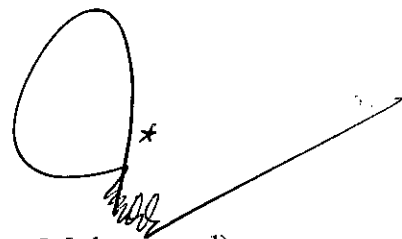


12.12.2022

Nemo for the appellant.

Notice be issued to the appellant as well as his counsel to deposit security and process fees. Thereafter, notice be issued to the respondents for submission of reply/comments. Adjourned. To come up for reply/comments on 30.01.2023 before S.B.

A handwritten signature in black ink, consisting of a large, stylized loop followed by a vertical line and a diagonal stroke extending to the right. A small asterisk is placed to the right of the main loop.


(Mian Muhammad)
Member (E)

08.11.2022

Mr. Yasir Saleem, Advocate for the appellant present. Preliminary arguments heard.

Learned counsel for the appellant argued that the appellant is aggrieved of the impugned order dated 30.05.2022 whereby private respondent No. 4 was posted as Head Master GHS Darpa Khel North Waziristan Tribal District mentioning it "(A.V.P) against vacant post" despite the fact that the appellant was already holding charge and performing his duty against the said post since 09.06.2021 and he has not completed normal tenure against the post. It was further argued that the appellant is still performing his duty as Head Master, GHS Darpa khel North Waziristan Tribal District and private respondent No. 4 has not taken over the charge against the post from the appellant as yet. The appellant submitted departmental appeal through registered mail on 31.05.2022 which was not responded within the statutory period hence the instant service appeal filed on 01.09.2022

Points raised need consideration. The appeal is admitted to regular hearing, subject to all just and legal objections. 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. To come up for reply/comments before the S.B on 12.12.2022. Alongwith the service appeal, an application for interim relief/temporary injunction to the effect to suspend the impugned Notification dated 30.05.2022 has been annexed. The operation of the impugned Notification dated 30.05.2022 is suspended only to the extent of private respondent No. 4, if already not acted upon.


(Mian Muhammad)
Member (E)

SCANNED
KP&T
Peshawar