

14.02.2019

Appellant in person present. Mr. Ziaullah, Deputy District Attorney for official respondents No. 1 to 3 and private respondent No. 4 in person present. Appellant stated at the bar that similar nature service appeal No. 335/2018 titled Muhammad Asif Versus Police Department is fixed on 29.04.2019 therefore, requested that the present appeal may also be fixed on the same date. Request is accepted. To come up for rejoinder and arguments on 29.04.2019 alongwith above mentioned similar nature service appeal before D.B-I.

(HUSSAIN SHAH)  
MEMBER

  
(MUHAMMAD AMIN KHAN KUNDI)  
MEMBER

29.04.2019

Appellant in person and Mr. Ziaullah, DDA for the respondents present.

Request for adjournment is made due to engagement of learned counsel for the appellant before the Honourable High Court today in many cases.

Adjourned to 15.07.2019 before the D.B.

  
Member

  
Chairman

15.07.2019

Appellant in person and Mr. Muhammad Jan, Deputy District Attorney alongwith Mr. Naeem Hussain, Inspector (Legal) for the respondents present. Appellant requested for adjournment on the ground that his counsel is not available today. Adjourned to 27.09.2019 for arguments before D.B.

  
(HUSSAIN SHAH)  
MEMBER

  
(M. AMIN KHAN KUNDI)  
MEMBER

27.09.2019

Appellant in person present. Learned Asst: AG alongwith Mr. Wisal, H.C for respondents present. Appellant seeks adjournment. Adjourn. To come up for arguments on 29.11.2019 before D.B.

  
Member

  
Member

29.11.2019


Counsel for the appellant present. Asst: AG for respondents present. Learned counsel for the appellant seeks adjournment. Adjourn. To come up for arguments on 22.01.2019 before D.B.

  
Member

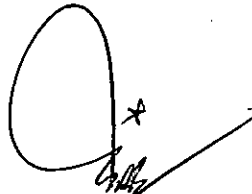
  
Member

22.01.2020 Due to general strike on the call of the Khyber Pakhtunkhwa Bar Council, learned counsel for the appellant is not available today. Mr. Kabirullah Khattak learned Additional Advocate General for the respondents present. Adjourned to 11.03.2020 for further proceedings/arguments before D.B.

  
(Hussain Shah)  
Member

  
(M. Amin Khan Kundi)  
Member

11.03.2020 Counsel for the appellant present. Addl: AG alongwith Mr. Wisal, H.C for official respondents present. Learned counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 04.05.2020 before D.B.

  
Member

  
Member

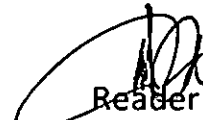
4.5 .2020

Due to COVID19, the case is adjourned to  
15/7/2020 for the same as before.

  
Reader

15.07.2020

Due to COVID19, the case is adjourned to 17.08.2020 for  
the same as before.

  
Reader

17.08.2020

Due to summer vacations, the case is adjourned to  
28.10.2020 for the same.

  
Reader

28.10.2020

Proper D.B is on Tour, therefore, the case is  
adjourned for the same on 29.12.2020 before D.B.

Reader

29.12.2020

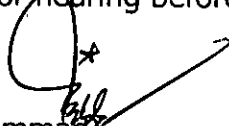
Due to summer vacation, case is adjourned to 15-3 .2021 for the same as before.

  
Reader

16.03.2021

Appellant in person, Addl. AG alongwith Wisal Muhammad, H.C for official respondents and counsel for private respondent No. 4 present.

Former requests for adjournment as learned senior counsel for the appellant is engaged today before the Honourable High Court in many cases. today. Adjourned to 26.04.2021 for hearing before the D.B.

  
(Mian Muhammad)  
Member (E)

  
Chairman

26.4.2021

*Due to COVID-19, the case is adjourned to 16.8.2021 for the same.*

  
Reader

16.08.2021

Since 16.08.2021 has been declared as Public holiday on account of Moharram, therefore, case is adjourned to 10.11.2021 for the same as before.

  
Reader

10.11.2021

Learned counsel for the appellant present. Mr. Tariq Umer DSP (Legal) alongwith Mr. Asif Masood Ali Shah, Deputy District Attorney for the official respondents No. 1 to 3 present. Clerk of learned counsel for private respondent No. 4 present.

Clerk of learned counsel for the Private respondent No.4 submitted adjournment application on the ground that learned counsel for the private respondent No. 4 is busy before Federal Service Tribunal, Islamabad. Adjourned. To come up for arguments before the D.B on 01.02.2022.



(ATIQ UR REHMAN WAZIR)  
MEMBER (E)



(SALAH-UD-DIN)  
MEMBER (J)

01.02.2022

Appellant in person present. Mr. Abdul Baseer, Inspector (Legal) alongwith Mr. Kabirullah Khattak, Additional Advocate General for official respondents No. 1 to 3 present. Private respondent No. 4 alongwith his counsel present.

Appellant requested for adjournment on the ground that his counsel is busy before the august Peshawar High Court, Peshawar. Adjourned. To come up for arguments on 31.03.2022 before the D.B.



(Rozina Rehman)  
Member (J)

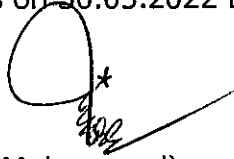


(Salah-ud-Din)  
Member (J)

31<sup>st</sup> March, 2022

Mr. Fazal Shah Mohmand Advocate for appellant present and fresh Wakalatnama submitted which is placed on file. Mr. Muhammad Adeel Butt, Addl. AG for the official respondents and counsel for private respondent No. 4 present.

Learned newly engaged counsel for the appellant seeks adjournment in order to properly assist the Court. Adjourned. Last opportunity is granted. To come up for arguments on 30.05.2022 before the D.B.



(Mian Muhammad)  
Member(Executive)



Chairman

30<sup>th</sup> May, 2022

Learned counsel for the appellant present. Mr. Naseer ud Din Shah, Assistant AG for the respondents present.

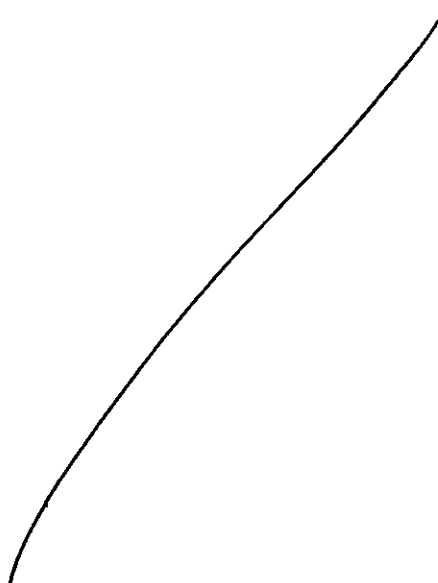
Learned counsel for the appellant seeks adjournment in order to properly assist the Court. Appeal pertains to the year 2018, therefore, last opportunity is granted. To come up for arguments on 07.07.2022 before the D.B.



(Mian Muhammad)  
Member(E)



(Kalim Arshad Khan)  
Chairman



07.07.2022

Clerk of learned counsel for the appellant present.  
Mr. Asif Masood Ali Shah, Deputy District Attorney for  
official respondents No. 1 to 3 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  
17.10.2022 before the D.B.



(Mian Muhammad)  
Member (E)



(Salah-ud-Din)  
Member (J)

17<sup>th</sup> Oct., 2022

Counsel for the appellant present. Mr. Muhammad Riaz Khan  
Paindakhel, Asstt. AG for the respondents present.

Learned counsel for the appellant requests for  
adjournment in order to further prepare the brief. Last opportunity  
is granted. To come up for arguments on 04.11.2022 before D.B.



(Fareeha Paul)  
Member(E)



(Kalim Arshad Khan)  
Chairman



4<sup>th</sup> Nov. 2022

Lawyers are on strike today.

To come up for arguments on 14.12.2022 before the D.B. Office is directed to notify the next date on the notice board as well as the website of the Tribunal.

  
**(Fareeha Paul)**  
**Member(E)**

  
**(Kalim Arshad Khan)**  
**Chairman**

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




Due to strike of the Bar and Mrs. Rozina Rehman, learned Member (J) being on leave, this matter is adjourned to 24.02.2023 before the D.B. Office is directed to notify the next date on the notice board as well as the website of the Tribunal.

  
**(Fareeha Paul)**  
**Member(E)**

Form-A  
FORM OF ORDERSHEET

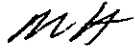
Court of \_\_\_\_\_

Case No. 165/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	06/02/2018	<p>The appeal of Mr. Mir Faraz Khan presented today by Mr. Gohar Salim Afridi Advocate may be entered in the Institution Register and put up to Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-	08/02/18.	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>19/02/18.</u></p> <p style="text-align: right;"> CHAIRMAN</p>
	19.02.2018	<p>Appellant in person present and seeks adjournment as his counsel is not in attendance today. Adjourned. To come up for preliminary hearing on 13.03.2018 before S.B.</p> <p style="text-align: right;"> (Gul Zeb Khan) Member</p>

13.03.2018

Counsel for the appellant present and seeks adjournment. Adjourned. To come up for preliminary hearing on 03.04.2018 before S.B.

  
(Muhammad Amin Khan Kundi)  
Member

03.04.2018

Learned counsel for the appellant present and seeks adjournment. Adjourn. To come up for preliminary hearing on 17.04.2018 before S.B

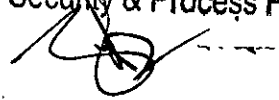
  
Member

17.04.2018

Counsel for the appellant Mir Faraz Khan present. Preliminary arguments heard. It was contended by learned counsel for the appellant that the appellant was serving in Police Department as Inspector and was confirmed on 31.10.2013 while private respondent No. 4 was also serving in Police Department as Inspector but he was not confirmed till 2016, therefore, it was contended that the appellant is senior than the private respondent No. 4 but despite that respondent-department has issued notification dated 12.10.2017 whereby private respondent No. 4 has been shown senior to the appellant therefore, the impugned notification is illegal and liable to be rectified.

The contention raised by the learned counsel for the appellant needs consideration. The appeal is admitted for regular hearing subject to deposit of security and process fee within 10 days, thereafter, notice be issued to the respondents for written reply/comments for 06.06.2018 before S.B.

Appellant Deposited  
Security & Process Fee



  
(Muhammad Amin Khan Kundi)  
Member

**06.06.2018**

Appellant in person and Addl: AG alongwith Mr. Abdur Rahman, DSP for official respondents present. Written reply not submitted. Requested for adjournment. Adjourned. To come up for written reply/comments on **16.07.2018** before S.B

  
Member


**16.07.2017**

Appellant in person present. Learned Additional Advocate General alongwith Mr. Salman H.C for the respondents present. Written reply not submitted. Representative of the respondents seeks time to file written reply/comments. Granted. To come up for written reply/comments on 30.08.2018 before S.B.

  
Member

**30.08.2018**

Counsel for appellant and Mr. Kabirullah Khattak AAG alongwith Mr. Salman Khan Head Constable for the official respondent present. None Present on behalf of the Private respondent No.4. Written reply submitted on behalf of the respondent No. 1 to 3. Written reply not submitted on behalf of the Private respondent No. 4. Therefore fresh notices be issued to him for attendance for attendance and filing of written reply for **11.10.2018** before S.B.

  
(Muhammad Amin Kundi)  
Member

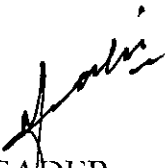
11.10.2018

Mr. Mir Faraz Khan, appellant in person present.  
Mr. Kabirullah Khattak, Addl. AG for the official  
respondents present who already submitted written reply.  
None present on behalf of respondent No. 4. Last chance is  
given to him. To come up for written reply of respondent  
No. 4 on 07.11.2018 before S.B.

  
Chairman

07.11.2018

Due to retirement of Hon'ble Chairman, the  
Tribunal is defunct. Therefore, the case is adjourned. To  
come up on 21.12.2018. Written reply not received.

  
READER

21.12.2018

Clerk to counsel for the appellant present. Mr. Abdur  
Rehman Inspector representative of official respondents present.  
Written reply already submitted on behalf of official respondents.  
Written reply submitted by private respondent No.4. Adjourn. To  
come up for rejoinder if any and arguments on 14.02.2019 before  
D.B. - II

  
Member