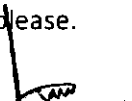



Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 182/2020

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	03/01/2020	<p>The appeal of Malik Kashif Awan resubmitted today by Syed Altaf Hussain Shah 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 <u>3/1/2020</u></p> <p>This case is entrusted to touring S. Bench at A.Abad for preliminary hearing to be put up there on <u>24-01-2020</u></p> <p style="text-align: right;"> CHAIRMAN</p>
2-		

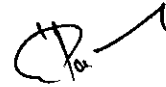
24.01.2020

Appellant present. Heard.

The appellant (SPST) has filed the present service appeal against the order dated 29.10.2019 whereby the departmental appeal of the appellant against the revised/updated seniority list of PSTs/SPSTs was rejected. Appellant argued that in the revised seniority list of PSTs/SPSTs his seniority position has been dropped to seniority No.2346 whereas his correct seniority position is 2188. Further contended that in the original seniority list, seniority was given to the appellant on the basis of age and not on the basis of merit/score.

In view of submissions made by the appellant, the present service appeal is admitted for regular hearing subject to all just legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to the respondents for reply/comments. To come up for written reply/comments on 20.02.2020 before S.B at Camp Court A/Abad. Parties are also directed to furnish all the relevant seniority lists.

Appellant Deposited
Security & Process Fee
29/1/20



Member
Camp Court, A/Abad

Due to covid ,19 case to come up for the same on / /
at camp court abbottabad.

Reader

Due to summer vacation case to come up for the same on /
/ at camp court abbottabad.

Reader

11.08.2020

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

An application on behalf of the appellant has been
submitted wherein a prayer for suspension of process relating
to promotion on the basis of impugned seniority list has been
made.

The appeal was admitted for regular hearing on
24.01.2020 at Camp Court, Abbottabad. Eversince, further
proceedings could not take place due to cancellation of tours on
account of COVID, 19. The concern of appellant/applicant is
that once promotions on the strength of impugned seniority list
are made his appeal would become infructuous while no proper
remedy would be available to him. A similar application was also
submitted alongwith the appeal, however, no order was passed
thereon.

In the circumstances of the case the respondents may
proceed with the process of promotion to the post of SPST
leaving at least one such post from filling up by promotion, till
next date of hearing.

To come up for further proceedings before S.B at
Peshawar on 31.08.2020. *Notice*

Reader

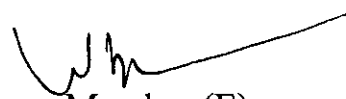

Chairman

31.08.2020

Appellant in person present. Mr. Kabirullah Khattak Addl. AG alongwith Mr. Sohail Ahmed Zeb Litigation Officer for the respondent No. 1 to 3 and private respondent No. 8 to 12 present. None present on behalf of private respondent No. 4 to 7.

Written reply/comments not submitted. Representative of the official respondent No. 1 to 3 and private respondent No. 8 to 12 requested for time to furnish written reply/comments. Notice be issued to the private respondents No.4 to 7 to attend the court and submitted written reply/comments on the next date positively.


Adjourned to 24.09.2020 before S.B.


Member (E)

24.09.2020


Appellant in person, Addl. AG alongwith Abdul Wahid, Litigation Officer for respondents No. 1 to 3 and private respondents No. 5, 6, 7, 8, 9 10,11, 12 and 3 in person present.

Representative of respondents No. 1 to 3 has furnished joint parawise comments, which are made part of the record. Private respondents No. 5 to 13 rely on the comments of official respondents. Respondent No. 4 has not furnish ^{ed} reply despite various opportunities, hence proceeded against ex-parte. The appeal is assigned to D.B for arguments on 09.12.2020. The appellant may furnish rejoinder, if any, within one month.


Chairman

09.12.2020

Due to COVID-19, case is adjourned to 01.03.2021 for the same as before.



Reader

01.03.2021

Due to COVID-19, the case is adjourned for the same on 01.06.2021.



READER

01.06.2021

Mr. Javed Iqbal Gulbela, Advocate, for the appellant present. Mr. Asif Masood Ali Shah, Deputy District Attorney for official respondents No. 1 to 3 present. Private respondent No. 13 namely Abdul Waheed S/o Mirdad in person present and stated at the bar that he will submit Power of Attorney on behalf of private respondents No. 5 to 12 on the next date. Learned counsel for the appellant submitted rejoinder, which is placed on file and copy of the same is handed over to learned Deputy District Attorney. Adjourned. To come up for submission of Power of Attorney on behalf of private respondents No. 5 to 12 and arguments before the D.B on 16.09.2021.



(ATIQU-UR-REHMAN WAZIR)
MEMBER (EXECUTIVE)



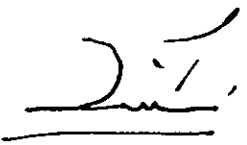
(SALAH-UD-DIN)
MEMBER (JUDICIAL)

16.09.2021

Appellant alongwith his counsel Mr. Javed Iqbal Gulbela, Advocate, present. Mr. Sohail Ahmed Zeb, Litigation Officer alongwith Mr. Kabirullah Khattak, Additional Advocate General for official respondents No. 1 to 3 present. None present on behalf of private respondents No. 5 to 13, hence placed ex-parte.

Learned counsel for the appellant sought adjournment on the ground that he has not properly perused the record. Adjourned. To come up for arguments before the D.B on 06.12.2021.


(ATIQ-UR-REHMAN WAZIR)
MEMBER (EXECUTIVE)


(SALAH-UD-DIN)
MEMBER (JUDICIAL)

06.12.2021

Appellant in person present. Mr. Asif Masood Ali Shah, DDA alongwith Sohail Ahmad Zaib, Litigation Officer for the official respondents ~~present~~ ^{present} for private respondents No. 5 to 13.

Former requests for adjournment due to engagement of his learned counsel before the Honourable High Court today. Request is accepted. To come up for arguments before the D.B on 10.03.2022.


(Salah-ud-Din)
Member(J)


Chairman

10-3-22

*Due to Retirement of the Honble
Chairman the case is adjourned to
27-6-22*

*Yousaf
Rizvi*



27.06.2022

Clerk of learned counsel for the appellant present. Mr. Naseer-ud-Din Shah, Assistant Advocate General 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 busy in the august Peshawar High Court, Peshawar. Adjourned. To come up for arguments on 01.08.2022 before the D.B.

(Rozina Rehman)
Member (J)

(Salah-ud-Din)
Member (J)

1-8-2022

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

Reader

23.09.2022

Junior of learned counsel for the appellant present. Mr. Asif Masood Ali Shah, Deputy District Attorney 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. Last opportunity given. 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

Neither appellant nor his learned counsel is in attendance.

Mr. Muhammad Jan, District Attorney for the respondents
present.

To come up for arguments on 24.02.2023 before the D.B.
alongwith connected service appeal No. 181/2020.


(FAREEHA PAUL)
Member(E)


(ROZINA REHMAN)
Member (J)