
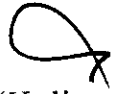


31st October, 2022

Learned counsel for the appellant present. Mr. Muhammad Riaz Khan Painsdakhel, Assistant Advocate General for the respondents present.

Learned counsel for the appellant seeks further time in order to properly assist the court on the next date. Adjourned. To come up for arguments on 29.11.2022 before the D.B.

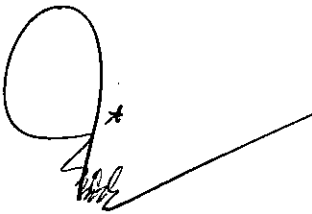

(Fareeha Paul)
Member (E)



(Kalim Arshad Khan)
Chairman

29.11.2022

Junior of learned counsel for the appellant present. Mr. Naseer-ud-Din Shah, Assistant Advocate General for the respondents present.

Junior of learned counsel for the appellant requested for adjournment on the ground that learned counsel for the appellant is busy before Honb'le Peshawar High Court, Peshawar. Adjourned. Last opportunity granted. To come up for arguments on 11.01.2023 before D.B.


(Mian Muhammad)
Member (E)


(Salah-ud-Din)
Member (J)

6th June, 2022

Proper D.B is not available. Therefore, case is adjourned to 23.08.2022 for the same as before.


Reader

23.08.2022

Syed Noman Ali Bukhari, Advocate, for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents present.

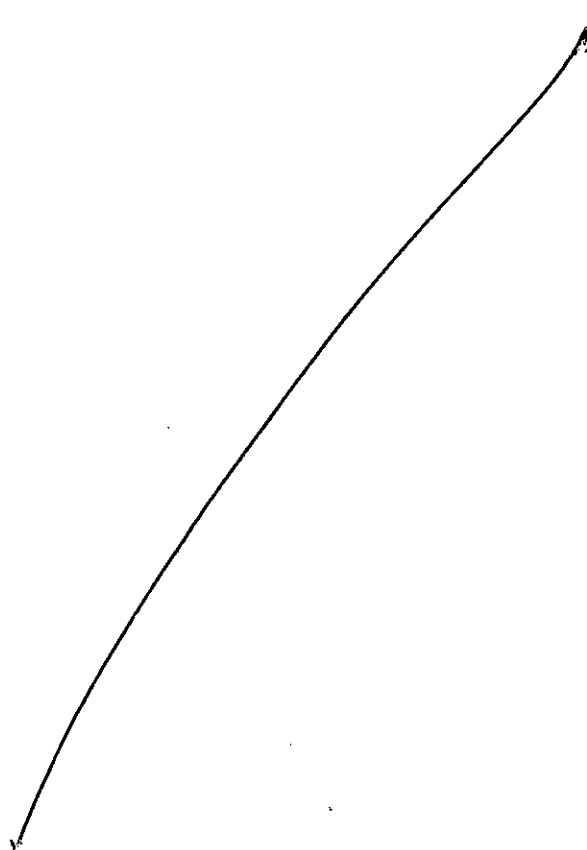
Learned counsel for the appellant sought adjournment on the ground that he has not made preparation of arguments. Adjourned. To come up for arguments on 31.10.2022 before the D.B.



(Rozina Rehman)
Member (Judicial)



(Salah-Ud-Din)
Member (Judicial)



28.07.2021

None for the appellant and Mr. Javed Ullah, Assistant Advocate General alongwith Mr. Khayal Roz, Inspector(Legal) for respondents present.

Due to general strike of the Peshawar Bar Association, the case is adjourned to 17.12.2021 for the same before D.B.



(Rozina Rehman)
Member (Judicial)



Chairman

17.12.21

DB is on Tour case to come up for the same on Dated. 30.3.22

^{B.}
Reader

30.03.2022

Learned counsel for the appellant present. Mr. Atta-ur-Rehman, Inspector (Legal) alongwith Mr. Riaz Ahmed Paindakhel, Assistant Advocate General for the respondents present.

Learned counsel for the appellant requested for adjournment on the ground that she has not made preparation of arguments. Adjourned. To come up for arguments on 06.06.2022 before the D.B.



(Rozina Rehman)
Member (J)




(Salah-ud-Din)
Member (J)

03.12.2020 Bench is incomplete. Therefore, case is adjourned to 04.03.2021 for the same as before.


Reader

04.03.2021 Junior to counsel for the appellant and Addl. AG alongwith Khial Roz Inspector (Legal) for the respondents present.

Due to general strike on the call of Khyber Pakhtunkhwa Bar Council, the matter is adjourned to 09.06.2021 for hearing before the D.B.



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


Chairman

09.06.2021 Appellant present through counsel.

Muhammad Rasheed learned Deputy District Attorney for respondents present.

Former made a request for adjournment. Adjourned by way of last chance. To come up for arguments on 28.07.2021 before D.B.

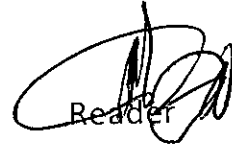

(Rozina Rehman)
Member (J)


Chairman

18-5.2020

10/8/2020 for the same as before.

Due to COVID19, the case is adjourned to


Reader

10.08.2020

Due to summer vacations case to come up for the same on
12.10.2020 before D.B.


Reader

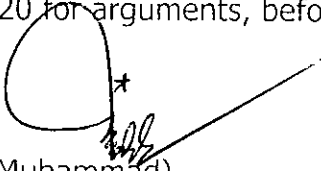
12.10.2020


Nemo for appellant.

Mr. Kabir Ullah Khattak learned Additional Advocate General
alongwith Atta ur Rehman Inspector for respondents present.

Preceding two dates were adjourned on a Reader's note,
therefore, notice be issued to appellant and his counsel for
03.12.2020 for arguments, before D.B.

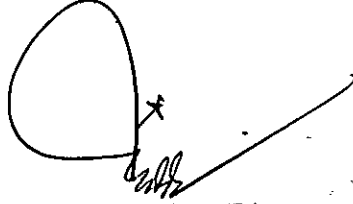
Note
43m
3-12-2020


(Mian Muhammad)
Member (E)


(Rozina Rehman)
Member (J)

17.03.2020

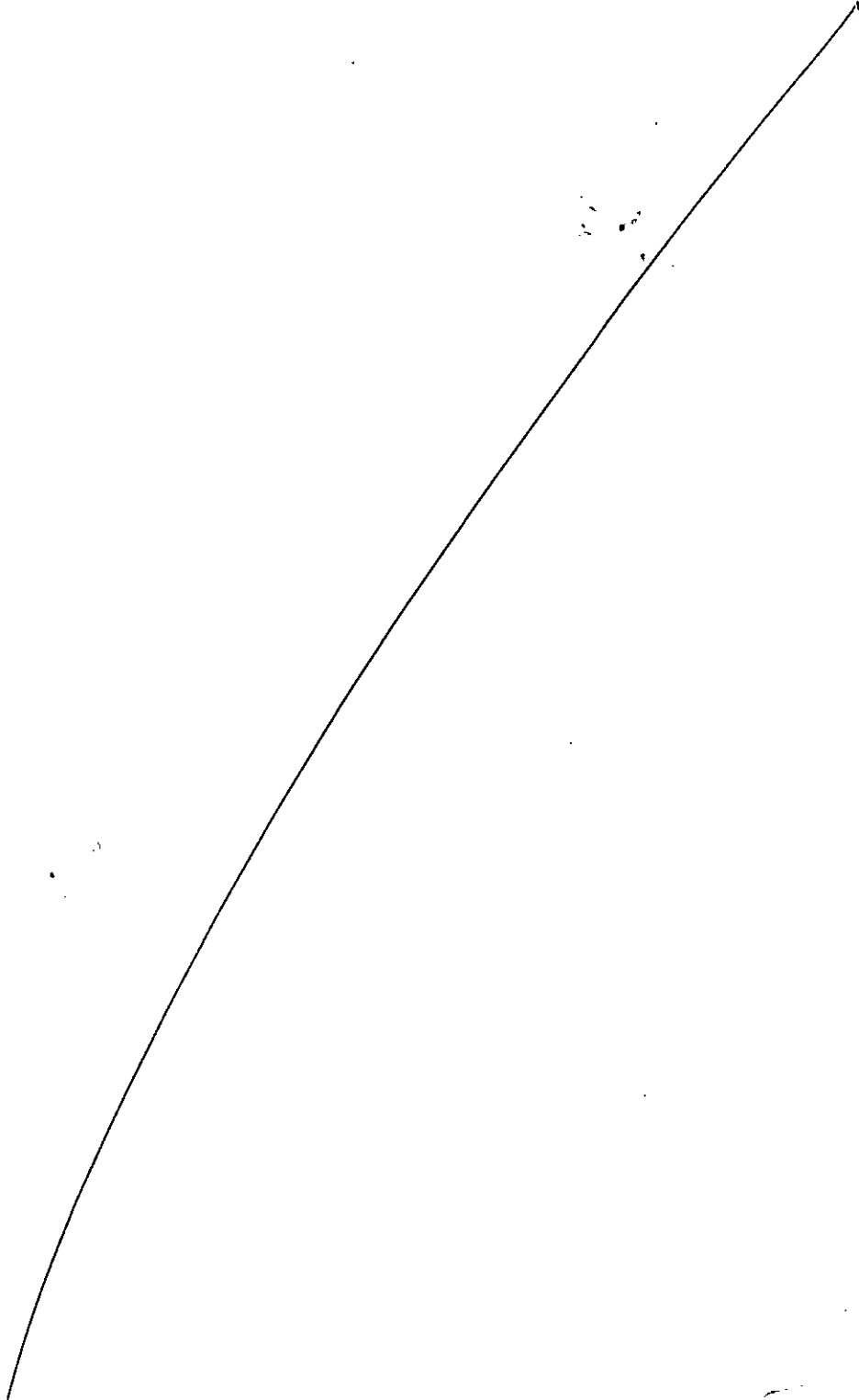
Clerk to counsel for the appellant present. Addl: AG
alongwith Mr. Atta Ur Rehman, Inspector for respondents
present. Due to general strike on the call of Peshawar Bar
Council, the instant case is adjourned. To come up for
arguments on 18.05.2020 before D.B.



(MAIN MUHAMMAD)
MEMBER



(M. AMIN KHAN KUNDI)
MEMBER



Service Appeal No. 33/2018

01.11.2019 Counsel for the appellant and Mr. Ziaullah, Deputy District Attorney alongwith Mr. Atta-ur-Rehman, Inspector (Legal) for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned to 06.12.2019 for arguments before D.B.


(Hussain Shah)
Member


(M. Amin Khan Kundi)
Member

06.12.2019 Due to general strike of Khyber Pakhtunkhwa Bar Council learned counsel for the appellant is not available today. Mr. Ziaullah, Deputy District Attorney alongwith Mr. Atta-ur-Rehman, Inspector (Legal) for the respondents present. Adjourned to 04.02.2020 for arguments before D.B.


(Hussain Shah)
Member


(M. Amin Khan Kundi)
Member

04.02.2020 Due to general strike of Khyber Pakhtunkhwa Bar Council, learned counsel for the appellant is not available today. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Atta-ur-Rehman, Inspector (Legal) for the respondents present. Adjourned to 17.03.2020 for arguments before D.B.


(Ahmad Hassan)
Member


(M. Amin Khan Kundi)
Member

12.07.2019

Counsel for the appellant and Addl: AG alongwith Mr. Atta ur Rehman, Inspector for respondents present. Counsel for the appellant seeks adjournment. Adjourned. Case to come up for arguments on 04.09.2019 before D.B.



Member


Member

04.09.2019

Learned counsel for the appellant present. Mr. Riaz Khan Paindakhel learned Assistant Advocate General alongwith Mr. Atta Ur Rehman Inspector (legal) for the respondents present. Learned counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 01.10.2019 before D.B.


(Hussain Shah)
Member


(M. Amin Khan Kundi)
Member

01.10.2019

Appellant in person and Mr. Kabirullah Khattak, Additional AG alongwith Mr. Atta-ur-Rehman, Inspector (Legal) for the respondents present. Appellant submitted an application for adjournment on the ground that his counsel is busy before the Worthy Peshawar High Court. Adjourned to 01.11.2019 for arguments before D.B.


(AHMAD HASSAN)
MEMBER


(M. AMIN KHAN KUNDI)
MEMBER

06.03.2019

Counsel for the appellant and Mr. Muhammad Jan, Deputy District Attorney alongwith Mr. Atta-ur-Rehman, S.I (Legal) for the respondents present. Learned counsel for the appellant seeks adjournment. Adjourn. To come up for arguments on 18.04.2019 before D.B.



(M. HAMID MUGHAL)
MEMBER



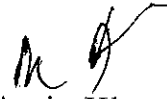
(M. AMIN KHAN KUNDI)
MEMBER

18.04.2019

Appellant in person present. Mr. Zia Ullah, learned Deputy District Attorney alongwith Mr. Atta Ur Rehman Inspector for the respondents present. Due to general strike of the bar council learned counsel for the appellant is not in attendance. Adjourned. To come up for arguments on 14.06.2019 before D.B.



(Hussain Shah)
Member



(M. Amin Khan Kundi)
Member

14.06.2019

Due to general strike by the Pakistan Bar Council, the case is adjourned. To come up for arguments on 12.07.2019 before D.B.



Member

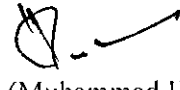


Member

07.08.2018


Learned counsel for the appellant and Mr. Muhammad Jan learned Deputy District Attorney present. Learned counsel for the appellant requested for adjournment. Adjourned. To come up for arguments on 02.10.2018 before D.B

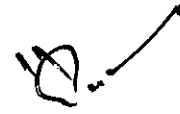

(Muhammad Amin Kundi)
Member


(Muhammad Hamid Mughal)
Member

02.10.2018

Appellant with counsel and Mr. Kabirullah Khattak learned Additional Advocate General alongwith 'Mr. Atta Ur Rehman S.I legal present. Learned counsel for appellant seeks adjournment. Adjourn. To come up for arguments on 15.11.2018 before D.B


(Hussain Shah)
Member


(Muhammad Hamid Mughal)
Member

15.11.2018

Due to retirement of Hon'ble Chairman, the Tribunal is defunct. Therefore, the case is adjourned. To come up on 03.01.2019.


READER

03.01.2019

Appellant in person present. Mr. Muhammad Riaz Paindakhel, Asst: AG alongwith Mr. Atta Ur Rehman, SI (Legal) for respondents present. Appellant seeks adjournment. Granted. Case to come up for arguments on 06.03.2019 before D.B.


Member

Member

06.02.2018

Counsel for the appellant and Addl: AG for respondents present. Preliminary arguments heard and case file perused. Addl: AG while arguing the case highlighted Section-4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 where there is no provision for 2nd departmental appeal and also relied on 2013 SW/CMR 911 and 2005 SCMR 1206. As the departmental appeal and service appeal time barred so he requested that the same may be dismissed..

Appellant Deposited
Security & Process Fee

Points urged need consideration. Admit, subject to limitation. Appellant is directed to deposit of security and process fee within 10 days, thereafter, notices be issued to the respondents for written reply/comments for 26.03.2018 before S.B.


(AHMAD HASSAN)
MEMBER

26.03.2018

Appellant absent. Counsel present on behalf of appellant. Mr. Kabir Ullah Khattak, Addl: AG alongwith Mr. Atta-ur-Rahman, ASI for the respondent present. Written reply submitted. To come up for rejoinder and arguments on 04.06.2018 before D.B.


Member

04.06.2018

Learned counsel for the appellant present. Mr. Zia Ullah learned Deputy District Attorney present. Learned counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 07.08.2018 before D.B.


(Ahmad Hassan)
Member


(Muhammad Hamid Mughal)
Member

Form-A

FORM OF ORDERSHEET

Court of _____

Case No. 33/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	8/1/2018	<p>The appeal of Mr. Muhammad Sajid resubmitted today by Uzma Syed Advocate, may be entered in the Institution Register and put up to Worthy Chairman for proper order please.</p> <p style="text-align: right;"><i>[Signature]</i> REGISTRAR 21/1/18</p>
2-	11/01/18.	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>22/01/18.</u></p> <p style="text-align: right;"><i>[Signature]</i> CHAIRMAN</p>
	22.01.2018	<p>Learned counsel for the appellant present. Preliminary arguments heard.</p> <p>The appellant (Ex-Constable) was dismissed from service vide order dated 24.05.2013. Perusal of order dated 18.04.2016 of I.G Khyber Pakhtunkhwa upon departmental appeal/revision under Rule 11-A of Khyber Pakhtunkhwa Police Rules 1975, available on file would show that the departmental appeal of the appellant was filed by the R.P.O Mardan vide order dated 19.06.2013 hence the present service appeal is apparently time barred. This Tribunal has held in a number of cases that second/successive appeal/petition cannot enlarge the period of limitation. In the interest of justice pre admission notice is issued to the respondent party for 09.02.2013. To come up for preliminary hearing on the date fixed.</p> <p style="text-align: right;"><i>[Signature]</i></p>

(Muhammad Hamid Mughal)
MEMBER