



Form- A

FORM OF ORDER SHEET

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

Case No.- 7608 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	18/10/2021	<p>The appeal of Mr. Muhammad Waqas Khan presented today by Mr. Taimur Ali Khan 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-		<p>This case is entrusted to S. Bench at Peshawar for preliminary hearing to be put up there on <u>02/11/2021</u></p> <p style="text-align: right;"> CHAIRMAN</p>

04.11.2021

Counsel for the appellant present. Memorandum of appeal and the copies of record annexed there-with perused and Preliminary arguments heard.

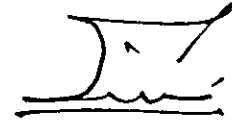
Learned counsel for the appellant contended that the appellant is aggrieved of the seniority list of Sub-Divisional Forest Officer (BS-17) as stood on 20.01.2021 whereby name of the appellant has been reflected at serial No.38 and his juniors (as per merit list of the Public Service Commission dated 15.06.2017) have been reflected seniors on the said seniority list. His departmental appeal dated nil was turned down on 07.10.2021, hence, the instant service appeal filed in the Service Tribunal on 18.10.2021. It was further argued that another service appeal of Mr. Muhammad Usman bearing No.143/2019 is fixed before D.B-II on 18.11.2021 and as the same seniority list has been impugned, it would therefore be appropriate that it may be posted before D.B-II. The appeal is admitted for regular hearing subject to all just legal objections including question of limitation. 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 in office within 10 days after receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time, or extension of time is not sought through written application with sufficient cause, the office shall submit the file with a report of non-compliance. File to come up for arguments on 18.11.2021 before the D.B-II alongwith connected appeal mentioned above.

Appellant Deposited  
Security & Process Fee

(Mian Muhammad)  
Member(E)

18.11.2021

Appellant in person present. Mr. Kabirullah Khattak, Additional Advocate General for official respondents No. 1 to 3 present and sought time for submission of reply/comments. None present on behalf of private respondents No. 4 to 9, therefore, notices be issued to them for submission of reply/comments. To come up for submission of reply/comments before the S.B on 02.12.2021.

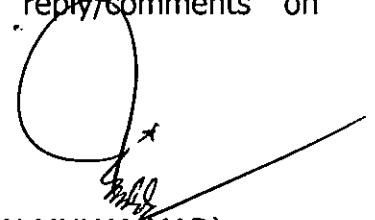


(Salah-Ud-Din)  
Member (J)

02.12.2021

Counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl: AG for respondents present.

Written reply/comments on behalf of respondents not submitted. Learned AAG seeks time to submit the same. Adjourned. To come up for written reply/comments on 16.12.2021 before S.B.



(MIAN MUHAMMAD)  
MEMBER (E)

16.12.2021

Appellant in person present. Mr. Kabirullah Khattak, Addl: AG for official respondents present.


Written reply/comments not submitted. Learned AAG seeks time to contact the respondents for submission of written reply/comments. Notices be issued to private respondents No. 4 to 9. Adjourned but as a last chance. To come up for written reply/comments on 02.01.2022 before S.B.

  
(MIAN MUHAMMAD)  
MEMBER (E)

19.01.2022

Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl. AG for respondents present.


Reply/comments on behalf of official respondents as well as private respondents are still awaited, therefore notices be issued to the official respondents as well private respondents for submission of reply/comments. Another last opportunity is granted. To come up for reply/comments before the S.B on 02.01.2022.

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

02.02.2022

Appellant in person present. Mr. Muhammad Adeel Butt,  
Add: AG for official respondents No. 1 to 3 and private  
respondent No. 8 in person present.

Written reply not submitted despite last opportunities.  
Requested for further adjournment. Adjournment granted subject  
to payment of cost of Rs. 1000/- which shall be borne by official  
respondents from their own pockets. Private respondent No.8  
seeks time for submission of written reply/comments. None  
present on behalf of private respondents No. 4 to 7 and 9, hence  
proceeded ex-parte. Adjourned. To come up for written  
reply/comments on behalf of official respondents as well as  
private respondent No.8 on 15.03.2022 before S.B.

  
(Attiq Ur Rehman Wazir)  
Member(E)

15.03.2022

Due to retirement of the Worthy Chairman, the  
Tribunal is defunct, therefore, case is adjourned to  
07.6.2022 for the same as before.



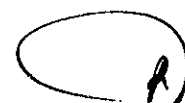
07.06.2022

Appellant in person present.


Reader.

Muhammad Riaz Khan Paindakheil, learned  
Assistant Advocate General alongwith Zahid Iqbal  
Deputy Director for official respondents No.1 to 3  
present. Nemo for official respondent No.8.

Representative of official No. 1 to 3 submitted  
reply alongwith cost of Rs.1000/- which was handed  
over to the appellant. Notice be issued to private  
respondent No.8 for submission of comments on or  
before the next date, failing which, right of private  
respondent No.8 for submission of comments shall be  
deemed as struck off. To come up for reply/comments  
of private respondent No.8 on 09.06.2022 before S.B.



(Rozina Rehman)  
Member (J)

*i received a cost of worth 1000 Rs.*  


09.06.2022

Appellant in person present.

Muhammad Riaz Khan Paindakheil learned Assistant Advocate General alongwith Zahid Iqbal Deputy Director for official respondents present.

Despite notices, reply on behalf of private respondent No.8 was not submitted, hence, placed ex-parte. To come up for rejoinder, if any, and arguments on 19.07.2022 before D.B.

  
(Rozina Rehman)  
Member (J)

19.07.2022

Proper Bench is not available, therefore, case is adjourned to 07.09.2022 for the same as before.

  
Reader

07.09.2022

Learned counsel for the appellant present. Syed Naseer Ud Din Shah, Asst: AG for respondents present.

Learned counsel for the appellant intends to file rejoinder. Last opportunity is granted for arguments. To come up for arguments on 03.11.2022 before D.B.

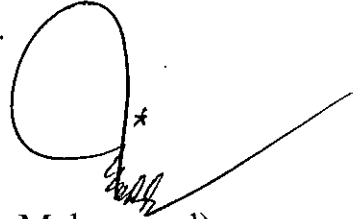
  
(Farecha Paul)  
Member (E)

  
(Kalim Arshad Khan)  
Chairman

03.11.2022

Appellant alongwith his counsel present. Mr. Muhammad Sajid, DFO alongwith Mr. Muhammad Riaz Khan Pindakhel, Assistant Advocate General for official respondents present.

Learned counsel for the appellant stated that similar nature of Service Appeal bearing No. 143/2019 titled Muhammad Usman Versus Forest Department is fixed for arguments on 16.12.2022, therefore, the appeal in hand may also be fixed for arguments on the said date. Adjourned. To come up for arguments on 16.12.2022 before the D.B.



(Mian Muhammad)  
Member (E)



(Salah-Ud-Din)  
Member (J)

16<sup>th</sup> Dec. 2022

Junior to counsel for the appellant present. Mr. Naseerud Din Shah, Assistant Advocate General alongwith Rasheed Hussain, Deputy Director for the respondents present. Mrs. Rozina Rehman, learned Member (J) is on leave, therefore, D.B is incomplete. The case is adjourned to 08.03.2023 for arguments before the D.B.



(Fareeha Paul)  
Member(E)