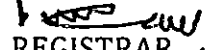
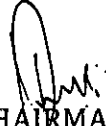
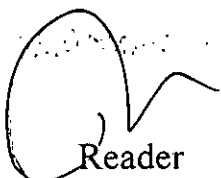


FORM OF ORDER SHEET

Court of _____

Case No.- 2402 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	02/02/2021	<p>The appeal of Mr. Shahzada Alamgir presented today by Mr. Taimur Ali Khan 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>
2-	09.04.2021	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>09/04/21</u></p> <p style="text-align: right;"> CHAIRMAN</p> <p>Due to demise of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 07.06.2021 for the same as before.</p> <p style="text-align: right;"> Reader</p>

07.06.2021

The Worthy Chairman is on leave, therefore, case to come up for preliminary hearing on 14.09.2021 before S.B.

14.09.2021

Counsel for the appellant present. Preliminary arguments heard. ^{Reader}

Learned counsel for the appellant argued that order dated 18.01.2017 (impugned order) of respondent No.3 whereby appointment order of the appellant as PHC Technician (MP) EPI/ (BS-12) dated 1908.2016, was withdrawn/cancelled retrospectively for fake/bogus diploma. However, the impugned order was communicated to the appellant on 22.09.2020 during pendency of his writ petition No. 5262-P/2019 filed in Peshawar High Court for release of salary as is evident from Peshawar High Court order dated 22.09.2020. He therefore, submitted departmental appeal on 10.10.2020 which was not responded within the *stipulated statutory* period, hence, the instant service appeal filed on 02.02.2021. Learned counsel for the appellant further contended that the appellant had been appointed after due process of selection by the Departmental Selection Committee and ACR's on his performance also written during his four years service. He has been condemned unheard and no opportunity of show cause notice given to the appellant by the respondent-department. The ends of justice have not been met and his services have been dispensed with in an arbitrary manner. He requested that the appeal may be allowed and the appellant re-instated in service with all back benefits.

Points raised need consideration. The appeal is admitted to regular hearing, subject to all just and legal objections including limitation. 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 in office within 10 days after receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time or extension of time is not sought, the office shall submit the file with a report of non-compliance. File to come up for arguments on 24.12.2021 before the D.B.


(Mian Muhammad)
Member(E)

24.12.2021

Due to winter vacations, case is adjourned to
02.03.2022 for the same as before.


Reader

2-3-22

Due to Retirement of the Hon.ble. Chairman
The case is adjourned to come up for the
same as before on 15-3-22


Reader

15-3-22

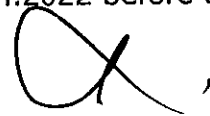
Due to Retirement of the Hon.ble
Chairman the case is adjourned to
come up for the same as before on 1-4-22


Reader

1st April, 2022

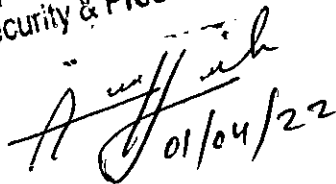
Mr. Taimur Ali Khan, Advocate for appellant present.
Mr. Kabirullah Khattak, Addl. AG for the respondents
present.

Learned counsel for the appellant submitted an
application for extension of time to deposit security and
process fee. Application is allowed. Appellant is directed
to deposit security and process fee today. Thereafter,
notices be issued to the respondents for submission of
written reply/comments on 22.04.2022 before the S.B.



(KALIM ARSHAD KHAN)
Chairman

Rs-700/-
Appellant Deposited
Security & Process Fee


01/04/22

22th April, 2022

Counsel for the appellant present. Mr. Kabirullah Khattak, Addl. AG alongwith Anwarullah, Assistant for the respondents present.

Representative of the respondents has submitted written reply/comments which are placed on file. To come up for arguments on 14.07.2022 before the D.B. The appellant may submit rejoinder in the meantime, if so advised.


Chairman

14.07.2022

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

Learned counsel for the appellant requested for adjournment on the ground that he has not made preparation for arguments. Adjourned. To come up for arguments on 14.09.2022 before the D.B.


(Rozina Rehman)
Member (J)


(Salah-ud-Din)
Member (J)

14.09.2022

Appellant present through counsel.

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

Former made a request for adjournment in order to prepare the brief. Adjourned. To come up for arguments on 04.11.2022 before D.B.

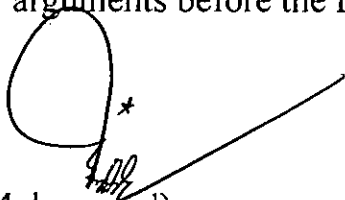

(Fareeha Paul)
Member(E)



(Rozina Rehman)
Member(J)

04.11.2022

Clerk of learned counsel for the appellant present. Mr. Muhammad Jan, District Attorney for the respondents present.

Clerk of learned counsel for the appellant requested for adjournment on the ground that learned counsel for the appellant is not available today due to strike of lawyers. Adjourned. To come up for arguments before the D.B on 28.12.2022.


(Mian Muhammad)
Member (E)


(Salah-ud-Din)
Member (J)