

5<sup>th</sup> October, 2022 Appellant in person present. Mr. Muhammad Adeel Butt, Addl: AG for respondents present.

Appellant seeks adjournment on the ground that his counsel is not in attendance today. This appeal pertains to the year 2017, the appellant is still reluctant to argue it. Last chance is given to argue this appeal and ensure attendance of his counsel failing which the appeal will be decided on the available record without arguments. To come up for arguments on 06.12.2022 before the D.B.



(Farzha Paul)  
Member(Executive)



(Kalim Arshad Khan)  
Chairman

06.12.2022

Appellant in person present and submitted Wakalatnama of Mr. Noor Muhammad Khattak, Advocate which is placed on file.

Mr. Naseer-ud-Din Shah, Assistant Advocate General for the respondents present.

Appellant requested for adjournment on the ground that his counsel is busy before Hon'ble Peshawar High Court, Dar-ul-Qaza Bench Swat. Last opportunity is granted. To come up for arguments on 02.02.2023 before D.B.



(Mian Muhammad)  
Member (E)



(Rozina Rehman)  
Member (J)

12.10.2021

Appellant in person present.

Mr. Javed Ullah, Assistant Advocate General for respondents present.

Former made a request for adjournment; granted. To come up for arguments on 01.12.2021 before D.B

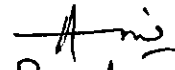


(Atiq-Ur-Rehman Wazir)  
Member (E)




(Rozina Rehman)  
Member (J)

01.12.2021 Due to non-availability of DB, the case is adjourned to 15-03-2022.

  
Reader

15-03-2022

Due to retirement of the Honorable Chairman the case is adjourned to come up for the same as before on 30-6-2022

  
Reader

30.06.2022

Appellant in person present. Mr. Riaz Khan Paindakheil, Assistant Advocate General for respondents present.

Appellant requested for adjournment on the ground that his counsel is not available being busy before the august Supreme Court of Pakistan. Adjourned. To come up for arguments on 05.10.2022 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

Due to COVID-19, the case is adjourned for the same on 07.06.2021 before D.B

  
READER

07.06.2021

Nemo for the appellant.

Muhammad Adeel Butt, learned Additional Advocate General for the respondents present.

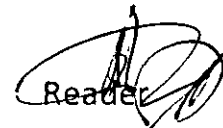
Due to general strike on the call of Khyber Pakhtunkhwa Bar Council learned counsel for the appellant is not available today, therefore, the case is adjourned to 12.10.2021 for arguments before D.B. Appellant be put on notice for the date fixed.



(ROZINA REHMAN)  
MEMBER (J)

2.6.2020

Due to COVID19, the case is adjourned to  
10 / 8 / 2020 for the same as before.

Reader 

10.08.2020

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

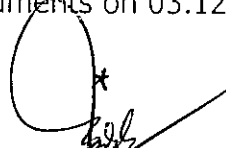
Reader 

12.10.2020

Appellant present through counsel.

Mr. Usman Ghani learned District Attorney for respondents  
present.

Former made a request for adjournment Adjourned. To come  
up for arguments on 03.12.2020 before D.B.

  
(Mian Muhammad)  
Member (E)

  
(Rozina Rehman)  
Member (J)

~~10.08.2020~~ Due to COVID19, the case is adjourned to 03.03.2021 for  
the same as before.

Reader

31.12.2019

Counsel for the appellant and Riaz Ahmad Paindakheil, Assistant AG for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned to 14.02.2020 for arguments before D.B.

  
(Hussain Shah)  
Member

  
(M. Amin Khan Kundi)  
Member

14.02.2020

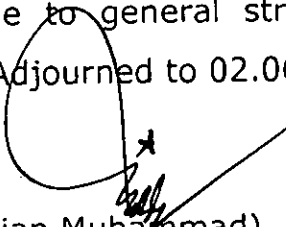
Counsel for the appellant and Mr. Usman Ghani, District Attorney for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned to 20.03.2020 for arguments before D.B.

  
(Hussain Shah)  
Member

  
(M. Amin Khan Kundi)  
Member

20.03.2020

Appellant in person and Mr. Kabirullah Khattak, Additional AG for the respondents present. Appellant seeks adjournment on the ground that his counsel is not available today due to general strike of Khyber Pakhtunkhwa Bar Council. Adjourned to 02.06.2020 for arguments before D.B.

  
(Mian Muhammad)  
Member

  
(M. Amin Khan Kundi)  
Member

10.07.2019


Learned counsel for the appellant and Mr. Usman Ghani learned District Attorney present. Learned counsel for the appellant seeks adjournment. Adjourn. To come up for arguments on 04.09.2019 before D.B.


  
Member

  
Member

04.09.2019

Junior to counsel for the appellant present. Mr. Usman Ghani learned District Attorney for the respondents present. Junior to counsel for the appellant seeks adjournment as senior counsel for the appellant is not in attendance. Adjourned. To come up for arguments on 11.11.2019 before D.B.

  
(Hussain Shah)  
Member

  
(M. Amin Khan Kundi)  
Member

11.11.2019

Mr. Taimur Ali Khan, learned counsel for the appellant and Mr. Riaz Ahmad Paindakheil, Assistant AG for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned to 31.12.2019 for arguments before D.B .

  
(Ahmad Hassan)  
Member

  
(M. Amin Khan Kundi)  
Member

26-2-2019

The Bench is incomplete therefore  
case is adjourned to 9-4-2019

  
Reader

09.04.2019

Appellant in person and Mr. Muhammad Jan, Deputy District Attorney for the respondents present. Appellant seeks adjournment on the ground that his counsel is busy before the Hon'ble Peshawar High Court. Adjourned. To come up for arguments on 23.05.2019 before D.B.

  
(AHMAD HASSAN)  
MEMBER

  
(M. AMIN KHAN KUNDI)  
MEMBER

23.05.2019

Mr. Taimoor Ali Khan, Advocate for appellant and Mr. Zia Ullah learned Deputy District Attorney for the respondents present.

Learned senior counsel for the appellant is stated to be busy before the Apex Court, therefore, a request for adjournment is made.

Adjourned to 10.07.2019 before D.B.

  
Member

  
Chairman

16.08.2018

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



(Muhammad Amin Kundi)  
Member



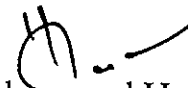
(Muhammad Hamid Mughal)  
Member

02.10.2018

Appellant in person present. Mr. Muhammad Jan learned DDA for the respondent present. Appellant requested for adjournment that his counsel is not available today. Adjourned. To come up for arguments on 12.11.2018 before D.B.



(Hussain Shah)  
Member



(Muhammad Hamid Mughal)  
Member

12.11.2018

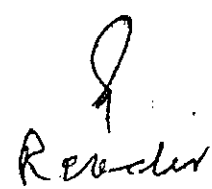
Due to retirement of Hon'ble Chairman, the Tribunal is defunct. Therefore, the case is adjourned. To come up on 28.12.2018.



READER

28-12-2018

The Bench is incomplete  
Therefore case is adjourned  
to 26-2-2019



Reader



30.01.2018

Appellant in person and Asst: AG alongwith Mr. M. Naeem, AD for respondents present. Written reply submitted. The appeal is assigned to D.B for rejoinder and final hearing on 11.04.2018.



(Ahmad Hassan)  
Member(E)

11.04.2018

Junior to counsel for the appellant and Mr. Ziaullah, DDA alongwith Hazrat Shah, Supdt. for the respondents present. Counsel for the appellant is not in attendance. Seeks adjournment. To come up for arguments on 26.6.2018 before the D.B.



Member



Chairman

26.06.2018

Appellant in person and Mr. Muhammad Jan learned Deputy District Attorney alongwith Hazrat Shah Superintendent for the respondents present. Appellant submitted rejoinder which is placed on file and seeks adjournment as his counsel is not in attendance. Adjourned. To come up for arguments on 16.08.2018 before D.B.



(Muhammad Amin Kundi)  
Member

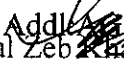


(Muhammad Hamid Mughal)  
Member

**15.11.2017**

Junior counsel for the appellant present. Mr. Kabir Ullah Khattak, Addl: AG for the respondents present. Written reply not submitted. Requested for further adjournment. Adjourned. To come up for written reply/comments on 12.12.2017 before S.B.

**12.12.2017**

Appellant in person and Addl. AG  alongwith Mr. Jafar Ali, Senior Clerk for respondents present. Written reply not submitted. Requested for adjournment. Adjourned. Last opportunity granted. To come up for written reply/comments on 03.01.2018 before S.B.

  
(Ahmad Hassan)  
Member (E)

**03.01.2018**

Clerk of the counsel for appellant present and Assistant AG alongwith Muhammad Arshad, Section Officer for the respondents present. Written reply not submitted. Requested for adjournment. Adjourned. Last opportunity granted. To come up for written/comments on 30.01.2018 before S.B.

  
(Gul Zeb Khan)  
Member (E)

19.09.2017

Counsel for the appellant present. Preliminary arguments heard and case file perused. The appellant joined the Health Department as Asst. Director Homeopathic (BPS-17) on contract basis vide notification dated 17.05.2007 for a period of six months or till the completion of the project. Later on the provincial government through Khyber Pakhtunkhwa Tibb and Homeopathic Employees (Regularization of Services) Act, 2014 regularized the services of the appellant vide notification dated 22.10.2014. Though services of the appellant have been regularized w.e.f 17.05.2007 but his salary was fixed from the date of notification i.e 22.10.2014. Plea of the learned counsel for the appellant is that his salary should be fixed w.e.f 17.05.2007. He has not been treated according to law and rules.

Appellant Deposited  
Security & Process Fee




Points urged need consideration. Admit. Subject to deposit of security and process fee within 10 days, notices be issued to the respondents for written reply/comments for 23.10.2017 before S.B.

  
(AHMAD HASSAN)  
MEMBER

23.10.2017



Counsel for the appellant present. Mr. Kabir Ullah Khattak, Additional Advocate General for the respondents present. Written reply not submitted. Requested for further adjournment. Adjourned. To come up for written reply/comments on 15.11.2017 before S.B.

  
(Muhammad Amin Khan Kundi)  
Member (J)

Form-A  
FORM OF ORDERSHEET

Court of \_\_\_\_\_

Case No. 969/2017

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	29/08/2017	<p style="text-align: center;">The appeal of Dr. Asadullah Khan resubmitted today by Mr. Muhammad Asif Yousafzai 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-	30-8-17	<p style="text-align: center;">This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>19-09-17</u></p> <p style="text-align: right;"> CHAIRMAN</p>