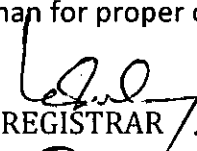

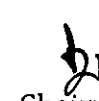


Form- A  
FORM OF ORDER SHEET

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

Case No. 101/2015

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	11.02.2015	<p>The appeal of Dr. Salah-ud-Din Ayubi resubmitted today by Mr. Amjad Ali Advocate may be entered in the Institution register and put up to the Worthy Chairman for proper order.</p> <p style="text-align: right;"> REGISTRAR</p>
2	23-2-15	<p>This case is entrusted to Bench <u>I</u> for preliminary hearing to be put up thereon <u>24-2-2015</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
3	24.02.2015	<p>None present. Appeal be relisted and notice be issued to learned counsel for appellant for preliminary hearing before S.B for 24.03.2015.</p> <p style="text-align: right;"> Chairman</p>

4. 24.03.2015

Counsel for the appellant present. Learned counsel for the appellant argued that the appellant was initially appointed as Medical Officer by Public Service Commission in BPS-17 in the year 2007. That while serving as Demonstrator in Bacha Khan Medical College, Mardan, he applied for leave from time to time which was sanctioned to him. That lastly he applied for one year leave but the same was not sanctioned, however, no orders communicated to the appellant and vide impugned order dated 10.07.2014 the appellant was removed from service on the ground of wilful absence alongwith other employees. That the appellant preferred departmental appeal against the impugned order on 18.07.2014 which was rejected on 09.01.2015 and hence the present service appeal on 03.02.2015.

That the impugned orders of removal from service of the appellant are against facts and law and that the enquiry was not conducted in the prescribed manners.

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 19.06.2015 before S.B.

  
Chairman

5 19.06.2015

Appellant in person present. Security and process fee have not been deposited. Requested for further time. The same be deposited within 3 days, where-after notices be issued to the respondents for written reply for 31.8.2015.

  
Member

31.08.2015

Appellant in person and Mr. Qibaz Khan, SO alongwith Assistant A.G for respondents present. Requested for adjournment. To come up for written reply/comments on 12.11.2015 before S.B.

  
Chairman

12.11.2015

Appellant in person and Addl: A.G for respondents present. Written reply not submitted. Requested for further adjournment. Last opportunity granted. To come up for written reply/comments on 9.2.2016 before S.B.

  
Chairman

09.02.2016

Appellant in person and Mr. Muhammad Arshed, SO alongwith Addl: A.G for respondents present. Written reply submitted. The appeal is assigned to D.B for rejoinder and final hearing for 17.5.2016.

  
Chairman

17.05.2016

Counsel for the appellant and Addl. AG for respondents present. Counsel for the appellant requested for time to file rejoinder. Request accepted to come up for rejoinder/arguments on 6.9.2016.


  
Member

  
Member

06.09.2016

Father of the appellant and Mr. Amjad Ali, Assistant  
alongwith Mr. Ziaullah, GP for respondents present. Father  
appellant requested for adjournment. Adjournment granted. To  
come up for arguments on 10.01.2017.

  
Member

  
Member

10.01.2017


Appellant in person and Assistant AG for respondents present.  
Appellant requested for adjournment due to non-availability of his  
counsel. Request accepted. To come up for arguments on ~~10.01~~ 19.05.2017.


  
(AHMAD HASSAN)  
MEMBER

  
(MUHAMMAD AAMIR NAZIR)  
MEMBER

29.05.2017


Counsel for the appellant and Mr. Ziaullah Deputy District Attorney for  
the respondent present. Counsel for the appellant requested for adjournment.  
Adjourned. To come up for arguments on 21.09.2017 before D.B


  
(Muhammad Amin Khan Kundi)  
Member

  
(Gul Zeb Khan)  
Member

21.09.2017

Counsel for the appellant present. Learned Deputy  
District Attorney for the respondents present. Counsel for the  
appellant seeks adjournment. Adjourned. To come up for  
arguments on 16.11.2017 before D.B.


  
Member  
(Executive)

  
Member  
(Judicial)

16.11.2017


Appellant in person and Mr. Ziaullah, DDA for respondents present. Appellant seeks adjournment as his counsel is not in attendance. Adjourned. To come up for arguments on 05.01.2018 before D.B.


  
(Ahmad Hassan)  
Member

  
(Muhammad Hamid Mughal)  
Member

05.01.2018


Appellant with counsel present. Asst: AG alongwith Mr. M. Arshad, SO for respondents also present. As respondents were unable to produce original record pertaining to removal from service of the appellant vide order dated 10.07.2014. Learned Asst: AG requested for adjournment to produce the same on the next date. To come up for such record and arguments on 07.03.2018 before D.B.


  
(Ahmad Hassan)  
Member(E)

  
(M.Amin Khan Kundi)  
Member (J)

07.03.2018

Appellant with counsel and Mr. Ziaullah, Deputy District Attorney for the respondents present. Learned counsel for the appellant seeks adjournment. Adjourned. To come up for record and arguments on 19.04.2018 before D.B.

  
(Muhammad Hamid Mughal)  
Member

  
(Muhammad Amin Khan Kundi)  
Member

19.04.2018

Appellant in person present. Mr. Riaz Ahmed Painsa Kheil, Assistant AG alongwith Mr. Hazrat Shah, Superintendent for the respondents also present. Record mentioned in order sheet dated 05.01.2018 not produced. Representative of the department is again directed to produce the same on the next date of hearing. Adjourned. To come up for record and arguments on 04.07.2018 before D.B.

  
(Ahmad Hassan)  
Member

  
(Muhammad Amin Khan Kundi)  
Member

04.07.2018

Appellant in person present. Mr. Muhammad Jan, DDA alongwith Mr. Hazrat Shah, Supdt for respondents present. Counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 13.08.2018 before D.B.

  
(Ahmad Hassan)  
Member

  
(Muhammad Amin Kundi)  
Member

13.08.2018

Appellant Dr. Salah ud Din in person present. Mr. Muhammad Jan, DDA for respondents present. Appellant made a request for adjournment. Granted. To come up for arguments on 10.10.2018 before D.B.

  
Member

  
Chairman

10.10.2018

Appellant in person and Mr. Kabir Ullah Khattak learned Additional Advocate General present. Appellant submitted rejoinder which is placed on file and seeks adjournment as his counsel is not in attendance. Adjourn. To come up for arguments on 26.11.2018 before D.B.

  
Member

  
Member

26.11.2018 Appellant in person and Mr. Riaz Painsdakhel learned Assistant Advocate General for the respondents present. Appellant requested for adjournment that his counsel is not in attendance. Adjourn. To come up for arguments on 26.12.2018 before D.B.

  
Member

  
Member

26.12.2018 Arbab Saiful Kamal, Advocate for appellant and Mr. Muhammad Riaz Painsdakhel, AAG alongwith Mukhtiar Alam, ADO for the respondents present.

Learned counsel for the appellant requests for time to further prepare the brief. Adjourned to 27.02.2019 for arguments before the D.B.

  
Member

  
Chairman

28.02.2019 Appellant in person And Addl. AG alongwith Attaur Rahman, Inspector (Legal) for the respondents present.

Due to general strike on the call of Bar Association instant matter is adjourned to 15.05.2019 before the D.B.

  
Member

  
Chairman

15.05.2019

Counsel for the appellant and Addl. AG for the respondents present.

Due to demise of his father, learned Member of the Bench (Mr. Hussain Shah) is on leave. Adjourned to 23.07.2019 for arguments before the D.B.

  
Chairman

23.07.2019

Appellant in person and Mr. Muhammad Jan, Deputy District Attorney for the respondents present. Appellant requested for adjournment on the ground that his counsel has proceeded to august Supreme Court of Pakistan. Adjourned to 10.10.2019 for arguments before D.B.

  
(HUSSAIN SHAH)  
MEMBER

  
(M. AMIN KHAN KUNDI)  
MEMBER

10.10.2019

Due to official tour of Hon'ble Members to Camp Court Swat, the instant matter is adjourned to 19.12.2019 for the same.

  
Reader

19.12.2019

Lawyers are on strike as per the decision of Peshawar Bar Association. Adjourn. To come up for further proceedings/arguments on 31.01.2020 before D.B.

  
Member

  
Member

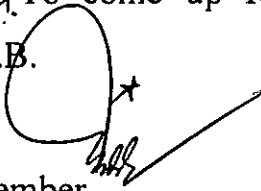


31.01.2020 Appellant in person present. Mr. Zia Ullah learned Deputy District Attorney present. Appellant seeks adjournment as his counsel has gone to Hon'ble ~~Supreme~~ Court, Peshawar. Adjourn. To come up for arguments on 13.02.2020 before D.B.

  
Member

  
Member

13.02.2020 Appellant in person present. Mr. Zia Ullah learned Deputy District Attorney present. Appellant submitted application for adjournment. Application allowed. Adjourned. To come up for arguments on 13.03.2020 before D.B.

  
Member

  
Member

13.03.2020 Appellant in person and Mr. Zia Ullah learned Deputy District Attorney present. Appellant seeks adjournment as his counsel is not available. Adjourn. To come up for arguments on 30.04.2020 before D.B.

  
Member

  
Member

30.04.2020

Due to public holidays on account of Covid-19, the case is adjourned. To come up for the same on 06.08.2020 before D.B.



Reader

06.08.2020

Due to summer vacation case to come up for the same on 26.10.2020 before D.B.

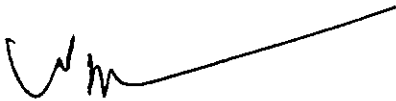


Reader

26.10.2020

Appellant in person and Addl. AG for the respondents present.

The Bar is observing general strike, therefore, the matter is adjourned to 29.12.2020 for hearing before the D.B.



(Atiq-ur-Rehman Wazir)  
Member



Chairman

29.12.2020

Due to summer vacation, case is adjourned to 31.03.2021 for the same as before.



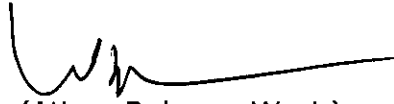
Reader

31.03.2021

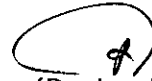
Nemo for appellant.

Mr. Muhammad Riaz Khan Paindakhel, Asstt. A.G for respondents present.

Due to general strike on the call of Khyber Pakhtunkhwa Bar Council, case is adjourned to 02.07.2021 for arguments before the D.B.



(Atiqur Rehman Wazir)  
Member(E)



(Rozina Rehman)  
Member(J)

02.07.2021

Nemo for appellant.

Mr. Usman Ghani learned District Attorney for respondents present.

Appellant/counsel be put on notice for 21.10.2021 for arguments before D.B.



(Rozina Rehman)  
Member(J)



Chairman

21.10.2021

Counsel for the appellant and Mr. Noor Zaman Khattak, District Attorney for the respondents present.

Learned counsel for the appellant seeks adjournment. Case to come up for arguments on 15.12.2021 before the D.B.



(Salah-ud-Din)  
Member(J)



Chairman

15-12-21

DB is on Tour case to come up  
For the same on Dated. 17-3-22

Readed

17.03.2022


Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 21.06.2022 for the same as before.


  
Reader.

21.06.2022

Nemo for the appellant. Mr. Riaz Ahmed Paindakheil, Assistant 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 through registered post and to come up for arguments on 12.08.2022 before the D.B.

  
(Fareeha Paul)  
Member (E)

  
(Salah-ud-Din)  
Member (J)

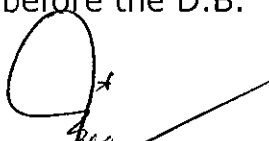
12-8-2022 Proper DB not available the case is adjourned to 23-9-2022


  
Reader

23.09.2022

Mr. Nadeem Khan, Advocate, junior of learned counsel for the appellant present. Syed Naseer-ud-Din Shah, Assistant Advocate General for the respondents present.

Junior of learned counsel for the appellant requested for adjournment on the ground that learned counsel for the appellant is not available today due to some domestic engagement. Adjourned. To come up for arguments on 13.12.2022 before the D.B.

  
(Mian Muhammad)  
Member (Executive)

  
(Salah-Ud-Din)  
Member (Judicial)

13.12.2022


Nemo for appellant.

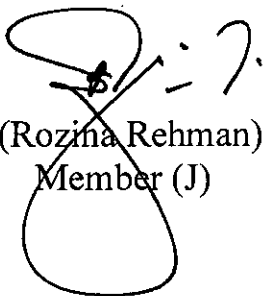
Naseer Ud Din Shah learned Assistant Advocate  
General Muhammad Tufail S.O for respondents present.

Case was called time and again but none appeared  
on behalf of appellant till rising of the Bench. As such the  
instant service appeal stands dismissed in default for non-  
prosecution. No order as to costs. File be consigned to the  
record room.

Announced

13.12.2022

  
(Farzeha Paul)  
Member (E)

  
(Rozina Rehman)  
Member (J)