



SA No. 638/17

09<sup>th</sup> Dec. 2022 Counsel for the appellant present. Mr. Naseerud Din Shah, Assistant Advocate General for official respondents present. Mr. Munsif Seed, Advocate for private respondent No. 6 present and submitted Wakalatnama which is placed on file.

Learned counsel for the parties seek adjournment in order to further prepare the brief. Last opportunity is granted. The matter pertains to Camp Court D.I.Khan, be sent there. To come up for arguments on 17.01.2023 before the D.B at Camp Court, D.I.Khan.


  
(Fareeha Paul)  
Member (E)

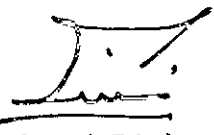
  
(Kalim Arshad Khan)  
Chairman

10.06.2022

Clerk of learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for official respondents No. 1 to 5 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 05.09.2022 before the D.B.

  
(Fareeha Paul)  
Member (E)

  
(Salah-ud-Din)  
Member (J)

05.09.2022

Due to leave of the Worthy Chairman, the Bench is incomplete. Case to come up for the same on 07.11.2022 before the D.B.

  
Reader


07.11.2022

Counsel for the appellant present. Mr. Kabirullah Khattak, Additional Advocate General alongwith Mahmood Azam SST and Muhammad Tufail, Assistant for the respondents present.

Former requested for adjournment in order to further prepare the brief. Adjourned. To come up for arguments on 09.12.2022 before the D.B.

SEARCHED  
INDEXED  
SERIALIZED  
FILED

  
(Fareeha Paul)  
Member (E)

  
(Rozina Rehman)  
Member(J)

13.04.2022

Learned counsel for the appellant present. Mr. Kabirullah Khattak Addl. AG for respondents present.

It is deemed appropriate that the official respondents be directed to place on file copies of both the DPCs in which the appellant was promoted while in the other she was reverted and private respondent No. 6 was promoted. Official respondents are directed to do the needful within a week.



(Rozina Rehman)  
Member (J)



Chairman

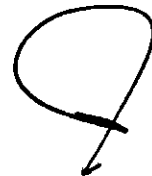
26<sup>th</sup> April, 2022

Learned counsel for the appellant present. Mr. Kabirullah Khattak, Addl. AG for the respondents present.

On 13.04.2022, the official respondents were directed to produce copies of the DPCs in which appellant was promoted while in the other she was reverted and private respondent No. 6 was promoted. One week time was given for the same but they did not comply with the order nor anybody has been deputed to appear before us. Last chance is given to the respondents to produce copies of the DPCs on or before 10.06.2022 for arguments on the date fixed.



(FAREEHA PAUL)  
MEMBER(E)



(KALIM ARSHAD KHAN)  
Chairman

03.01.2022

Junior to counsel for the appellant and Mr. Asif Masood Ali Shah, DDA for the respondents present.

Former requests for adjournment due to engagement of learned senior counsel before the Honourable High Court. Request accorded. To come up for arguments on 11.04.2022 before the D.B.

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

Chairman

11.04.2022

Mr. Taimur Ali Khan, Advocate for the appellant present. Mr. Kabirullah Khattak learned Addl. AG for the respondents present.

13.04.2022

Arguments heard. To come up for order on 13.04.2022 before this D.B.

(Rozina Rehman)  
Member (J)

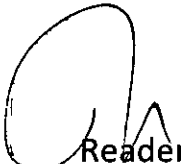
Chairman

(Signature)

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22.12.2020

Due to Pandemic of Covid-19, the case is adjourned to 22.02.2021 for the same.


  
Reader


22.02.2021

Nemo for appellant.

Noor Zaman Khattak learned District Attorney alongwith Kamran Khan ADEO for respondents present.

Notice be issued to appellant/counsel for 24.05.2021 for arguments before D.B at Camp Court, D.I. Khan.

  
(Atiq ur Rehman Wazir)  
Member (E)  
Camp Court, D.I Khan

  
(Rozina Rehman)  
Member (J)  
Camp Court, D.I Khan

20.08.2021

Due to summer vacations, case is adjourned to 28.09.2021 for the same as before.

  
READER

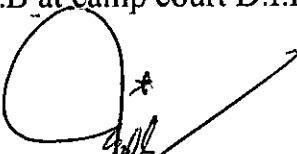
28-9-21 Due to non availability of the concerned DB The case is adjourned to 3-1-2022

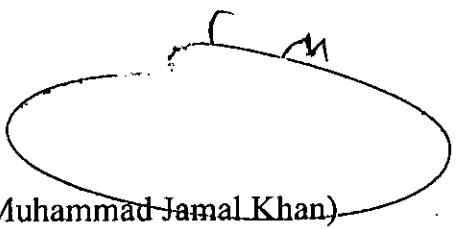
  
Reader

29.10.2020

Assistant to counsel for the appellant is present. Mr. Usman Ghani, District Attorney for respondents is present.

Since the Members of the High Court as well as of the District Bar Association D.I.Khan are observing strike today, therefore, the case is adjourned to 25.11.2020 for arguments before D.B at camp court D.I.Khan.

  
(Mian Muhammad)  
Member (E)

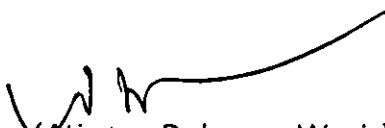
  
(Muhammad Jamal Khan)  
Member(J)  
Camp Court D.I.Khan

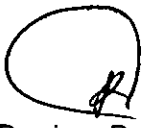
25.11.2020

Junior counsel for appellant present.

Muhammad Jan learned Deputy Attorney for respondents present.

Former made a request for adjournment as senior counsel is not available. Adjourned. To come up for arguments on 22.12.2020 before D.B at Camp Court, D.I.Khan.

  
(Atiq-ur-Rehman Wazir)  
Member (E)  
Camp Court, D.I Khan

  
(Rozina Rehman)  
Member (J)  
Camp Court, D.I Khan

25/3/2020

Due to COVID-19 the case is adjourned. To come up for the same 21/4/2020 at Camp Court, D.I Khan

  
Reader

21/4/2020

Due to COVID-19 the case is adjourned. To come up for the same 24/9/2020 at Camp Court, D.I Khan

  
Reader

24.09.2020

Appellant present through counsel.

Mr. Muhammad Jan learned Deputy District Attorney alongwith Mehmood Azam ADEO (Litigation) for official respondents No. 1 to 5 present.

Husband of private respondent No.6 present but again with a request for adjournment.

Perusal of order sheet dated 25.02.2020 shows that respondent No.6 had been strictly directed to produce counsel as the case has been pending since 2017 but today once again, a request was made for adjournment. Last chance is given. To come up for arguments on 29.10.2020 before D.B at Camp Court, D.I.Khan.



(Atiq-ur-Rehman Wazir)  
Member (E)  
Camp Court, D.I.Khan.




(Rozina Rehman)  
Member (J)  
Camp Court, D.I.Khan.

25.02.2020

Counsel for the appellant present. Mr. Usman Ghani, District Attorney ~~for respondents~~ for official respondents and husband of private respondent no. 6 present. Husband of private respondent no.6 seeks adjournment as his counsel is not available today. Learned counsel for the appellant pointed out that the appellant was promoted but later on she was reverted and the private respondent no.6 was promoted,, therefore, the appellant challenged the same through the instant service appeal. It was further stated by the learned counsel for the appellant that the appeal is pending since June 2017 but the private respondents <sup>m</sup> is lingering on the appeal on ~~the~~ one pretext or the other. Husband of private respondent no.6 is strictly directed to produce counsel on the next date of hearing positively. Adjourned. To come up for arguments on 25.02.2020 before D.B at camp court D.I.Khan.

  
Member

  
Member  
Camp Court D.I.Khan



26.11.2019

M. Saba, junior counsel for the appellant and Mr. Ziaullah, Deputy District Attorney alongwith Sabra Parveen, DEO for official respondents No. 1 to 5 present. Junior counsel for the appellant submitted an application for adjournment on the ground that learned senior counsel for the appellant is busy before the Hon'ble Peshawar High Court, D.I.Khan Bench and cannot attend the Tribunal today. Application is placed on record. Case to come up for arguments on 28.01.2020 before D.B at Camp Court D.I.Khan.



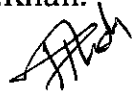
(Hussain Shah)  
Member  
Camp Court D.I.Khan



(M. Amin Khan Kundi)  
Member  
Camp Court D.I.Khan

28.01.2020

Mr. Muhammad Rafique, Husband of the appellant, on behalf of the appellant present. Mr. Usman Ghani, District Attorney for official respondents No. 1 to 5 and Mr. Abdur Rashid, husband of private respondent No. 6 present. Husband of the appellant requested for adjournment on the ground that learned counsel for the appellant is not available today due to general strike of Khyber Pakhtunkhwa Bar Council. Adjourned to 25.02.2020 for arguments before D.B at Camp Court D.I.Khan.



(Hussain Shah)  
Member  
Camp Court D.I.Khan

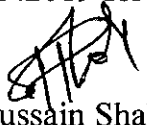



(M. Amin Khan Kundi)  
Member  
Camp Court D.I.Khan

Service Appeal No. 638/2017

25.06.2019

Junior counsel for the appellant and Mr. Farhaj Sikandar, District Attorney for official respondents No. 1 to 5 and counsel for private respondent No. 6 present. Junior counsel for the appellant requested for adjournment on the ground that learned senior counsel for the appellant is not available today. Adjourned to 23.09.2019 for arguments before D.B at Camp Court D.I.Khan.

  
(Hussain Shah)  
Member  
Camp Court D.I.Khan

  
(Muhammad Amin Khan Kundi)  
Member  
Camp Court D.I.Khan

23.09.2019

Clerk to counsel for the appellant present. Mr. Farhaj Sikandar, DDA alongwith Mr. Shabir Ahmad, B&AO for respondents present. Clerk to counsel for the appellant seeks adjournment due to general strike of the bar. Adjourn. To come up for arguments on 21.10.2019 ~~on~~ before D.B at camp court D.I.Khan.

  
Member

  
Member  
Camp Court D.I.Khan

21/10/2019

Since tour to D.I.Khan has been cancelled .To come for the same on 26/11/2019.

  
Reader

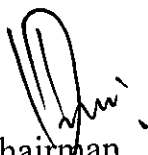
25.03.2019

Counsel for the appellatant, Mr. Minhaj Sikandar, District Attorney alongwith Gul Nawaz, ADEO for official respondents and Mr. Abdur Rashid, husband of private respondent No.6 present.

It is stated on behalf of private respondent No.6 that her learned counsel has fallen ~~ill~~ ill and has proceeded to Multan for treatment, therefore, adjournment was sought in the matter.


Adjourned to 23.04.2019 before the D.B at camp court D.I.Khan.

  
Member

  
Chairman  
Camp Court, D.I.Khan

23.04.2019

Due to strike of Khyber Pakhtunkhwa Bar Council, learned counsel for the appellatant is not available today. Mr. Farhaj Sikandar, District Attorney alongwith Mr. Gul Nawaz, ADO and Mr. Abdur Rashid, husband of private respondent No. 6 present. Adjourn. To come up for rejoinder and arguments on 25.06.2019 before D.B at Camp Court D.I.Khan.

  
(M. Amin Khan Kundi)  
Member  
Camp Court D.I.Khan


  
(M. Hamid Mughal)  
Member  
Camp Court D.I.Khan

Service Appeal No. 638/2017

17.12.2018 As per direction of the worthy Chairman Khyber Pakhtunkhwa Service Tribunal, D.I.Khan tour dated 17.12.2018 has been rescheduled and the case is re-fixed for 26.12.2018.

  
Reader


26.12.2018 Clerk of the counsel for appellant present. Mr. Farhaj Sikandar, District Attorney alongwith Mr. Gul Nawaz, ADO for the official respondents No. 1 to 5 present. Mr. Abdur Rashid, husband of private respondent No. 6, on behalf of private respondent No. 6 also present. Written reply on behalf of official respondents No. 1 to 5 submitted today. Private respondent No. 6 has already submitted her written reply. Adjourned. To come up for rejoinder and arguments on 22.01.2019 before D.B at Camp Court D.I.Khan.

  
(Muhammad Amin Khan Kundi)  
Member  
Camp Court D.I. Khan

22.01.2019 Miss. Mehreen Saba, Advocate for appellant and Mr. Farkhaj Sikandar, District Attorney alongwith Mr. Muhammad Yaqoob, B&AO for respondents present.


Learned counsel for appellant requests for adjournment as learned senior counsel for appellant has proceeded to appear before the apex court at Islamabad. Adjourned to 25.03.2019 for arguments before D.B at camp court D.I.Khan.

  
Member

  
Chairman  
Camp Court, D.I.Khan


10.09.2018

None present on behalf of the appellant. Mr. Ziaullah, Deputy District Attorney on behalf of the respondents present. Representative of the department is not in attendance therefore, fresh notice be issued to the respondents with the direction to direct the representative to attend the court and submit written reply on the next date positively. Adjourned. To come up for written reply/comments on 26.11.2018 before S.B at Camp Court D.I.Khan. Notice be also issued to appellant as well as her counsel for the date fixed.

  
(Muhammad Amin Khan Kundi)  
Member  
Camp Court D.I.Khan

26.11.2018


Counsel for the appellant present. Mr. Usman Ghani, District Attorney alongwith Mr. Gul Nawaz, ADO on behalf of official respondents No. 1 to 5 and husband of private respondent No. 6 present. Written reply on behalf of private respondent No. 6 submitted. Learned District Attorney on behalf of official respondents No. 1 to 5 requested for further adjournment. Adjourned. To come up for written reply/comments on behalf of official respondents No. 1 to 5 on 17.12.2018 before S.B at Camp Court D.I.Khan.

  
(Muhammad Amin Khan Kundi)  
Member  
Camp Court D.I.Khan

Service Appeal No. 638/2017


25.01.2018

Counsel for the appellant present. Mr. Farhaj Sikandar, District Attorney alongwith Mr. Gul Nawaz, ADO for official respondents No. 1 to 5 and counsel for private respondent No. 6 Mr. Hayat Ullah Burki, Advocate also present. Written reply on behalf of respondents not submitted. Requested for further adjournment. Adjourned. To come up for written reply/comments on 15.03.2018 before S.B at Camp Court D.I.Khan.

  
(Muhammad Amin Khan Kundi)  
Member  
Camp Court D.I. Khan

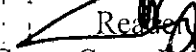
15.03.2018

Husband of the appellant and Mr. Ziaullah, DDA alongwith Mr. Gul Nawaz, ADO for respondents present. Written reply not submitted. Requested for adjournment. Last opportunity granted. Adjourned. To come up for written reply on 28.06.2018 before S.B.

  
(AHMAD HASSAN)  
MEMBER  
Camp Court D.I.Khan

28.06.2018

Tour is hereby cancelled, Therefore the case is adjourned for the same on 04.08.2018 before S.B.

  
Reza  
Camp Court D.I. Khan

04.08.2018

None present on behalf of the appellant. Husband of the Private respondent No. 6 present. Tour is hereby cancelled. Therefore the Case is adjourned for the same on 10.09.2018 before S.B.

  
Reza  
Camp Court D.I. Khan

27.09.2017

Learned counsel for the appellant present. Preliminary arguments heard. Learned counsel for the appellant stated that appellant was promoted to the post of SST (BPS-16) but she was later on reverted back unilaterally and unlawfully.

Points raised need consideration. Admitted for regular hearing, subject to all just exceptions. The appellant is directed to deposit security and process fee within 10 days, thereafter notices be issued to the respondent party for written reply/comments for 29.12.17 before S.B.

Appellant Deposited  
Security & Process Fee

*[Signature]*  
Member  
(Judicial)

At Camp Court D.I.Khan

29.12.2017

None present on behalf of the appellant. Mr. Farhaj Sikandar, District Attorney alongwith Mr. Gul Nawaz, ADO for the respondents also present. Written reply not submitted. Learned District Attorney requested for adjournment. Adjourned. To come up for written reply/comments on 25.01.2018 before S.B at Camp Court D.I.Khan. Notice be also issued to appellant and his counsel for attendance for the date fixed.




SCANNED  
KPS  
Peshawar

*[Signature]*  
(Muhammad Amin Khan Kundi)  
Member  
Camp Court D.I. Khan

Form- A  
FORM OF ORDER SHEET

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

Case No. 638 /2017

S.No.	Date of order proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	16/06/2017	<p>The appeal of Mst. Samina Bibi resubmitted today by post through Mr. Muhammad Anwar Awan 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 16/6/17</p>
2-	10-7-17	<p>This case is entrusted to Touring S. Bench at D.I.Khan for preliminary hearing to be put up there on <u>23-8-17</u></p> <p style="text-align: right;"> CHAIRMAN</p>
23.08.2017		<p>Clerk of the counsel for appellant present and requested for adjournment on the ground that learned counsel for the appellant is not available today. Adjourned. To come up for preliminary hearing on 27.09.2017 before S.B at Camp Court D.I.Khan.</p> <p style="text-align: right;"> (Muhammad Amin Khan Kundi) Member Camp Court D.I. Khan</p>