

13.10.2022

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

Learned counsel for the appellant sought adjournment on the
ground that he has not made preparation for arguments.
Adjourned. To come up for arguments before the D.B on
30.11.2022.



(Mian Muhammad)
Member (E)

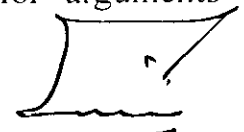


(Salah-ud-Din)
Member (J)

30.11.2022

Junior of learned counsel for the appellant present. Mr.
Muhammad Raziq, Head Constable alongwith Mr. Muhammad Jan,
District Attorney for the respondents present.

As learned Member (Executive) Mr. Mian Muhammad was not
feeling well and has proceeded on short leave, therefore, arguments
could not be heard. Adjourned. To come up for arguments on
26.01.2023 before the D.B.

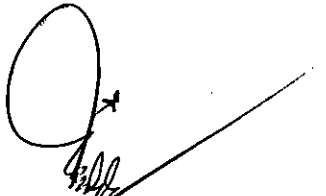


(Salah-ud-Din)
Member (J)

09.11.2021 Counsel for appellant present.

Muhammad Riaz Khan Paindakheil learned Assistant Advocate General for respondents present.

Reply of respondents has already been submitted in office. Request for adjournment was made on behalf of appellant; granted. To come up for arguments on 02.03.2022 before D.B.



(Mian Muhammad)
Member (E)



(Rozina Rehman)
Member (J)

02.03.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 07.06.2022 for the same as before.

7.6.22

Prof. D.B. Isa Khan, Reader
is adjourned to 24.8.22 for same.



24.08.2022

Learned counsel for the appellant present. Mr. Muhammad Jan, District Attorney for the respondents present.

Learned counsel for the appellant submitted rejoinder, copy of which is handed over to the learned District Attorney. To come up for arguments on 13.10.2022 before the D.B.



(Rozina Rehman)
Member(J)



(Salah-Ud-Din)
Member(J)

11499/2020

22.06.2021

Appellant in person and Mr. Kabirullah Khattak, Addl. AG alongwith Abdur Razaq, Reader for the respondents present.

Respondents have not submitted reply/ comments. Learned AAG seeks time to contact the respondents and submit reply/comments. Learned AAG is required to contact the respondents for submission of written reply/comments in office within 10 days, 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 09.11.2021 before the D.B.

Stipulated period has passed and reply has not been submitted.


Chairman

P.S

05.07.2021

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


Chairman

AKS

03.02.2021

Counsel for the appellant present.

Learned counsel stated that the appellant was awarded major penalty of dismissal from service and the period of his absence was treated as "without pay" through impugned order dated 29.05.2017. His departmental appeal, submitted on 03.06.2020, was not responded to, hence the instant appeal. Speaking about merits of the case, it was argued that proper departmental proceedings were not conducted against the appellant in accordance with the relevant rules. He was not issued statement of allegations, the charge sheet or proper final show cause notice before passing of impugned order.

Explaining apparent delay between the passing of impugned order and submission of departmental appeal, it was stated that the appellant was subject^{ed} to enforced disappearance for about three (03) years. A report to that effect was duly lodged by his brother in daily diary dated 27.03.2017. Upon the return of appellant the departmental appeal was preferred by the appellant without wasting any further time.

In view of the available record and arguments of learned counsel the appeal in hand is admitted to regular hearing subject to all just exceptions. Appellant is required to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments on ~~03.04.2021~~^{03.05.2021} before S.B.

Appellant Deposited
Security & Process Fee


Chairman

03.05.2021

Due to demise of the Worthy Chairman, the Tribunal is non-functional, therefore, case is adjourned to 22.06.2021 for the same as before.





Reader

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 11499 /2020

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	02/10/2020	<p>The appeal of Mr. Muhammad Arshad presented today by Mr. Javed Iqbal Gulbella Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p> REGISTRAR -</p>
2-	16.11.2020	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>16/11/2020</u>.</p> <p> CHAIRMAN</p> <p>Appellant in person present.</p> <p>Requests for adjournment as his learned counsel is not in attendance due to third day of mourning the demise of Honourable Chief Justice, Peshawar High Court. The matter is, therefore, adjourned to 03.02.2021 before S.B.</p> <p> Chairman</p>