


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

Appellant present in person. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General alongwith Mr. Muhammad Khan, Probation Officer for the respondents present.

Appellant states that his learned counsel was busy in Hounourable High Court and submitted an application for adjournment of the matter to 13.02.2023, the date himself given by the appellant's learned counsel. On the request of the appellant, the matter is adjourned to his desired 13.02.2023 for arguments before the D.B as last chance, failing which the matter will be decided on the basis of available record without the arguments.


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

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

04.07.2022

Mr. Farooq, Advocate (junior of learned counsel for the appellant) present. Mr. 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 busy in the august Supreme Court of Pakistan. Adjourned. To come up for arguments on 11.10.2022 before the D.B.



(Mian Muhammad)  
Member (E)



(Salah-ud-Din)  
Member (J)

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

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

Appellant seeks adjournment due to engagement of his learned counsel before Hon'ble Peshawar High Court. Adjourned. To come up for arguments on 09.11.2022 before the D.B.



(Fareeha Paul)  
Member (E)



(Kalim Arshad Khan)  
Chairman

09.11.2022

Since 9<sup>th</sup> November has been declared as public holiday, case is adjourned to 09.12.2022 for the same as before.




Reader

22.10.2021

Counsel for the appellant present.

Mr. Javed Ullah, Assistant Advocate General for respondents present.

Learned counsel for the appellant requested for adjournment. The present case pertains to the year 2015, therefore, last opportunity is granted. To come up for arguments on 08.12.2021 before D.B.

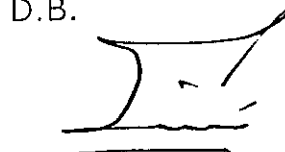
  
(ATIQ UR REHMAN WAZIR)  
MEMBER (E)

  
(ROZINA REHMAN)  
MEMBER (J)

08.12.2021

Learned counsel for the appellant present. Mr. Noor Zaman Khattak, District Attorney for the respondents present.

The Worthy Chairman is on leave, therefore, the bench is incomplete. Adjourned. To come up for arguments on 29.03.2022 before the D.B.

  
(Salah-ud-Din)  
Member (J)

29-3-2022

Proper DB not available the case is adjourned to come up for the same as before on 4-7-2022

  
Reader

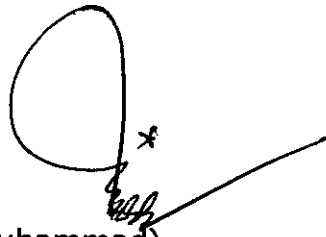
22.03.2021

Appellant in person present.

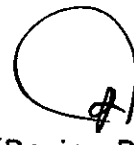
Kabir Ullah Khattak learned Additional Advocate General alongwith Syed Afsar Shah Senior Probation Officer for respondents present.

Appellant requests for adjournment ~~was~~ his counsel is busy in some other courts.

Adjourned to 17/05/2021 for arguments before D.B.



(Mian Muhammad)  
Member (E)



(Rozina Rehman)  
Member (J)

17.5.21


*Due to COVID-19, the case is adjourned to 8.9.2021 for the same.*



08.09.2021

Appellant alongwith his counsel present. Mr. Riaz Khan Paindahkeil, Assistant Advocate General for the respondents present.

Learned counsel for the appellant requested for adjournment on the ground that he has not met preparation for arguments. Adjourned. To come up for arguments ~~was~~ before D.B on 22.10.2021.



(ATIQU UR REHMAN WAZIR)  
MEMBER (EXECUTIVE)



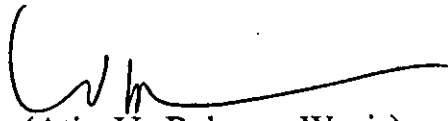
(SALAH-UD-DIN)  
MEMBER (JUDICIAL)


01.12.2020

Appellant in person present.

Zara Tajwar learned Deputy District Attorney for respondents present.

Former requests for adjournment that his counsel is busy before Hon'ble Peshawar High Court Peshawar. Adjourned. To come up for arguments on 02.02.2021 before D.B.

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

  
(Rozina Rehman)  
Member (J)

02.02.2021

Due to COVID-19, the case is adjourned for the same on 22.03.2021 before D.B.

  
READER

14-5.2020

06/8/2020 for the same as before.

Due to COVID19, the case is adjourned to

  
Reader

06.08.2020

Due to summer vacation case to come up for the same on  
07.10.2020 before D.B.


  
Reader


07.10.2020

Appellant in person present.

Mr. Muhammad Jan learned Deputy District Attorney  
alongwith Syed Afsar Shah Senior Probation Officer for  
respondents present.

Former requests for adjournment as his counsel is busy  
before Hon'ble Peshawar High Court Peshawar. Adjourned.  
To come up for arguments on 01.12.2020 before D.B.

  
(Atiq ur Rehman Wazir)  
Member (E)

  
(Rozina Rehman)  
Member (J)

03.02.2020

Learned counsel for the appellant present. Mr. Ziaullah, DDA alongwith Mr. Zahid Akram, Probation Officer for respondents present. Learned counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 16.03.2020 before D.B.



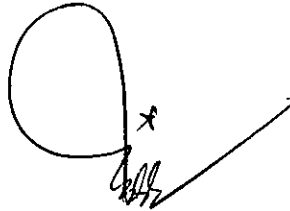
Member



Member

16.03.2020

Appellant in person present. Asst: AG for respondents present. Due to general strike on the call of Peshawar Bar Council, the instant case is adjourned. To come up for arguments on 14.05.2020 before D.B.



(MAIN MUHAMMAD)  
MEMBER



(M.AMIN KHAN KUNDI)  
MEMBER

23.09.2019 Due to general strike on the call of Khyber Pakhtunkhwa Bar Council learned counsel for the appellant is not in attendance. Mr. Riaz Khan Paindakhel learned Assistant Advocate General for the respondents present. Adjourned. To come up for arguments on 05.11.2019 before D.B.

  
(Hussain Shah)  
Member

  
(M. Amin Khan Kundi)  
Member


05.11.2019 Appellant in person present. Addl: AG for respondents present. Appellant seeks adjournment as his counsel was not available today. Adjourn. To come up for arguments on 06.12.2019 before D.B.

  
Member

  
Member

06.12.2019 Appellant in person and Mr. Kabirullah Khattak, Additional AG for the respondents present.

Due to general strike of Khyber Pakhtunkhwa Bar Council learned counsel for the appellant is not available today. Adjourned to 03.02.2020 for arguments before D.B.

  
(Hussain Shah)  
Member

  
(M. Amin Khan Kundi)  
Member



26.02.2019

Appellant in person and District Attorney for the respondents present.

Appellant requests for adjournment due to non-availability of his learned counsel. Adjourned to 22.04.2019 before the D.B.

  
Member

  
Chairman

22.04.2019

Counsel for the appellant and Mr. Ziaullah, DDA alongwith Afsar Shah, Senior Probation Officer for the respondents present.

Learned counsel for the appellant requests for adjournment as he could not prepare brief of instant matter.


Adjourned to 08.07.2019 for arguments before the D.B.


  
Member

  
Chairman

08.07.2019

Counsel for the appellant and Addl: AG for respondents present. Learned counsel for the appellant seeks as he has not prepared the case. The case pertains to the year 2015, therefore, last opportunity granted for arguments. Adjourned. Case to come up for arguments on 23.09.2019 before D.B.

  
Member

  
Member

11.09.2018

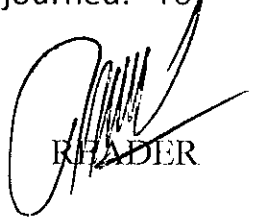
Learned counsel for appellart and Mr. Usman Ghani learned District Attorney for respondents present. Learned counsel for appellant requested for adjournment. Adjourned. To come for arguments on 05.11.2018 before D.B.

  
(Hussain Shah)  
Member

  
(Muhammad Hamid Mughal)  
Member

05.11.2018


Due to retirement of Hon'ble Chairman, the Tribunal is defunct. Therefore, the case is adjourned. To come up on 26.12.2018.

  
READER

26.12.2018


Appellant in person and Mr. Ziaullah, DDA alongwith Syed Afsar Shah, Senior Probation Officer for the respondents present.

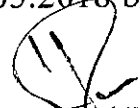
The appellant requests for adjournment due to non-availability of his learned counsel. Adjourned to 26.02.2019 for arguments before the D.B.

  
Member

  
Chairman

15.03.2018 Learned counsel for the appellant present. Mr. Riaz Paindakheil learned Assistant Advocate General on behalf of the respondents present. Learned counsel for the appellant seeks adjournment. Adjourn. To come up for arguments on 15.05.2018 before D.B

  
(Muhammad Amin Kundi)  
Member

  
(Muhammad Hamid Mughal)  
Member

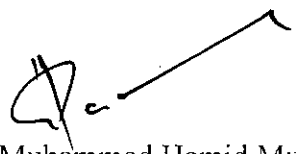
15.05.2018 Appellant in person present. Counsel for the appellant is absent. Appellant seeks adjournment. Mr. Riaz Ahmed Paindakheil, Assistant AG alongwith Mr. Saeedullah, Senior Clerk for the respondents also present. Adjourned. To come up for arguments on 16.07.2018 before D.B.

  
(Muhammad Amin Khan Kundi)  
Member

  
(Muhammad Hamid Mughal)  
Member

16.07.2018 Clerk to counsel for the appellant present. Mr. Afsar Shah, Probation Officer alongwith Mr. Sardar Shoukat Hayat, Addl: AG for respondents present. Arguments could not be heard due to general strike of the Bar. Adjourned. To come up for arguments on 11.09.2018 before D.B.

  
(Ahamid Hassan)  
Member

  
(Muhammad Hamid Mughal)  
Member

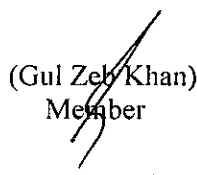
06.03.2017

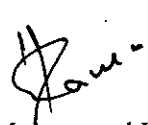
Appellant in person and Addl: AG for respondents present. Arguments could not be heard due to General Strike of the Bar. To come up for arguments on 04.07.2017 before D.B.

  
(ASHFAQUE TAJ)  
MEMBER

  
(MUHAMMAD AAMIR NAZIR)  
MEMBER

15. **04.07.2017** Agent to counsel for the appellant and Mr. Zia Ullah, Deputy District Attorney alongwith Mr. Saeed Ullah, Assistant for the respondent present. Agent to counsel for the appellant submitted rejoinder which is placed on file. To come up for arguments on 23.10.2017 before D.B.

  
(Gul Zeh Khan)  
Member

  
(Muhammad Hamid Mughal)  
Member

23.10.2017

Clerk of the counsel for appellant and Mr. Muhammad Jan, Deputy District Attorney for the respondents present. Clerk of the counsel for appellant seeks adjournment. Granted. To come up for arguments on 12.01.2018 before D.B.

  
Member

  
Chairman

**12.01.2018**

Appellant in person present and Mr. Zia Ullah, DDA for the respondents present. Appellant seeks adjournment as his counsel is not attendance today. Granted. To come up for arguments on 15.03.2018 before D.B.

  
Member

  
Chairman

28.10.2015

Appellant in person and Addl: A.G for respondents present. Requested for adjournment. To come up for written reply/comments on 23.02.2016 before S.B.

  
Chairman

23.02.2016

Appellant with counsel and Mr. Saeedullah, Junior Clerk alongwith Addl: A.G for respondents present. Written reply submitted. The appeal is assigned to D.B for rejoinder and final hearing for 8.6.2016.

  
Chairman

08.06.2016


Agent of counsel for the appellant and Addl: AG for respondents present. Rejoinder not submitted and requested for further time to file rejoinder. To come up for rejoinder and arguments on ~~7-11-16~~.

  
MEMBER

  
MEMBER

07.11.2016

Appellant in person and Mr. Saeedullah, Junior Clerk alongwith Assistant AG for respondents present. Rejoinder not submitted. Requested for time to file rejoinder. To come up for rejoinder and arguments on ~~6.3.17~~.

  
(MUHAMMAD AAMIR NAZIR)  
MEMBER

  
(PIR BAKHSH SHAH)  
MEMBER

263/15

8

26.06.2015

Counsel for the appellant is not in attendance due to strike of the Bar. Adjourned to 30.7.2015 for preliminary hearing before S.B.

  
Chairman

9

30.07.2015

Counsel for the appellant present. Learned counsel for the appellant argued that the appellant was serving as Assistant when subjected to inquiry on the allegations of harassment of three women at work place serving as civil servants and vide impugned order dated 5.11.2014 awarded the punishment of stoppage of five annual increments with cumulative effect against which the appellant preferred departmental appeal on 28.11.2014 which was partially allowed vide order dated 16.2.2015 and punishment reduced to two annual increments without cumulative effect and against the said final order appellant preferred service appeal on 19.3.2015.

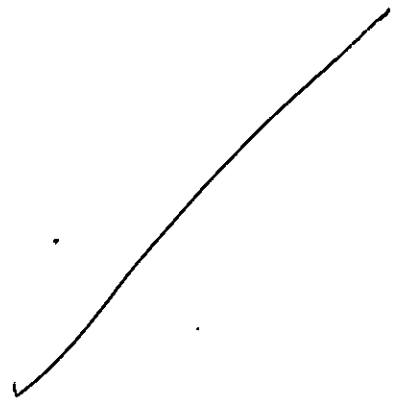
That the appellant is innocent and that the charges were not proof against the appellant despite three rounds of inquiries and appellant wrongly awarded the punishment in the fourth round of litigation which punishment is against facts and law.

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 28.10.2015 before S.B.

  
Chairman

Appellant Deposited  
Security & Process Fee





4. 30.04.2015

None present for appellant. Notice to counsel for the appellant be issued for preliminary hearing for 13.05.2015 before S.B.

  
Chairman

5. 13.05.2015

Appellant in person present. Learned counsel for the appellant is stated sick. Adjourned to 27.05.2015 for preliminary hearing before S.B.

  
Chairman

6

27.05.2015

Appellant in person present. Counsel for the appellant is stated busy in Local Govt. Election as a candidate. Adjourned for preliminary hearing to 10.6.2015 before S.B.

  
Chairman

7

10.06.2015




Appellant in person present. Counsel for the appellant is stated busy at Islamabad High Court. Adjourned to 26.6.2015 for preliminary hearing before S.B.

  
Chairman

Form- A  
FORM OF ORDER SHEET

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

Case No. 263/2015

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	02.04.2015	<p>The appeal of Mr. Mr. Bakhrtiar Nabi resubmitted today by Mr. Rashid Sohail Khan 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	3-4-15	<p>This case is entrusted to S. Bench for preliminary hearing to be put up thereon <u>16-4-15</u></p> <p style="text-align: right;"> CHAIRMAN</p>
3	16.04.2015	<p>None present for appellant. The appeal be relisted for preliminary hearing for 30.4.2015 before S.B.</p> <p style="text-align: right;"> Chairman</p>