

03.09.2019 Junior counsel for the appellant and Mr. Usman Ghani, District Attorney alongwith M/S Wali Rehman, ADO on behalf of respondents No. 1 & 2 and Junaid, Senior Auditor on behalf of respondent No. 3 present.

Para-wise comments/reply on behalf of respondents No. 1 & 2 already submitted. Respondent No. 3 has not submitted written reply/comments despite last opportunity. The appeal is posted for arguments before D.B to 18.11.2019. The appellant may submit rejoinder to the para-wise comments of respondents No. 1 & 2 within a fortnight, if so advised.



CHAIRMAN

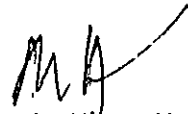
18.11.2019 Counsel for the appellant and Mr. Kabirullah Khattak, Additional AG alongwith Mr. Wali-ur-Rehman, ADO for the respondents present. Learned counsel for the appellant seeks adjournment to file rejoinder. Adjourned to 16.01.2020 for rejoinder and arguments before D.B.


(Hussain Shah)
Member


(M. Amin Khan Kundi)
Member

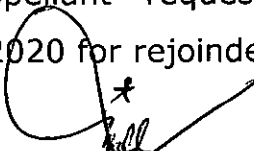
16.01.2020 Due to general strike on the call of Khyber Pakhtunkhwa Bar Council, learned counsel for the appellant is not available today. Mr. Kabirullah Khattak, Additional AG for the respondents present. Adjourned to 05.03.2020 for rejoinder and arguments before D.B.



(Ahmad Hassan)
Member


(M. Amin Khan Kundi)
Member

05.03.2020

Counsel for the appellant and Mr. Kabirullah Khattak, Additional AG for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned to 05.05.2020 for rejoinder and arguments before D.B.


(Mian Mohammad)
Member


(M. Amin Khan Kundi)
Member

S-5.2020

Due to COVID19, the case is adjourned to

16/7/2020 for the same as before.


Reader

16.07.2020

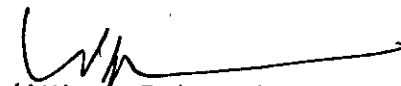
Due to COVID-19, the case is adjourned to 21.07.2020
for the same.


Reader

21.07.2020

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

On the last date of hearing instant matter was adjourned
through Reader note, therefore, the appellant/counsel shall be
issued notices for 16.09.2020 for arguments before the D.B.


(Attiq-ur-Rehman)
Member



Chairman

16.09.2020

Junior counsel for appellant on behalf of appellant present.

Mr. Kabirullah Khattak learned Additional Advocate General alongwith Shah Nawaz ADEO for respondents present.

As per record an application in respect of amending the titled appeal by impugning the rejection of departmental appeal had been filed on 21.07.2020, copy whereof was served upon representative of respondents today in court. In the meanwhile, adjournment was also sought by junior counsel for appellant as senior counsel is indisposed; granted. To come up for reply and arguments on 18.11.2020 before D.B


(Atiq ur Rehman Wazir)
Member (E)



(Rozina Rehman)
Member (J)

18.11.2020

Appellant in person present.

Kabir Ullah Khattak learned Additional Advocate General alongwith Shah Nawaz ADO (Litigation) for respondents present.

Representative of respondents submitted reply to application for amending the instant appeal. Copy of the same is handed over to appellant. Adjournment requested. Adjourned. To come up for arguments on 01.02.2021 before D.B.



(Atiq ur Rehman Wazir)
Member (E)



(Rozina Rehman)
Member (J)

01.02.2021

Appellant in person present. Mr. Kabirullah Khattak learned
Additional Advocate General for respondents present.

Appellant requested for adjournment that his counsel is not
available today. Adjourned. To come up for arguments on
13.04.2021ore D.B.


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


(Muhammad Jamal Khan)
Member (J)

13.04.2021

Due to demise of the Worthy Chairman the Tribunal is
defunct, therefore, case is adjourned to 30.07.2021 for the
same as before.


READER

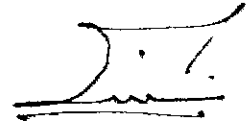
30.07.2021

Mian Muhammad Imran, Advocate, for the appellant present. Mr. Kabirullah Khattak, Additional Advocate General for the respondents present.

Learned counsel for the appellant sought adjournment on the ground that he has not gone through the record. Adjourned. To come up for arguments before the D.B on 30.09.2021.




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



(SALAH-UD-DIN)
MEMBER (JUDICIAL)

30-9-21

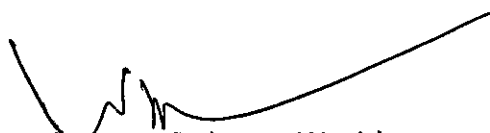
*DUE to non Aailibility of The
GAS DB the case is adjurned
to 5-1-2022*


Reader

05.01.2022

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

Former made a request for adjournment as he has not prepared the brief. Adjourned. To come up for arguments before the D.B on 16.02.2022.



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



Chairman

16-2-22

Due to Retirement of the Hon. Mr. Chairman
The case is adjourned to come up for
the same as before on 7-6-22

Yusuf
Reader

07.06.2022

Clerk of learned counsel for the appellant present. 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 10.08.2022 before the D.B.

[Signature]
(Fareeha Paul)
Member (E)

[Signature]
(Salah-ud-Din)
Member (J)

8-8-2022

Proper IDB not available the case is
adjourned to 2-11-2022

[Signature]
Reader

2nd Nov., 2022

Assistant to learned counsel for the appellant present.

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

Request for adjournment was made due to engagement of learned senior counsel for the appellant before the Hon'ble Peshawar High Court today. Last opportunity is granted. To come up for arguments on 12.12.2022 before the D.B.


(Fareeha Paul)
Member (E)


(Kalim Arshad Khan)
Chairman

12.12.2022

Appellant present in person.

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

Former requested for adjournment due to engagement of his learned counsel in the Honourable Peshawar High Court. Appellant is directed to ensure attendance of his learned counsel on the next date for arguments. To come up for arguments on 09.02.2023 before the D.B.




(FAREEHA PAUL)
Member(E)


(ROZINA REHMAN)
Member (J)

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 1376/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	07/11/2018	<p>The appeal of Mr. Sarfaraz Khan presented today by Mian Muhammad Imran 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 7/11/18</p>
2-	17-11-2018	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>30-11-2018</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>

30.11.2018

Counsel for the appellant present. Preliminary arguments heard and case file perused. The appellant was appointed as PST (BPS-7) on 17.06.2008. That while serving as PST (BPS-12) at GPS Toba Pashto Allai, District Battagram, his salary was stopped by the respondents in March 2015 without any justification. That he submitted a number of applications for release of his salary but they failed to evoke any positive response from the respondents. As a last resort he filed departmental representation on 05.04.2018, which was rejected on 08.10.2018 without any speaking order. As issue of payment of salary is involved so limitation will not affect the cause of action. Grievances of the appellant are quit genuine and need to be redressed.

Appellant Deposited
Security & Process Fee

Points urged need consideration. Admit. Subject to deposit of security and process fee within 10 days, thereafter, notices be issued to the respondents for written reply/comments for 21.01.2019 before S.B.

(AHMAD HASSAN)
MEMBER

21.01.2019 Appellant in person present. Wali ur Rehman ADEO representative of the respondents present. Written reply not received. Representative of the respondents seeks time to furnish written reply/comments. Granted. To come up for written reply/comments on 28.01.2019 before S.B

Member

28.01.2019

Counsel for the appellant present. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Wali-ur-Rehman, ADO for respondent No. 1 & 2 present and submitted written reply. Representative of respondent No. 3 is not present therefore, notice be issued to respondent No. 3 with the direction to direct the representative to attend the court and submit written reply on the next date positively. Adjourned. To come up for written reply/comments on behalf of respondent No. 3 on 12.03.2019 before S.B.



(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

12.03.2019

Appellant with counsel present. Written reply on behalf of respondent No.3 is still awaited. Notice be issued to respondent No.3 with direction to furnish written reply/comments. Adjourn. To come up for written reply/comments on 16.04.2019 before S.B

16.04.2019

Appellant with counsel present. Written reply on behalf of respondent No.3 is still awaited. Notice be issued to respondent No.3 with direction to furnish written reply/comments. Adjourn. To come up for written reply/comments on behalf of respondent No.3 on 30.05.2019 before S.B.


MEMBER

16.04.2019

Appellant with counsel present. Written reply on behalf of respondent No.3 is still awaited. No one present on behalf of respondent No.3. Notice be issued to the said respondent with direction to furnish written reply/comments. Last opportunity is granted. To come up for written reply/comments on behalf of respondent No.3 on 30.05.2019 before S.B.


Member

30.05.2019

Counsel for the appellant and Addl. AG alongwith Asif Shahzad, ADO for the respondents present.

Learned AAG requests for time to obtain comments/reply from respondent No. 3. Adjourned to 05.07.2019 as a last chance for the purpose.


Chairman

05.07.2019

Appellant in person and Mr. Ziaullah, DDA alongwith Mr. Lutfullah, Assistant Litigation for respondents present. Written reply/comments on behalf of respondent no.3 not submitted. Notices be issued to the respondent no.3 for submission of written reply/comments by way of last chance. Case to come up for written reply/comment of respondent no.3 on 03.09.2019 before S.B.


(Ahmad Hassan)
Member