



Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 7204 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	06/08/2021	<p>The appeal of Mr. Gul Zaman resubmitted today by Mr. Faridullah Kundi 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> <p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>20/09/21</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
2-		

Gul Zaman 7204/2021

20.09.2021

Counsel for the appellant present. Preliminary arguments heard.

Learned counsel for the appellant challenged and assailed the impugned order dated 07.04.2021 whereby private respondent No.6 to 10 were promoted from Family Welfare Assistant Male (BS-07) to the post of Supervisor (M)(BS-14) on regular basis and ignored the appellant for promotion to the post of Supervisor (M) (BS-14). The appellant, therefore, preferred departmental appeal on 11.04.2021 which was not responded within the statutory stipulated period, hence, the instant service appeal filed in the Service Tribunal on 03.07.2021. The appellant has retired from service on attaining the age of superannuation on 24.04.2021 and his legal and vested rights have been negated by the respondent-department. He is therefore, entitled for proforma promotion from the date his erstwhile juniors (Private respondents No. 6-10) were promoted as Supervisor (Male) (BS-14).

Points raised need consideration. The appeal is provisionally admitted to regular hearing, subject to all just and legal objections including limitation. 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 after receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time or extension of time is not sought, the office shall submit the file with a report of non-compliance. File to come up for arguments on 27.01.2022 before the D.B.

Appellant Deposited
Security & Process Fee


22/9/21

(Mian Muhammad)
Member(E)

27.01.2022

Mr. Amad Nasir Kundi, Advocate present and submitted Wakalatnama in favor of appellant. Mr. Kabirullah Khattak, learned Addl. AG alongwith Mr. Masroor Ahmed Junior Clerk of respondents present.

Reply/comments on behalf of official respondent are still awaited. Representative of respondents requested for time to furnish reply/comments. Granted. To come up for reply/comments before the S.B on 15.03.222.



(Atiq-Ur-Rehman Wazir)

Member (E)

15.03.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 07.6.2022. for the same as before.



Reader.

07.06.2022

Junior to counsel for the appellant present.

Muhammad Riaz Khan Paindakheil, learned Assistant Advocate General alongwith Ahmad Yar for respondents present.

Comments on behalf of official respondents are still awaited. Lawyers are on general strike. Appellant made a request for adjournment on the ground that certain changes in shape of amendment in the memo of appeal would be brought however, due to strike, he is unable to produce his counsel alongwith the proposed amendments. Case is adjourned on his request to 05.07.2022 for comments before S.B.

The record is silent in respect of attendance of private respondents No.6 to 10. There is no mention of the attendance of the private respondents in the order sheet dated 27.01.2022. The preceding date was adjourned on a Reader's note, therefore, all the private respondents be put on notice for the date fixed.



(Rozina Rehman)
Member (J)

05th July, 2022

Counsel for appellant present. Mr. Kabir Ullah Khattak, Additional AG alongwith Ahmad Yar AD for respondent present.

Counsel for appellant submitted an application for amendment/correction of respondent No.2 & 4 and written reply/comments on behalf of respondents No.1 to 5 also submitted which are placed on file. Copy of the same is handed over to the counsel for the appellant. Private respondents No.6 to 10 have not submitted written reply/comments. To come up for written reply/comments on 19.09.22 before S.B.



(Kalim Arshad Khan)
Chairman

19.09.2022

Learned Member (Judicial) Mr. Salah-ud-Din is on leave, therefore, the case is adjourned to 27.10.2022 before S.B.

27th Oct., 2022

Counsel for the appellant present. Mr. ~~Naseerud~~ ^{Reader.} Din Shah, Asstt. Advocate General for respondents No. 1 to 5 present. Nemo for private respondents No. 6 to 10.

Private respondents No. 6 to 10 have yet not submitted reply/comments. Last opportunity is given. To come up for written reply/comments of respondents No. 6 to 10 on 29.11.2022 before S.B.

SCANNED
By
Fareeha Paul



(Fareeha Paul)
Member(E)

29.11.2022 Junior to counsel for the appellant present.
Muhammad Adeel Butt, learned Additional Advocate
General for respondents present. Nemo for private
respondents.

Written reply on behalf of respondents No. 1 to 5
have already been submitted. Despite last chance
private respondents No. 6 to 10 failed to submit written
reply, hence placed ex-parte. To come up for arguments
on 06.01.2023 before D.B.



(Rozina Rehman)
Member (J)