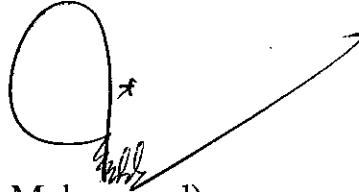


08.12.2022

Clerk of learned counsel for the appellant present. Mr. Muhammad Jan, District Attorney for the respondents present.

Clerk of learned counsel for the appellant requested for adjournment on the ground that learned counsel for the appellant is indisposed today. Last opportunity given. To come up for arguments on 12.12.2022 before D.B.

A handwritten signature consisting of a large, stylized letter 'M' with a long horizontal stroke extending to the right.

(Mian Muhammad)
Member (E)

A handwritten signature consisting of a stylized, somewhat abstract shape with a horizontal line underneath.

(Salah-ud-Din)
Member (J)

28th July, 2022

Appellant in person present and submitted Wakalatnama of Mr. Muhammad Saeed Butt, Advocate. Mr. Kabirullah Khattak, Addl: AG for respondents present.

Appellant seeks adjournment on the ground that his counsel is not available today. Adjourned. To come up for arguments on 24.10.2022 before the D.B. P.P given to the parties and their counsel.



(Salah Ud Din)
Member(Judicial)

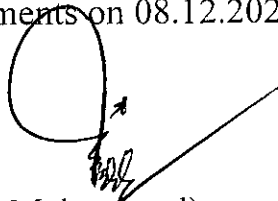


(Kalim Arshad Khan)
Chairman


24.10.2022

Clerk of learned counsel for the appellant present. Mr. Safiullah, Focal Person alongwith Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

Clerk of learned counsel for the appellant requested for adjournment on the ground that learned counsel for the appellant is not available today due to strike of lawyers. Adjourned. To come up for arguments on 08.12.2022 before the D.B.



(Mian Muhammad)
Member (E)



(Salah-Ud-Din)
Member (J)


SCANNED
KABIR
PESHAWAR

SA 1082/20

19.01.2022

Nemo for the appellant present. Mr. Muhammad Riaz Khan Paindakhel, Asstt. AG alongwith Dr. Ali Shah, Litigation Officer and Safiullah, Litigation Officer for the respondents present.

The proceedings were previously adjourned through Reader Note. Notices be issued to appellant/learned counsel for prosecution of the appeal. Case to come up on 25.02.2022 for arguments before the D.B.


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


Chairman

25.02.2022


Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 17.05.2022 for the same as before.



Reader

17.05.2022

Nemo for the appellant. Mr. Kabirullah Khattak, Additional Advocate General for the respondents present.


Previous date was changed on Reader Note, therefore, notice for prosecution of the appeal be issued to the appellant as well as his counsel and to come up for arguments on 28.07.2022 before the D.B.


(Rozina Rehman)
Member (J)


(Salah-ud-Din)
Member (J)

16.04.2021

Due to demise of the Worthy Chairman the Tribunal is defunct, therefore, case is adjourned to 17.06.2021 for the same as before.


Reader

17.06.2021

Counsel for the appellant present.

Mr. Riaz Khan, learned Assistant Advocate General alongwith Dr. Ilyas Quraishi, MO for respondents present.

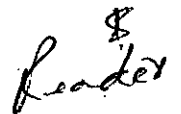
Lawyers are on general strike, therefore, case is adjourned. To come up for arguments on 01.10.2021 for before the D.B.


(Rozina Rehman)
Member(J)


Chairman

1-10-21

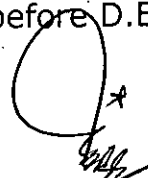
DB is on Tour case to come up
for the same on Dated. 19-1-22

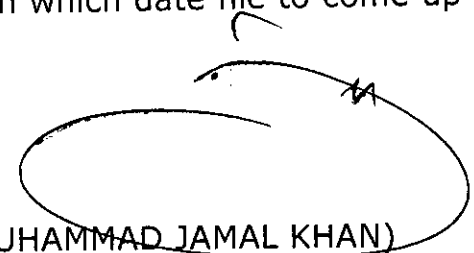

Reader

10.02.2021

Appellant is present alongwith his counsel namely, Asad Ali Chohan, Advocate. Mr. Asif Masood Ali Shah, Deputy District Attorney alongwith representatives of the department M/Supreme Court of Pakistan Dr. Muhammad Ilyas, Saleem Jan, Litigation Officer, Ziaullah, Law Officer, Dr. Ali Shah, Litigation Officer and Nisar, Assistant, are also present.

Arguments on behalf of learned counsel for appellant heard. The learned Deputy District Attorney requested for allowing him time to prepare the brief. Time is allowed. The appeal is adjourned to 04.03.2021 on which date file to come up for arguments before D.B.



(MIAN MUHAMMAD)
MEMBER (EXECUTIVE)


(MUHAMMAD JAMAL KHAN)
MEMBER (JUDICIAL)

04.03.2021

Appellant in person and Asif Masood, DDA alongwith Asad, Asstt. Dr. Muhammad Ilyas Qureshi, M.O and Dr. Ali Shah, Litigation Officer for the respondents present.

Due to general strike on the call of Khyber Pakhtunkhwa Bar Council, the matter is adjourned to 16.04.2021 for hearing before the D.B.


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


Chairman


Appeal No. 1089/2020
Dr. Mamnoon Elahi vs Govt

26.01.2021

Appellant in person present.

Muhammad Rasheed learned Deputy District Attorney alongwith Dr. Salim Javid Litigation Officer (for respondent No.2) Mastan Ali Litigation Officer (for respondent No.3) Dr. Ilyas Qureshi DMS and Mansoor Khan J.C (for respondent No.4), Dr. Ali Shah Litigation Officer and Anwar Ullah Assistant (for respondent No.5) present.

As per appellant, application for release of salary was properly submitted in the concerned office and its submission was admitted by the representatives of respondents. A request for adjournment was made by appellant as his counsel hails from Mansehra and now another counsel will be engaged, therefore, case is adjourned on his request but with last chance. To come up for arguments 10.02.2021 before D.B.


(Mian Muhammad)
Member (E)



(Rozina Rehman)
Member (J)

15.01.2021

Appellant present in person.

Muhammad Rasheed learned Deputy District Attorney alongwith Shehbaz Khan Section Officer (for respondent No.1), Dr. Salim Javid Litigation Officer (for respondent No.2), Mastan Ali Litigation Officer (for respondent No.3) and Dr. Ali Shah Litigation Officer (for respondent No.5) present.

Reply to application submitted by appellant for release of salary was awaited. The learned D.D.A and representative of respondent No.1 submitted that the appellant may be asked to submit application before the respondent No.4 seeking release of his salary and that the needful will be done, accordingly, appellant may do so before the date. Leaned counsel for appellant is also not available, therefore, case is adjourned to 26.01.2021 for arguments, before D.B.


(Mian Muhammad)
Member (E)


(Rozina Rehman)
Member (J)

03.12.2020

Due to COVID-19, the case is adjourned to 22.12.2020 for the same as before.

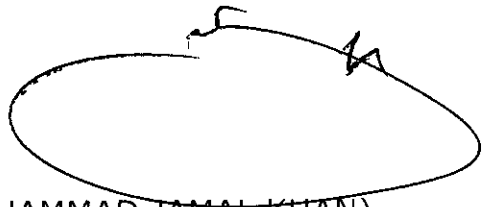

Reader

22.12.2020

Appellant in person alongwith his counsel is present. Zara Tajwar, Deputy District Attorney and Dr. Ali Shah, Litigation Officer, representative of respondent No. 5, are also present.

Representative of respondent No. 5 submitted that their office agree with the comments of Secretary Health Department of Khyber Pakhtunkhwa and Director General Health Services, Khyber Pakhtunkhwa, Peshawar, to this effect statement submitted and placed on record. So far as the rest of respondents No. 4 & 6 are concerned they have not submitted their respective replies/comments so far nor any representative has been deputed to attend the Tribunal, therefore, their defence is accordingly struck off. Learned counsel representing appellant invited attention of the bench to the application seeking direction to respondents for release of salary of the appellant. Learned Deputy District Attorney is seeking time to submit reply for making contact with respondents No. 4. In this regard time is allowed, directing her to submit reply. File to come up for reply and arguments on 15.01.2021. As regard rejoinder, learned counsel for appellant stated at the bar that he is not going to submit the same.


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


(MUHAMMAD JAMAL KHAN)
MEMBER (JUDICIAL)

22.07.2020

Appellant is absent. Mr. Kabirullah Khattak, Additional AG alongwith M/S Hazrat Shah, Superintendent on behalf of respondents No. 1 & 2, Mastan Ali Shah, Assistant on behalf of respondent No. 3 and Dr. Ali Shah, Litigation Officer on behalf of respondent No. 4 present.

Representatives of respondents No. 1, 2 & 3 submitted written replies on behalf of respondents No. 1, 2 & 3 which are placed on file. Representative of respondent No. 4 seeks further time to submit written reply/comments. Neither written reply on behalf of respondents No. 5 & 6 submitted nor anyone on their behalf is present, therefore, notices be issued to them for submission of written reply/comments. File to come up for written reply/comments on behalf of respondents No. 4 to 6 on 17.09.2020 before S.B. In the meanwhile operation of impugned order dated 18.10.2019 shall remain suspended till next date.

(MUHAMMAD JAMAL KHAN)
MEMBER

17.09.2020

Nemo for appellant. Addl. AG for the respondents present.

Respondents No. 1, 2 and 3 have submitted parawise comments which are made part of the record. Respondents No. 4, 5 and 6 have not furnished reply/comments despite last chance granted to them on 16.06.2020. The matter is assigned to D.B for arguments on 03.12.2020. The appellant may furnish rejoinder to the comments of respondents No. 1 to 3, within one month, if so advised.


Chairman

16.06.2020

None present on behalf of the appellant. Mr. Kabirullah Khattak, Additional AG alongwith M/S Saleem Javed, Assistant on behalf of respondent No. 2 and Mastan Ali Shah, Litigation Assistant on behalf of respondent No. 3 present. Representatives of respondents No. 2 & 3 seeks further time to furnish written reply/comments. None present on behalf of respondents No. 1, 4, 5 & 6 therefore, notices be issued to them with the direction to direct the representatives to attend the court and submit written reply on the next date. Adjourned to 03.07.2020 for written reply/comments but as a last chance before S.B. In the meanwhile operation of impugned order dated 18.10.2019 shall remain suspended till next date.


(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

03.07.2020

Junior to counsel for the appellant and Addl: AG alongwith Mr. Dr. Ali Shah, for respondent No. 5, Mr. Mastan Ali Shah, Assistant Litigation for respondent No. 3 and Hazrat Shah, Supdt for respondents No. 1 and 2 present. Written reply on behalf of respondents not submitted. Requested for further time. Notice be issued to respondents No. 4 and 6.

Adjourned to 22.07.2020 for ~~written reply~~ ^{comments} before S.B. In the meanwhile operation of impugned order dated 18.10.2019 shall remain suspended till next date.


MEMBER

09.03.2020

Appellant alongwith his junior counsel present. Mr. Kabirullah Khattak, Additional AG alongwith M/S Dr. Ali Shah, Litigation Officer and Anwar Ullah, Litigation Assistant on behalf of respondent No. 5 present. Learned Additional AG seeks further time to furnish written reply/comments on behalf of respondents No. 1 to 4 & 6. To come up for written reply/comments on 24.03.2020 before S.B. In the meanwhile operation of impugned order dated 18.10.2019 shall remain suspended till next date.


(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

24.03.2020

Due to public holidays on account of Covid-19, the case is adjourned. To come up for the same on 16.06.2020 before S.B.


Reader

24.02.2019

Appellant with counsel present. Preliminary arguments heard.

The appellant (Principal Medical Officer), has filed the present service appeal being aggrieved against his transfer from the post of Principal Medical Officer King Abdullah Teaching Hospital Mansehra and placement of his services at the disposal of DHO Charsadda for further posting against the vacant post of Principal Medical Officer vide order dated 18.10.2019.

Submissions made by the learned counsel for the appellant, need consideration. The present service appeal is admitted for regular hearing subject to all just legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to the respondents for written reply/comments. To come up for written reply/comments on 09.03.2020 before S.B.

Appellant Deposited
Security & Process Fee
24/2/20

The appellant has also sought interim relief. In the meanwhile operation of the impugned order dated 18.10.2019 shall remain suspended.



Member

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 1082 /2020

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	18/02/2020	<p>The appeal of Dr. Mamnoon Elahi presented today by Mr. Asad Ali Chohan Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please decrease</p> <p><i>[Signature]</i> REGISTRAR 18/2/2020</p>
2-	20/02/2020	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>24/02/2020</u>.</p> <p><i>M.A.</i> MEMBER. CHAIRMAN.</p>