed the present service appeal u/s 4 of Khyber Pakhtunkhwa Service Tribunal Act, 1974 for the grant of pro-forma promotion to BPS-18.

Points urged need consideration. The appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for written reply/comments. To come up for written reply/comments on 29.05.2019 before S.B.



Member

29.05.2019

Counsel for the appellant present.

Learned counsel for the appellant has submitted an application for extension of time to deposit security and process fee. The reason for extension is stated to be inadvertence on the part of the appellant. The application is allowed and the time for the requisite deposit is extended for next two days. After the deposit notices be issued to respondents for submission of reply on 23.07.2019 before S.B.


Chairman


Appellant Deposited
Security & Process Fee

13/6

23.07.2019

Appellant in person, Mr. Usman Ghani, District Attorney alongwith Muhammad Shafique Senior Clerk and Shahab Khattak, Legal Advisor for the respondents present.

Learned District Attorney seeks adjournment. To come up for written reply/comments on 11.09.2019 before S.B.


Chairman

11.09.2019

Appellant in person and Addl. AG alongwith Shahab Khattak, Legal Advisor and Sajid Superintendent for the respondents present.

Legal Advisor for the respondents requests for further time to submit the requisite reply. Adjourned to 07.10.2019 on which date the requisite reply/comments shall positively be submitted before S.B.


Chairman

07.10.2019

Son of appellant and Mr. Shahab Khattak, Legal Advisor and Sajid Superintendent for the respondents present.

Reply on behalf of respondents No. 1 to 3 has been furnished which is placed on record. The appeal is assigned to D.B for arguments on 16.12.2019. The appellant may submit rejoinder, within a fortnight, if so advised.


Chairman

16.12.2019

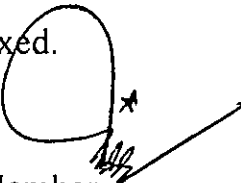
Learned counsel for the appellant and Mr. Muhammad Jan learned Deputy District Attorney present. Learned counsel for the appellant seeks adjournment. Adjourn. To come up for arguments on 20.02.2020 before D.B.


Member


Member

20.02.2020

Appellant absent. Shahab Khattak Legal Advisor present and seeks adjournment. Adjourned. To come up for arguments on 20.04.2020 before D.B. Appellant be put to notice for the date fixed.


Member

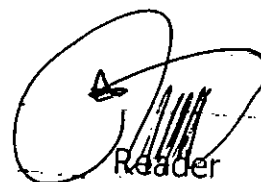

Member

Due to Covid-19 the case is
adjourned. To come up for the same
on 17-7-2020


Reader

17.07.2020

Due to COVID-19, the case is adjourned for the same
on 21.07.2020 before D.B.

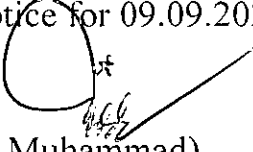

Reader


21.07.2020

Nemo for appellant.

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

On previous date, the case was adjourned on a Reader's note. Therefore, appellant and his counsel be put to notice for 09.09.2020 for arguments, before D.B.

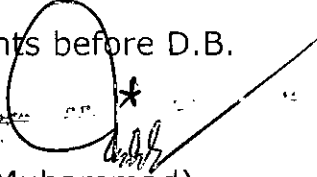

(Mian Muhammad)
Member (E)

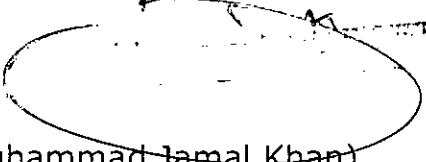

(Rozina Rehman)
Member (J)

09.09.2020

Appellant has not forth come and calls were made time and again and last call was made at 01:10 P.M. Mr. Kabirullah Khattak, Additional Advocate General alongwith representative of the department Mr. Shahab Khattak, Legal Coordinator are present.

On the previous date of hearing, respondents as well as respective counsel were issued notice but their service has not been procured. The process of notice be repeated again. Since the learned counsel is practicing outside the territorial limits of Peshawar therefore, his service has to be procured through registered envelope accompanied with A.D card. Adjourned to 26.11.2020. File to come up for service and arguments before D.B.


(Mian Muhammad)
Member (Executive)

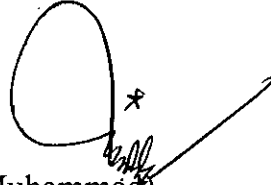

(Muhammad Jamal Khan)
Member (Judicial)

26.11.2020

Appellant in person present. Zara Tajwar, DDA for respondents present.

Requests for adjournment due to non-availability of his learned counsel.

Adjourned to 27.01.2021 for arguments before D.B.



(Mian Muhammad)
Member (E)



Chairman

27.01.2021

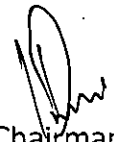
Appellant in person and Asif Masood Ali Shah, DDA for the respondents present.

Former submitted an application, wherein, it has been provided that due to over occupation of his learned counsel he will personally argue the case. Placed on file.

Upon opening of the case it was found that the appellant was not in possession of complete brief, therefore, instant matter is adjourned to 10.03.2021 in order to facilitate the appellant in construction of complete record.



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



Chairman

10.3.2021

The Worthy Chairman is on leave, therefore, the bench is incomplete. To come up for hearing on 16.06.2021 before the D.B.



Reader

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No.1040/2018

Muhammad Tahir, Ex-Lecturer Versus Chief Secretary Khyber Pakhtunkhwa and others.

VERSUS

APPLICATION FOR EARLY HEARING INSTEAD OF 16.06.2021

Respectfully Sheweth.



Put up to the court with relevant appeal.

18/3/2021

1. That the above mentioned appeal has been filed in the year, 2018 and ripe for final hearing.

2. That on 27.01.2021 the case was fixed for hearing which was adjourned to 10.03.2021. As per directions of the Tribunal, the applicant constructed complete record and prepare the brief but the case was adjourned through Reader's Note to 16.06.2021.

3. That the applicant is of old age and already retired on superannuation.

It is, therefore, requested that my above mentioned Service Appeal may very graciously be fixed as early as possible instead of 16.06.2021.

Thanking you, Sir,

Dated. 17.03.2021

Muhammad Tahir.

Appellant.

Accelerated to a date
in 3rd week of April, 2021.
Notice. Cost to be paid by
the applicant/Appellant.
i.e. 29.04-2021
18/3/21

29.04.2021

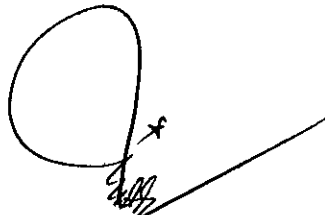
Due to demise of the Worthy Chairman, the Tribunal is non-functional, therefore, case is adjourned to 25.08.2021 for the same as before.


Reader

25.08 .2021

Nemo for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for respondents No. 1 and 3 and Mr. Shahab Khattak, Advocate for the respondent No.2 present.

Previous date was changed on Reader note, therefore, notice of prosecution of the appeal be issued to the appellant as well as his counsel. Adjourned. To come up for arguments before the D.B on 08.11.2021.



(MIAN MUHAMMAD)
MEMBER (EXECUTIVE)

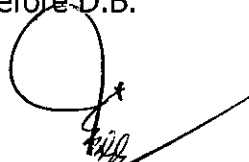


(SALAH-UD-DIN)
MEMBER (JUDICIAL)

08.11.2021

Clerk of learned counsel for the appellant present. Mr. Muhammad Riaz Khan Paindakhel, Asst: AG alongwith Mr. Khayal Roz, Inspector for respondents present.

Arguments could not be heard due to general strike of the Bar. Adjourned. To come up for arguments on 01.03.2022 before D.B.



(Mian Muhammad)
Member(E)

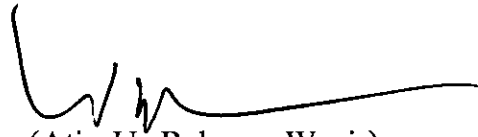


(Rozina Rehman)
Member(J)

02.02.2022

Junior to counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for respondents No. 1 and 3 present. Mr. Shahab Khattak, Advocate for the respondent No. 3 present.

Request for adjournment was made on behalf of both the parties. Adjourned. To come up for arguments before the D.B on 30.05.2022.


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


Chairman


30.05.2022

Khairul Wahab Yousafzai Advocate, present and submitted Wakalat Nama in favor of appellant.

Muhammad Adeel Butt, learned Additional Advocate General alongwith Shahab Khattak Coordinator for respondents present.

Being freshly engaged, learned counsel for appellant, Requested for adjournment; Adjourned. To come up for arguments on 25.07.2022 before D.B.


(Fareeha Paul)
Member(E)


(Rozina Rehman)
Member (J)

25th July 2022

Learned counsel for the appellant present. Mr. Riaz Ahmad Paindakhel, Assistant Advocate General for the respondents present.

Learned counsel for the appellant seeks adjournment on the ground that he has not made preparation for arguments. Adjourned. To come up for arguments on 10.10.2022 before the D.B.



(Salah-Ud-Din)
Member (J)



(Kalim Arshad Khan)
Chairman

10.10.2022

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

Learned counsel for the appellant requests for adjournment in order to further prepare the brief. To come up for arguments on 15.12.2022 before D.B.



(Farzha Paul)
Member (E)



(Kalim Arshad Khan)
Chairman

Late Diary
10th Oct, 2022

Despite direction for fixation of the cases for the shortest possible dates, the office has fixed this case for a longer date. The Reader of the court is warned to be careful in future. The date fixed in this case is accelerated to 15.11.2022. Notices be issued to the parties and their counsel for the date fixed.



(Farzha Paul)
Member (E)




(Kalim Arshad Khan)
Chairman

Appellant was informed telephonically for the date fixed on 11/11/22

15^h Nov. 2022 Assistant to counsel for the appellant present.

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

Former requested for adjournment due to engagement of learned senior counsel for the appellant in Honourable Peshawar High Court. Adjourned. To come up for arguments on 27.12.2022 before the D.B.


(FAREEHA PAUL)
Member(E)


(ROZINA REHMAN)
Member (J)