



Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 2069 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	16/07/2021	<p>The appeal of Mr. Hashmat Khan resubmitted today by Mr. Wajid Hussain 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>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>01/09/21</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>

Hashmat Khan 7069/2021

01.09.2021

Mr. Arbab Saif Ul Kamal, Advocate for the appellant present and submitted wakalatnama. Preliminary arguments heard.

Learned counsel for the appellant argued that the appellant was nominated in a criminal case under FIR No. 47 dated 01.12.2019. He was dismissed from service from the date of absence vide impugned order of respondent No.3 dated 28.12.2020. He preferred departmental appeal on 14.01.2021 which was rejected by the appellate authority vide order dated 21.06.2021. He contended that the departmental proceedings have been conducted on the back of the appellant as he was behind the Bar. No opportunity of fair trial being cardinal principle of natural justice, was afforded to him. More so that the appellate authority passed the order dated 21.06.2021 despite the fact that the appellant was acquitted from the criminal charges against him by the Additional Sessions Judge-II Orakzai on 10.02.2021. He therefore, requested that ends of justice have not been met and the appellant treated discriminatory, the appeal, as prayed for, may therefore be allowed.

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 21.12.2021 before the D.B.

Appellant Deposited
Security & Process Fee

(Mian Muhammad)
Member(E)

21.12.2021

Appellant in person and Mr. Muhammad Adeel Butt,
for the respondents present.

Former requests for adjournment as his learned
counsel is not in attendance. Request is accorded. To
come up for arguments on 04.04.2022 before the D.B.



(Atiqur Rehman Wazir)
Member(E)



Chairman

04.04.2022

Counsel for the appellant and Mr. Kabirullah
Khattak, Addl. AG for the respondents present.

Learned counsel for the appellant seeks
adjournment in order to properly assist the court.
Adjourned. To come up for arguments on 09.06.2022
before the D.B.



(Mian Muhammad)
Member(E)



Chairman

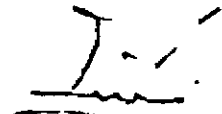
09.06.2022

Appellant in person present. Mr. Muhammad Adeel Butt,
Additional Advocate General for the respondents present.

Appellant requested for adjournment on the ground that
his counsel is not available today due to strike of lawyers.
Adjourned. To come up for arguments on 30.08.2022 before the
D.B.



(Fareeha Paul)
Member (E)



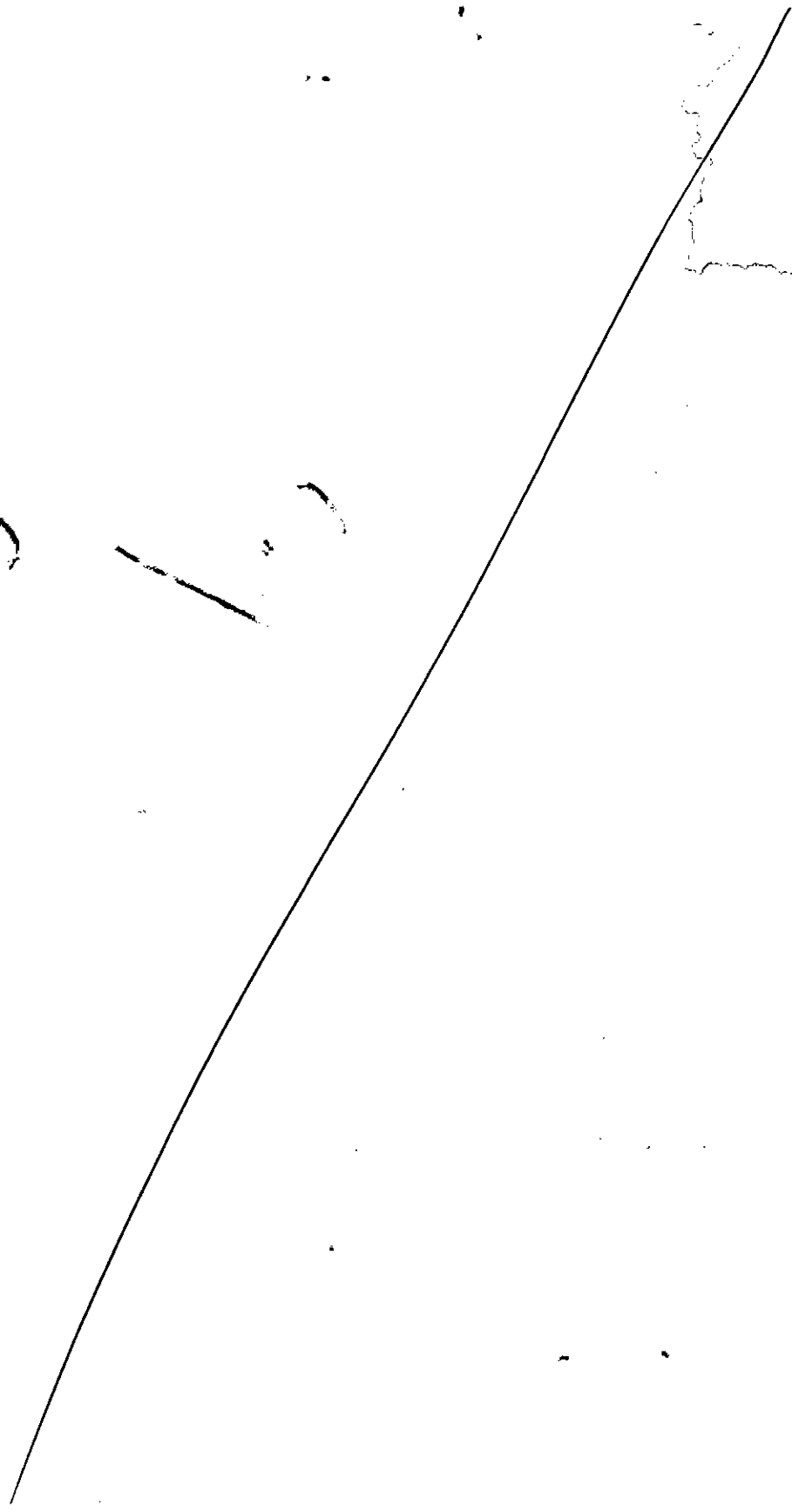
(Salah-ud-Din)
Member (J)

30.08.2022

Bench is incomplete, therefore, case is adjourned to
.04.11.2022 for the same as before.


Reader



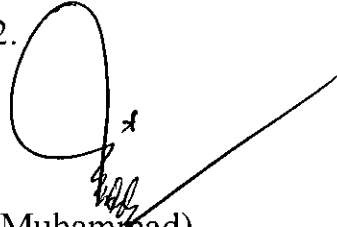


04.11.2022

Appellant in person present. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General for the respondents present.

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

28.11.2022.



(Mian Muhammad)
Member (E)



(Salah-ud-Din)
Member (J)