



Form- A

FORM OF ORDER SHEET

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

Case No. - 16159 /2020

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	18/12/2020	<p>The appeal of Mr. Gul Rait Khan 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>
2-		<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>12/02/21</u></p> <p style="text-align: right;"> CHAIRMAN</p>
3	02/2021	<p>Junior to counsel for appeal at present.</p> <p>Due to general strike of the bar, case is adjourned. For the next hearing, please refer to the court website.</p> <p style="text-align: center;"><del>_____</del></p>

12.02.2021

Junior to counsel for appellant present.

Due to general strike of the bar, case is adjourned.

To come up for preliminary hearing on 01.06.2021 before S.B.



(Rozina Rehman)  
Member (J)

Stipulated period passed reply not submitted.

22.09.2021

Learned Addl, A.G be reminded about the omission and for submission of reply/comments within extended time of 10 days.

Chairman

08.11.2021

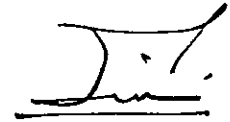
Appellant in person present. Mr. Naheed Gul, Assistant alongwith Mr. Riaz Khan Paindakheil, Assistant Advocate General for the respondents present.

Representative of respondents submitted Parawise comments which are placed on file and copy of the same is handed over to the appellant.

Appellant sought 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 17.12.2022.



(ATIQU-UR-REHMAN WAZIR)  
MEMBER (EXECUTIVE)



(SALAH-UD-DIN)  
MEMBER (JUDICIAL)

17.12.2021

Mr. Noor Muhammad Khattak, Advocate, for the appellant present. Mr. Asif Masood Ali Shah, Deputy 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 13.01.2022 before the D.B.



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



(Salah-ud-Din)  
Member (J)

13.01.2022

Counsel for the appellant present. Mr. Kabirullah Khattak, Addl: AG alongwith Mr. Naheed Gul, Assistant for respondents for respondents present.

Due to non-availability of Mian Muhammad, Hon'able Member (Executive), the case could not be heard. Adjourned. To come up for arguments on 17.02.2022 before D.B.

  
(ROZINA REHMAN)  
MEMBER (J)

17-2-22

*Due to Retirement of the Hon'ble Chairmans  
The case is adjourned to come up for the  
same as before on 10-5-22*

*Kalim Arshad Khan  
Chairman*

10<sup>th</sup> May, 2022

Mr. Noor Muhammad Khattak, Advocate for appellant present. Mr. Muhammad Riaz Khan Painsdakhel, Asstt. AG alongwith Muhammad Riaz, Superintendent for the respondents present.

Arguments heard. To come up for order on 30.05.2022 before this D.B.

  
(Fareeha Paul)  
Member(E)

  
(Kalim Arshad Khan)  
Chairman

28.04.2021

Due to demise of the Worthy Chairman, the Tribunal is non-functional, therefore, case is adjourned to ~~12.08~~ 2021 for the same as before.



Reader

16159/2020

12.08.2021

Counsel for the appellant present. Preliminary arguments heard.


Through this appeal and 38 connected appeals enlisted in chorological list placed on this file, the appellants have brought their grievance before this Tribunal that they are serving in the Provincial Secretariat of the Government of Khyber Pakhtunkhwa with incumbencies as Private Secretaries in BPS-17 to BPS-19. The Government of Khyber Pakhtunkhwa granted Executive Allowance to the Executive Officers working in the Secretariat by Notification dated 02.02.2018 but the appellants, despite working as court staff to the officers held entitled to the said allowance, were discriminated by not allowing them Executive Allowance. As the question of discrimination is involved, let the respondents be put on notice for decision of this appeal on merit after full hearing and all clubbed appeals involving the same subject matter and relief shall stand disposed of on the basis of single judgment in this appeal. This appeal alongwith all connected appeals are admitted for full hearing, subject to all just and legal objections to be determined during full hearing. The appellant in the appeal at hand and appellants in clubbed appeals are directed to deposit security and process fees 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 through written application with sufficient cause, the office shall submit the file with a report of non-compliance. File to come up for arguments on 08.11.2021 before the D.B.


  
Chairman

10.10.2022

Counsel for the appellant present. Mr. Kabir Ullah Khattak, Additional Advocate General alongwith Riaz Superintend for respondents present.


This case was heard by us on 10.05.2022 and judgment was reserved for 30.05.2022, but because of non availability of the bench on 30.05.2022, the order could not be recorded and announced. The matter was fixed for today but learned counsel for the appellant submitted an application that in view of the judgment of the august Supreme Court of Pakistan reported as 1996 SCMR 669, the matter was to be reheard and a request was made by learned counsel of the appellant for its rehearing by fixing on 14.10.2022 before D.B. Adjourned accordingly to 14.10.2022.

  
(Fareeha Paul)  
Member (E)

  
(Kalim Arshad Khan)  
Chairman

14<sup>th</sup> Oct., 2022

Because of strike of the Bar, this matter is adjourned to 25.11.2022. Office is directed to notify the next date on the notice board as well as the website of the Tribunal.

  
(Fareeha Paul)  
Member (E)


  
(Kalim Arshad Khan)  
Chairman




25.11.2022

Counsel for the appellant present. Mr. Kabirullah Khattak, Addl. Advocate General for the respondents present.

Learned counsel for the appellant sought adjournment in order to further prepare the brief. Adjourned. To come up for arguments on 31.01.2023 before the D.B.

  
(Fareeha Paul)  
Member (E)

  
(Rozina Rehman)  
Member (J)