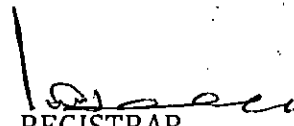




Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 1263/2016

S.No.	Date of order proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	29/12/2016	<p>The appeal of Mst. Robina Naz 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</p> <p>2-</p> <p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>12-1-17</u></p> <p style="text-align: right;"> CHAIRMAN</p> <p>12.01.2017</p> <p>Counsel for the appellant present. Seeks adjournment. Adjourned for preliminary hearing to 30.01.2017 before S.B.</p> <p style="text-align: right;"> Chairman</p>

30.01.2017

Counsel for the appellant present. Seeks adjournment. To come up for preliminary hearing on 20.02.2017 before S.B.

Chairman

20.02.2017

Clerk to counsel for the appellant present. Clerk to counsel for the appellant requested for adjournment. Request accepted. To come up for preliminary hearing on 09.03.2017 before S.B.

(AHMAD HASSAN)
MEMBER

09.03.2017

Counsel for appellant present. Learned counsel for appellant seeks adjournment. Adjournment granted. To come up for preliminary on 06.04.2017 before S.B.

(ASHFAQUE TAJ)
MEMBER

06.04.2017

Junior to counsel for the appellant present. Learned senior counsel for the appellant has gone abroad for performing Umra.. Requested for adjournment. To come up for preliminary hearing on 26.04.2017 before S.B.

Chairman

26.04.2017

Counsel for the appellant present. Preliminary arguments heard and case file perused. The appellant was appointed as PST (BPS-05) vide order dated 20.05.2014. While in service the respondents vide order dated 20.11.2014 withdrew his appointment order due willful absence from duty. She preferred departmental appeal on 01.12.2014, which was not respondent within the statutory period, hence the instant service appeal on 29.12.2016. When the learned counsel for the appellant was confronted on the point of limitation and the case being badly barred by time, he placed reliance on 2004 PLC (C.S)1014 and PLC (C.S) 76, wherein it is held with the decision of cases on merits always to be encouraged instead of non-suiting litigants on technical reason including ground of limitation.

Points urged need consideration. Admit. Subject to limitation. Appellant is directed to deposit of security and process fee within 10 days, notices be issued to the respondents for written reply/comments for 29.05.2017 before S.B.


(Ahmad Hassan)
Member

29.05.2017


Appellant Deposited
Security & Process Fee

Counsel for the appellant and Addl. AG for the respondents present. Security and process fee not deposited. Appellant is directed to deposit security and process fee within three days, thereafter notices be issued to the respondents for written reply/comments on 17.07.2017 before S.B.


(AHMAD HASSAN)
MEMBER

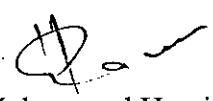
05. 17.07.2017

Counsel for the appellant and Additional AG alongwith Mr. Hameed-Ur-Rahman AD (Litigation) for the respondent present. Written reply not submitted. Requested for adjournment. Adjourned. To come up for written reply/comments on 16.08.2017 before S.B.


(Muhammad Hamid Mughal)
Member

0-----11 16.08.2017

Counsel for the appellant present. Learned Assistant AG for the respondent present. Written reply not submitted. Requested for adjournment. Adjourned. To come up for written reply/comments on 20.09.2017 before S.B.


(Muhammad Hamid Mughal)
Member

20.09.2017

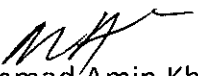
Counsel for the appellant and Addl: AG for respondents present. Written reply not submitted. Requested for adjournment. Last opportunity granted. To come up for written reply/comments on 26.10.2017 before S.B


(Ahmad Hassan)
Member

26.10.2017

Counsel for the appellant present. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Hameed-ur-Rehman, AD (litigation) for the respondents also present. Written reply on behalf of respondents not submitted despite last opportunity . Learned Additional AG requested for further adjournment. Last opportunity is extended subject to payment of cost of Rs. 1000/- which shall be borne by the respondents from their own pockets. Adjourned. To come up for written reply/comments and cost of Rs. 1000/- on 22.11.2017 before S.B.

22.11.2017


(Muhammad Amin Khan Kundi),
Counsel for the appellant present. Mr. Usman Ghani,
Member
District Attorney for the respondents also present. Representative of the department is not in attendance therefore, notice be issued to the respondents with direction to direct the representative to attend the court and submit written reply on the next date. Written reply on behalf of respondents not submitted despite extension of last opportunity at the cost of Rs. 1000/-. Learned District Attorney requested for further adjournment. Last opportunity is further extended subject to payment of further cost of Rs. 1000/- which shall be borne by the respondents from their own pockets. Adjourned. To come up for written reply/comments and cost of Rs. 2000/- on 19.12.2017 before S.B.


(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

19.12.2017

Clerk to counsel for the petitioner present.
No one present on behalf of the respondent
department. Fresh notices along with copies of
appeal be given to the respondents for
10.01.2018



(Muhammad Hamid Mughal)

MEMBER

10.01.2018

Counsel for the appellant present. Mr. Usman Ghani,
District Attorney alongwith Mr. Fazal Rahim, ADO for the
respondents also present. Written reply on behalf of
respondents not submitted despite repeated last
opportunities. Today representative of the department
requested for further adjournment for filing of written reply.
Last opportunity is further extended subject to payment of
cost of Rs. 2000/- which shall be borne by the respondents
from their own pockets. Adjourned. To come up for written
reply/comments and cost of Rs. 2000/- on 23.01.2018 before
S.B.



(Muhammad Amin Khan Kundi)

Member

23.01.2018

Clerk to counsel for the appellant present. Mr. Kabir Ullah
Khattak, Learned Additional Advocate General for the respondents
present. None present on behalf of the official respondents.
Written reply not submitted. Notice be issued to the respondents
for attendance. Adjourned. To come up for written reply/comments
on 20.02.2018 Before S.B



(Muhammad Hamid Mughal)

MEMBER

20.02.2018

Clerk of the counsel for appellant and Learned DDA present. None present on behalf of official respondent therefore, fresh notice be issued to the respondent department for attendance. Written reply not submitted despite last opportunities. Requested for further adjournment. Last opportunity further extended subject to payment of cost of Rs. 4000/ which shall be borne by respondent from their own pockets. To come up for written/comments and costs of Rs. 4000/- on 20.02.2018 before S.B.


(Gul Zeb Khan)
Member

22.03.2018

Appellant absent. Learned counsel for the appellant is also absent. However, junior counsel for the appellant and Mr. Kabirullah Khattak, Additional AG for the respondents present. Learned Additional AG stated that he has personally taken the matter with the DEO (F) Kohistan and requested that the respondents will submit written reply on the next date positively. Last opportunity is further extended. Adjourned. To come up for written reply/comments on 19.04.2018 before S.B.


Member

19.04.2018

Junior counsel for the appellant and Addl: AG alongwith Mr. Fazal Raheem, ADO for the respondents present. Written reply submitted. To come up for rejoinder and arguments on **05.07.2018** before D.B.


Member

05.07.2018


Junior counsel for the appellant and Mr. Ziaullah, Deputy District Attorney for the respondents present. Junior counsel for the appellant requested for adjournment on the ground that learned senior counsel for the appellant is not available today. Adjourned. To come up for rejoinder and arguments on 03.09.2018 before D.B.

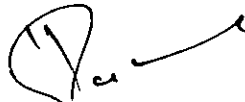

(Ahmad Hassan)
Member


(Muhammad Amin Kundi)
Member

03.09.2018

Appellant absent. Learned counsel for the appellant and Mr. Kabirullah Khattak, Additional AG alongwith Mr. Fazal Raheem, ADO for the respondents present. Learned counsel for the appellant requested for adjournment to furnish rejoinder. Adjourned. To come up for rejoinder and arguments on 24.10.2018 before D.B.


(M. Amin Khan Kundi)
Member


(M. Hamid Mughal)
Member

24.10.2018

Due to retirement of Hon'ble Chairman, the Tribunal is incomplete. Therefore, the case is adjourned. To come up for the same on 12.12.2018.



Reader

12.12.2018

Nemo for appellant. Mr. Muhammad Riaz Pinda Khel, Asstt. AG alongwith Fazal Rahim, ADO for the respondents present.

On the last date the matter was adjourned through a Reader note on account of the Tribunal being incomplete.

Adjourned to 28.01.2019 for hearing before the D.B. Fresh notices be issued to appellant/counsel.

Noted for 28/01/2019

Counsel. 01/01/19


Member


Chairman


28.1.2019

Counsel for the appellant and Mr. Ziaullah, DDA for the respondents present.

Learned counsel for the appellant requests for adjournment as he could not prepare the brief due to over occupation before the Honourable High Court today.

Adjourned to 08.04.2019 before the D.B.


Member


Chairman

08.04.2019

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 24.06.2019 before D.B.


Member


Member

24.06.2019

Learned counsel for the appellant and Mr. Kabir Ullah Khattak learned Additional Advocate General present. Learned counsel for the appellant seeks adjournment. Adjourn. To come up for arguments on 26.08.2019 before D.B.


Member


Member

26.08.2019 Clerk to counsel for the appellant present. Addl: AG for respondents present. Clerk to counsel for the appellant seeks adjournment due to general strike on the call of Peshawar Bar Association. Adjourn. To come up for arguments on 01.10.2019 before D.B.


Member


Member

01.10.2019 Junior to counsel for the appellant and Mr. Kabir Ullah Khattak learned Additional Advocate General present. Junior to counsel for the appellant seeks adjournment as senior counsel for the appellant is not in attendance. Adjourned by way of last chance. To come up for arguments on 27.11.2019 before D.B.


Member


Member

27.11.2019 Counsel for the appellant present. Addl; AG for respondents present. Learned counsel for the appellant seeks adjournment. Adjourn. To come up for arguments on 30.01.2020 before D.B.


Member


Member

30.01.2020

None for the appellant present. Asst: AG for respondents present. Due to General Strike of the bar on the call of Khyber Pakhtunkhwa Bar Council, the instant case is adjourned. To come up for further proceedings/arguments on 10.03.2020 before D.B. Appellant be put on notice for the date fixed.


Member


Member

10.03.2020

Junior to counsel for the appellant present. Mr. Usman Ghani learned District Attorney for the respondents present. Junior to counsel for the appellant requested for adjournment as senior counsel for the appellant is not available today. Adjourn. To come up for arguments 23.04.2020 before D.B.


Member


Member

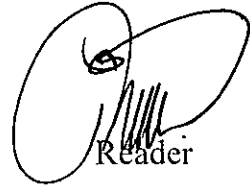
23.04.2020

Due to public holidays on account of Covid-19, the case is adjourned. To come up for the same on 04.08.2020 before D.B.


Reader

04.08.2020

Due to summer vacation case to come up for the same on 15.10.2020 before D.B.



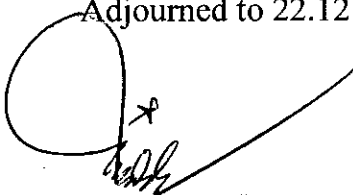
Reader

15.10.2020


Counsel for the appellant is present. Mr. Usman Ghani, District Attorney for respondents is present.

Learned counsel for the appellant seeks adjournment as he has not prepared the brief.

Adjourned to 22.12.2020 for arguments before D.B.



(Mian Muhammad)
Member (E)



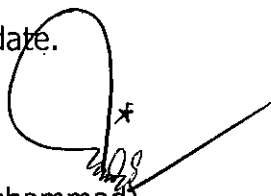
(Rozina Rehman)
Member(J)

22.12.2020

Counsel for the appellant and Addl. AG for the respondents present.

Learned counsel states that there are two other appeals submitted by Mst. Naz Begum and Khadija Bibi involved ^{ing} proposition similar to the one in hand, therefore it would be appropriate to hear all the three appeals together. Other two appeals ^{are} ~~were~~ posted for hearing on 03.03.2021.

Request of learned counsel seems to be reasonable, therefore, this appeal is also adjourned to above noted date.



(Mian Muhammad)
Member(E)




Chairman

03.03.2021

Junior to counsel for the appellant and Addl. AG on behalf of the respondents present.

Learned senior counsel for the appellant is reported to be busy before Darul Qaza Bench of Peshawar High Court today.

by Adjourned ^{next} is, therefore, sought. Adjourned to 08.06.2021 for hearing before the D.B. As the appeal in hand is old one, the adjournment is allowed as last chance.


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


Chairman

08.06.2021

Appellant present through counsel.

Kabir Ullah Khattak learned Additional Advocate General alongwith Sherzada ASDEO for respondents present.

File to come up alongwith connected appeal No.568/2016 filed by Naz Begum Vs. Government of Khyber Pakhtunkhwa, on 16.09.2021 before D.B.


(Rozina Rehman)
Member (J)


Chairman

16.09.2021

Appellant present through counsel.

Usman Ghani learned District Attorney for respondents present.

File to come up alongwith connected Service Appeal No.568/2016 titled Naz Begum Vs. Education Department, 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. 31-3-22

Reader

31.03.2022

Junior of learned counsel for the appellant present. Mr. Naseer-ud-Din Shah, Assistant Advocate General for the respondents present.

File to come up alongwith connected Service Appeal No. 568/2016 titled "Naz Begum Versus Education Department", on 25.04.2022 before the D.B.

(Rozina Rehman)
Member (J)

(Salah-ud-Din)
Member (J)

20.03.22

Appellant alongwith her counsel present. Mr. Mansoor Hussain Patti, learned Additional Advocate General for the respondents present.

Appellant's writ petition filed in compliance of directions mentioned in order sheet No. 568/2016, along with photocopies of educational certificates of 10th, 12th and M.Phil. which are placed on file. Learned counsel stated that she is relying on the same, therefore, statement of the appellant be taken on record in the writ petition. The writ petition of the appellant on 20.03.2022 before the D.B.

(Rozina Rehman)
Member (J)

(Salah-ud-Din)
Member (J)

25.04.2022

Appellant alongwith her counsel present. Mr. Muhammad Adeel Butt, learned Additional Advocate General for the respondents present.

Appellant submitted an affidavit in compliance of observations mentioned in order sheet dated 08.06.2021 alongwith photocopies of Educational certificates/degrees of SSC, HSSC, B.A and PTC, which are placed on file. Learned AAG requested that as he is feeling not well, therefore, statement of the appellant be recorded on the next date. Adjourned. To come up for evidence of appellant on 20.05.2022 before the D.B.



(Rozina Rehman)
Member (J)



(Salah-Ud-Din)
Member (J)

20.05.2022

Appellant present through counsel.

Mr. Muhammad Adeel Butt, Additional Advocate General for respondents present.

When the appeal in hand was earlier called on for hearing, learned counsel for the appellant was stated to be busy in the august Peshawar High Court, Peshawar. Learned counsel for appellant is now present, however, it is now closing time of the Court, therefore, evidence of the appellant could not be recorded. Adjourned. To come up for evidence of the appellant on 19.07.2022 before the D.B.



(Rozina Rehman)
Member (J)



(Salah-Ud-Din)
Member (J)


19.07.2022

Appellant present through counsel.

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

Appellant's evidence is not available, therefore, learned counsel for the appellant made a request for adjournment. He is directed to produce his entire evidence on 12.09.2022 before D.B.


(Fareeha Paul)
Member(E)


(Rozina Rehman)
Member (J)


12.09.2022

Appellant present through counsel.

Naseer Ud Din Shah, learned Assistant Advocate General for respondents present.

Former made a request for adjournment in order to make preparation of the case. Adjourned. To come up for evidence of the appellant on 11.11.2022 before D.B.


(Fareeha Paul)
Member(E)



(Rozina Rehman)
Member(J)

11.11.2022

Appellant present through counsel.

Naseer Ud Din Shah, learned Additional Advocate General for respondents present.

Evidence of appellant is not available, therefore, learned counsel made a request for adjournment. Last chance is given. To come up for appellant's evidence on 06.12.2022 before D.B.


(Fareeha Paul)
Member (E)


(Rozina Rehman)
Member (J)