

16.12.2019

Counsel for the appellant and Addl. AG alongwith Ihsanullah, ASI for the respondents present.

Representative of the respondents requests for time to furnish the requisite reply/comments. Adjourned to 28.01.2020 on which date reply/comments shall positively be submitted.

28.01.2020

Clerk to counsel for the appellant present. Written reply not submitted. Ihsan Ullah S.I (Legal) representative of the respondent department absent. Respondents as well as absent representative be put to notice for reply. Adjourn. To come up for written reply/comments on 04.03.2020 before S.B.

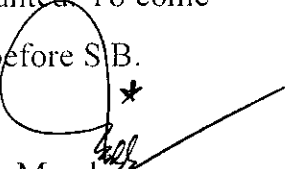

Chairman


Member

04.03.2020

Counsel for the appellant and Addl. AG alongwith Ihsanullah, ASI for the respondents present

Representative of the respondents seeks further time to submit reply/comments. Last opportunity is granted. To come up for written reply/comments on 14.04.2020 before S.B.


Member

14.04.2020

Due to public holiday on account of COVID-19, the case is adjourned to 08.07.2020 for the same. To come up for the same as before S.B.



Reader

08.07.2020

Appellant in person present.

Mr. Kabir Ullah Khattak learned Additional Advocate General alongwith Ihsan Ullah S.I (Legal) for the respondents present.

Representative of the respondents submitted written reply which is placed on file. To come up for rejoinder, if any, and arguments on 02.10.2020 before D.B.

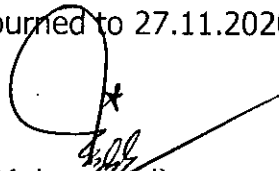


Member (J)

02.10.2020

Appellant in person and Muhammad Jan, DDA for the respondents present.

Former requests for adjournment as his learned counsel is engaged today before the Honourable High Court. Adjourned to 27.11.2020 before the D.B.



(Mian Muhammad)
Member (Executive)



Chairman

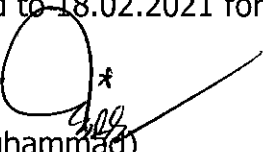
1405/2018

27.11.2020

Mr. Kamran Advocate for Syed Mudassir Pirzada, Advocate/counsel for the appellant and Addl. AG for the respondents present.

Request for adjournment is made as learned counsel for the appellant could not reach from Kohat due to indisposition.

Adjourned to 18.02.2021 for hearing before the D.B.


(Mian Muhammad)
Member(E)



Chairman


18.02.2021

Counsel for the appellant and Mr. Muhammad Rashid, DDA for respondents present.

Former requests for adjournment as he has not prepared the brief today.

Adjourned to 25.05.2021 for arguments before D.B.


(Mian Muhammad)
Member (E)


Chairman

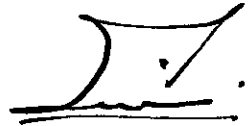
25.05.2021

None for the appellant present. Mr. Kabirullah Khattak, Additional Advocate General for the respondents present.

Notice for prosecution of the appeal be issued to appellant as well as his counsel and to come up for arguments before D.B on 14.09.2021



(MIAN MUHAMMAD)
MEMBER (EXECUTIVE)



(SALAH-UD-DIN)
MEMBER (JUDICIAL)

14.09.2021

Syed Mudasir Pirzada, Advocate, for the appellant present. Mr. Javed Ullah, Assistant Advocate General for the respondents present.

Learned counsel for the appellant requested that an opportunity for submission of rejoinder may be granted to him. Adjourned. To come up for submission of rejoinder as well as arguments before the D.B on 21.12.2021.



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




(SALAH-UD-DIN)
MEMBER (JUDICIAL)

21.12.2021

Clerk of learned counsel for the appellant present. Mr. Kabirullah Khattak, Additional Advocate General for respondents present.

Clerk of learned counsel for the appellant stated that learned counsel for the appellant is unable to attend the Tribunal today due to strike of lawyers. Adjourned. To come up for arguments before the D.B on 05.04.2022.


(Atiq Ur Rehman Wazir)
Member (E)


Chairman

05.04.2022

Clerk of learned counsel for the appellant present.
Mr. Kabirullah Khattak Adl. AG present for respondents

Clerk of the counsel submit an application for adjudication due to indisposition of his learned counsel. Adjourned. To come up for arguments before D.B on 18.07.2022.



Chairman

8-7-2022

Due to Holidays of Eid Ul Azha the case is adjourned to 25-10-2022

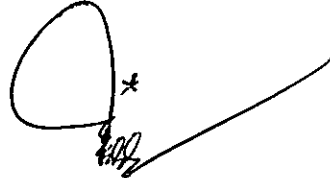
*H
Reader*

25.10.2022

Nemo for the appellant. Mr. Asif Masood Ali Shah,
Deputy District Attorney for the respondents present.

Noted
21/11/22
MA

Previous date was changed on Reader Note, therefore,
notice for prosecution of the appeal be issued to the appellant as
well as his counsel through registered post and to come for
arguments before the D.B on 01.12.2022.




(Mian Muhammad)
Member (E)



(Salah-Ud-Din)
Member (J)

01st Dec. 2022

Counsel for the appellant present. Mr. Muhammad Riaz
Khan Paindakhel, Assistant Advocate General for the
respondents present.

 Learned counsel for the appellant requested for
adjournment in order to further prepare the brief. Last
opportunity is granted. To come up for arguments
01.03.2023 before the D.B.



(Fareeha Paul)
Member (E)



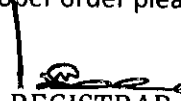

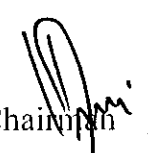
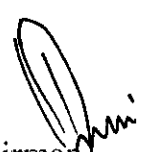
(Rozina Rehman)
Member (J)

Form- A

FORM OF ORDER SHEET

Court of _____

Case No. 1405/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	19/11/2018	<p>The appeal of Mr. ^{Skam Shaib} Muse Khan presented today by Syed Mudassir Pirzada 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 19/11/18</p>
2-	22-11-2018	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>5-12-2018</u></p> <p style="text-align: right;"> CHAIRMAN</p>
	05.12.2018	<p>Nemo for appellant.</p> <p>It seems that the appellant/counsel has not been served with notices for hearing today. Adjourned to 18.01.2019. Notice be repeated for the date fixed.</p> <p style="text-align: right;"> Chairman</p>
	18.1.2019	<p>Counsel for the appellant present.</p> <p>Respondent No. 3 shall be put on notice for 21.2.2019 on which date the record pertaining to O.B No. 642 dated 18.08.2017 shall be produced.</p> <p style="text-align: right;"> Chairman</p>

21.02.2019

Appellant requests for adjournment as his learned counsel is in appearance before Honourable Bannu Bench of Peshawar High Court.

Adjourned to 22.03.2019 before S.B. The respondent No. 3 shall be repeated notice for production of record as noted in the order dated 18.01.2019.


Chairman

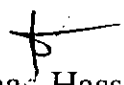
22.03.2019

Petitioner in person present. Mr. Kabirullah Khattak learned Additional Advocate General for the respondents present. Petitioner seeks adjournment as his counsel is not in attendance. Adjourned. To come up for further proceeding on 2⁷ 04.2019 before S.B.


Member

22.04.2019

None for the appellant present. Addl: AG alongwith Mr. Ihsanullah, ASI for respondents present. Representative of the respondents submitted record which is placed on file. Case to come up for preliminary hearing on 31.05.2019 before S.B.


(Ahmad Hassan)
Member

31.05.2019

Appellant in person present and requests for adjournment as his learned counsel is engaged before the Honourable High Court today. Adjourned to 10.07.2019 for preliminary hearing. The appellant has been handed over a copy of complete record submitted by respondents on last date of hearing.


Chairman

10.07.2019

Appellant in person Addl: AG for respondents for respondents present.

Appellant requested for adjournment due to non-availability of his learned counsel who has proceeded to Islamabad in professional engagements.

Adjourned to 03.09.2019 before S.B but as a last chance.


Chairman

03.09.2019

Counsel for the appellant present.

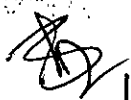
Contends, that vide impugned order dated 18.08.2017 the respondent No. 2/Commandant FR Police Kohat awarded major penalty of dismissal from service to the appellant. The punishment as well as departmental proceedings against the appellant were based on the allegation of absence from duty. The impugned order was not communicated to the appellant in time while he was attending his ailing mother at the relevant time. Non-communication of order resulted in submission of delayed departmental appeal which was not due to negligence on failure of appellant. The appellant had duly informed the Line Officer through application regarding illness of his mother and request for grant of leave was also made in the application. The application remained unattended.

In view of available record, instant appeal is admitted to regular hearing subject to all just exceptions. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for written reply/comments.

Adjourned to 04.11.2019 before S.B.


CHAIRMAN

Appellant Deposited
Security and Process Fee


3/9/19

04.11.2019

Appellant in person and Addl. AG for the respondents present.

Learned AAG seeks time to contact the respondents for furnishing the requisite reply. Learned AAG seeks time to contact the respondents for furnishing comments. Adjourned to 16.12.2019 on which date the requisite reply/comments of respondents shall positively be submitted.


Chairman