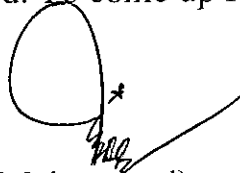


23.11.2022

Learned counsel for the appellant present. Mr. Muhammad Jan,
District Attorney 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 12.01.2023 before the D.B.



(Mian Muhammad)
Member (E)



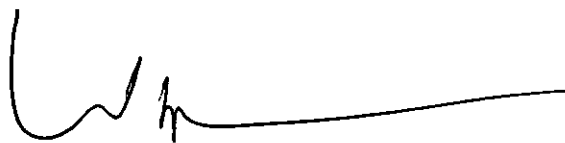
(Salah-Ud-Din)
Member (J)

23.11.2021

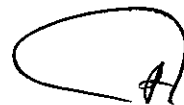
Mr. Khanzad Gul, Advocate, junior of learned counsel for the appellant present.

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

Former submitted an application for adjournment as senior counsel for the appellant has proceeded to his home town due to emergency. Adjourned. To come up for arguments on 14.03.2022 before D.B



(Atiq Ur Rehman Wazir)
Member (E)



(Rozina Rehman)
Member (J)

14.03.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 10.06.2022 for the same as before.


Reader.

10.06.2022 Bench is incomplete, therefore, case is adjourned to 30.08.2022 for the same as before.


Reader.

30.08.2022

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

Learned Member (Judicial) Mrs. Rozina Rehman is on leave, therefore, arguments could not be heard. Adjourned. To come up for arguments on 23.11.2022 before the D.B.

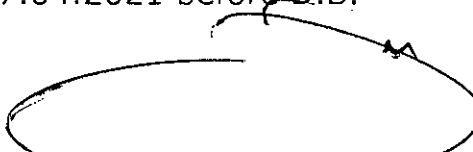


(Salah-Ud-Din)
Member(J)

07.01.2021

Junior to the senior counsel is present for appellant. Mr. Kabirullah Khattak, Additional Advocate General and Mr. Sajid, ADEO (Litigation), for the respondents are also present.

Representative of the department submitted written reply on behalf of respondents which is placed on record. File to come up for rejoinder and arguments on 07.04.2021 before D.B.


(MUHAMMAD JAMAL KHAN)
MEMBER (JUDICIAL)

7.4.21 Due to demise of learned

Chairman, case is adjourned

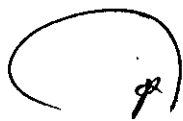
to 7.7.21

07.07.2021

Appellant present through counsel  Reader.

Muhammad Adeel Butt learned Additional A.G for respondents present.

Former made a request for adjournment. Request is accorded. To come up on 23.11.2021 for arguments before D.B.



(Rozina Rehman)
Member(J)



Chairman

04.08.2020

Junior counsel for the appellant is present and submitted an application for allowing the appellant to submit security and process fee.

Application is accepted. The appellant is allowed to deposit the security and process fee within three working days from today. After the requisite deposit notices be issued to the respondents for submission of reply/comments on 28.09.2020 before S.B.


(MIAN MUHAMMAD)
MEMBER (E)

28.09.2020

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

Learned AAG seeks time to furnish reply/comments. Learned AAG is required to contact the respondents and facilitate the submission of reply/comments on 18.11.2020 before S.B.


Chairman

18.11.2020

Junior to counsel for the appellant and Addl; AG for respondents present.

Learned AAG seeks further time to furnish reply/comments. Learned AAG is required to contact the respondents and facilitate the submission of reply/comments on 07.01.2021 before S.B.


Chairman

18.06.2020

Counsel for the appellant present. Preliminary arguments heard and case file perused. The appellant was appointed as Naib Qasid against the quota reserved for disable person vide office order dated 24.03.2010. That astonishingly the appointment order of the appellant was held in abeyance by the authority on the directions of the local MPA but later on after proper medical checkup the appellant was again adjusted but on the wrong post of Chowkidar. That feeling aggrieved the appellant filed departmental appeal against the order dated 24.08.2010 followed by service appeal No. 511/2011 in this Tribunal which was decided on 04.02.2016 in favor of the appellant with the direction to the respondents to adjust the appellant on his original post of Naib Qasid. The respondents issued fresh appointment order and that against a wrong post of Chowkidar vide order dated 17.05.2016. Appellant again filed departmental appeal against the order dated 17.05.2016 and then knocked the door of this august Service Tribunal in appeal No. 1062/2016 and during pendency of that service appeal, the respondents issued another order dated 22.06.2019 wherein the appellant was adjusted against the post of Naib Qasid but with immediate effect instead of retrospective effect. Appellant withdrew the said appeal and filed another departmental appeal against the impugned order dated 22.06.2019 which was not responded within the stipulated period of ninety days, hence the instant service appeal on 10.01.2020. Learned counsel for the appellant further contended that the appellant has not been treated according to law and rules and has been deprived of his due right.

Points urged need consideration. Service appeal is admitted subject to all legal objections. Appellant is directed to deposit security and process fee within 10 days, thereafter, notices be issued to the respondents for written reply/comments for 04.08.2020 before S.B.





(MAIN MUHAMMAD)
MEMBER

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 941 /2020

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	14/02/2020	<p>The appeal of Mr. Khan Muhammad resubmitted 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>decrease</p> <p style="text-align: right;">  REGISTRAR - 14/2/2020 </p> <p>2-</p> <p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>27/03/2020</u>.</p> <p style="text-align: right;">  CHAIRMAN </p> <p>27.03.2020</p> <p>Due to public holidays on account of Covid-19, the case is adjourned. To come up for the same on 18.06.2020 before S.B.</p> <p style="text-align: right;">  Reader </p>