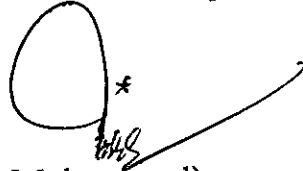


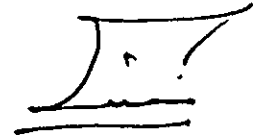
22.11.2022

Learned counsel for the appellant present. Mr. Shoukat, Superintendent alongwith Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

Arguments could not be heard due to paucity of time. Adjourned. To come up for arguments on 10.01.2023 before the D.B.



(Mian Muhammad)  
Member (E)



(Salah-Ud-Din)  
Member (J)

11/4/2022

Counsel for the appellant present. Mr. Naseeb Khan, SO alongwith Mr. Kabirullah Khattak, AAG for the respondents present. Written reply not submitted. Request for adjournment. Request accepted. Last opportunity is granted for submission of written reply. To come up for written reply on 2/6/2022 before S.B.

  
CHAIRMAN

2<sup>nd</sup> June, 2022

Clerk of counsel for appellant present. Mr. Kabeerullah Khattak, Addl. AG alongwith Naseeb Khan Section Officer (Finance) for respondents present.

Respondents have submitted reply/comments which is placed on file. To come up for arguments on 9.08.2022 before D.B.

  
Chairman

9-8-2022

Due to the Public holiday the case is adjourned to 22-11-2022

  
Reader

03.12.2021

Counsel for the appellant present. Preliminary arguments have been heard.

Learned counsel for the appellant while arguing the case, highlighted that the appellant was serving as District Accounts officer (BS-18) and being senior most on the seniority list, he was posted as District Comptroller Accounts (BS-19) in own pay scale (OPS). The appellant was at serial No.3 of the DAO seniority list as it stood on 31.12.2019 and there were three (03) vacant posts of DCA on 31.12.2020. However, no meeting of the PSB was held despite the fact that he submitted an application on 21.07.2020 intimating therein that he was going to retire from service on attaining the age of superannuation on 01.02.2021. It was further contended that after retirement of the appellant, PSB meeting was held and his junior on seniority list (Mr. Rab Nawaz) promoted to BS-19 just one day before his retirement, on notional basis w.e.f 28.04.2021 vide Notification dated 21.05.2021, Whereas the appellant was ignored and deprived of his due rights. He preferred departmental appeal on 08.06.2021 which was not responded to within the statutory period and then approached the Service Tribunal in service appeal on 30.09.2021. The impugned Notification dated 21.05.2021 has been challenged and assailed in the Service appeal.

The appeal is admitted to regular hearing subject to all just legal objections including limitation. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to respondents for submission of reply/comments. To come up for reply/comments on 08.02.2022 before S.B.

Appellant Deposited  
Security & Process Fee

(Mian Muhammad)  
Member(E)

8-2-2022

Due to the retirement of the Honorable Chairman the case is adjourned to come up for the same as before on 11-4-2022


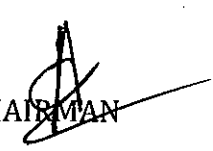
Reader

Form- A

FORM OF ORDER SHEET

Court of \_\_\_\_\_

Case No.- 7501 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	30/09/2021	<p>The appeal of Mr. Farhad Khan presented today by Mr. Masood 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-		<p>This case is entrusted to S. Bench at Peshawar for preliminary hearing to be put up there on <u>03/12/21</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>