




Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 9268 /2020

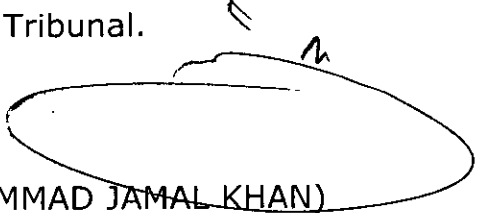
S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	11/08/2020	<p>The appeal of Mr. Shah Faisal Khan resubmitted today by Roeeda Khan Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR'</p>
2-	30.09.2020	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>30/09/2020</u></p> <p style="text-align: right;"> CHAIRMAN</p> <p>Counsel for the appellant present.</p> <p>Learned counsel states that in the instant case punishment to the appellant has been awarded with retrospective effect. Propriety demands that hearing in instant matter may be adjourned to a date after the decision of Larger Bench regarding similar issue.</p> <p>Adjourned to 02.12.2020 before S.B.</p> <p style="text-align: right;"> Chairman</p>

02.12.2020

Counsel for appellant is present.

Learned counsel requests for adjournment to a date after the decision of proposition regarding retrospective punishment by a Larger Bench of this Tribunal.

Adjourned to 17.02.2021 before S.B.


(MUHAMMAD JAMAL KHAN)
MEMBER (JUDICIAL)

17.02.2021

The learned Member Judicial Mr. Muhammad Jamal Khan is under transfer, therefore, the case is adjourned. To come up for the same before S.B on 29.06.2021.


Reader

Shah Faisal 9268/2020

29.06.2021 Counsel for the appellant present. Preliminary arguments heard.

The appellant has impugned order dated 16.05.2019, whereby he was dismissed from service. He has also annexed with the appeal copy of order No. 10532-33/E-IV, dated 22.10.2019 signed by AIG/Establishment for the respondent No. 2. Accordingly, the appellant is shown to have been transferred from District Police Hangu to CCP, Peshawar with immediate effect. If the appellant was dismissed from service vide order O.B No. 203, dated 16.05.2019 prior to the transfer order mentioned before, then how have it come that the person already dismissed from service was transferred later on by the respondent No. 2. Obviously, this is an anomaly requiring its clearance on part of respondents. So, the admission of this appeal for regular hearing has become expedient. Subject to all just and legal objections, including limitation, instant appeal is admitted for regular hearing. 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 of the receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time, the office shall submit the file with a report of non-compliance. File to come up for arguments on 11.11.2021 before the D.B.

Appellant Deposited
Security & Process Fee

5/7/21


Chairman

Stipulated period passed reply not submitted.


16.08.2021

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

Chairman

11.11.2021

Ms. Roeda Khan, Advocate, for the appellant present. Mr. Mazhar, Constable alongwith Mr. Javed Ali, Assistant Advocate General for the respondents present and sought time for submission of reply/comments. Adjourned. To come up for submission of reply/comments as well as arguments on 03.02.2022 before the D.B.


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


(Salah-Ud-Din)
Member (J)

03.02.2022

The Tribunal is non-functional, therefore, the case is adjourned to 13.05.2022 before D.B for the same.


Reader

13-5-22

Prapor DB not available the case is adjourned on 26-7-22

Reader

26th July 2022 Learned counsel for the appellant present. Mr. Riaz Ahmad Paindakhel, Assistant Advocate General for the respondents present.

Para-wise comments on behalf of respondents submitted, copy of which handed over to learned counsel for the appellant, who sought adjournment on the ground that she has not gone through the para-wise comments submitted by respondents today. Adjourned. To come up for arguments on 19.09.2022 before the D.B.



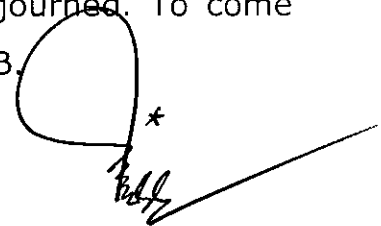
(Salah-Ud-Din)
Member (J)



(Kalim Arshad Khan)
Chairman

19.09.2022 Learned counsel for the appellant present. Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

Learned Member (Judicial) Mr. Salah-ud-Din is on leave, therefore, arguments could not be heard. Adjourned. To come up for arguments on 29.11.2022 before the D.B.



(Mian Muhammad)
Member (Executive)

29th Nov, 2022

Junior to counsel for the appellant present. Mr. Muhammad Adeel Butt: Addl: AG for respondents present.

Junior to counsel for the appellant seeks adjournment on the ground that learned senior counsel is not available today. Last chance is given to the appellant to argue the case on the next date positively failing which the case will be decided on the available record without the arguments. To come up for arguments on 15.02.2023 before D.B.



(Fareeha Paul)
Member(Executive)



(Kalim Arshad Khan)
Chairman