

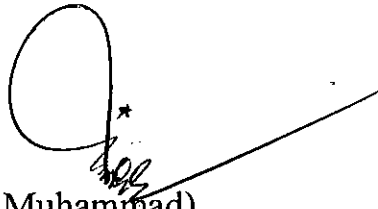
9.11.22

Since 9th November has been declared as
Public Holiday, therefore the case is adjourned
to 22.12.22 for the same as before.



22.12.2022 Nemo for the petitioner. Mr. Muhammad Adeel Butt,
Additional Advocate General for the respondents present.

Previous date was changed on Reader Note, therefore, notice
for prosecution of the petition be issued to the petitioner as well
as her counsel and to come up for arguments on 21.03.2023
before D.B.



(Mian Muhammad)
Member (E)



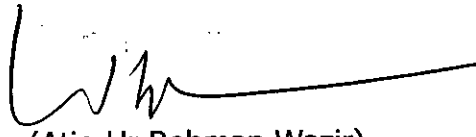
(Salah-ud-Din)
Member (J)

23.11.2021

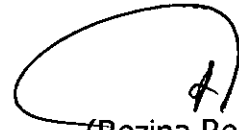
Mr. Daud Khan, Advocate junior of learned counsel for the petitioner present.

Mr. Kabirullah Khattak, Additional Advocate General for the respondents present.

Former made a request for adjournment as senior counsel for the petitioner is indisposed; allowed. To come up for arguments on 15.03.2022 before D.B.



(Atiq Ur Rehman Wazir)
Member (E)



(Rozina Rehman)
Member (J)

15.03.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 24.5.2022 for the same as before.



Reader.

24th May, 2022

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

Learned counsel for the appellant seeks adjournment in order to properly assist the court. The appeal pertains to the year, 2018. Last chance is given to the appellant for arguments, otherwise, the case will be decided on the basis of available record without the arguments. To come up for arguments on 09.08.2022 before the D.B.



(Fareeha Paul)
Member (E)



(Kalim Arshad Khan)
Chairman

9-8-2022 Due to the Public holiday the case is adjourned to 9-11-2022
Reader

19.04.2021

Due to demise of the Worthy Chairman, the Tribunal is non-functional, therefore, case is adjourned to 11.08.2021 for the same as before.




Reader

11.08.2021

Amir Hussain Qureshi husband of husband present.

Kabir Ullah Khattak learned Additional Advocate General for respondents present.

Former made a request for adjournment as counsel for petitioner is indisposed. Request is accorded. To come up for arguments on 23.11.2021 before D.B.



(Rozina Rehman)
Member (J)



Chairman



Respected Sir,


Vide order sheet dated 09-12-2020 the instant execution petition is submitted to the Hon'ble Chairman for perusal and order please


Registrar

4/12/2021

Hon'ble Chairman

The contents of order dated 9.12.2020 be complied with.


8/12/21

09.12.2020

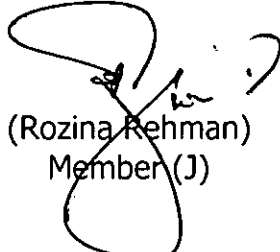
Petitioner present through counsel.

Mr. Kabir Ullah Khattak learned Additional Advocate General alongwith Masroor Ahmad J.C for respondents present.

Partial arguments heard.

Perusal of record would reveal that present petitioner filed service appeal No.163 and vide order dated 22.12.2017, her appeal was accepted and department was directed to hold de-novo inquiry within a period of 90 days, failing which, the appellant shall be reinstated in service. Petitioner then filed a petition on 23.05.2018 U/S 3/4 for of the Contempt of Court Ordinance 2003 for initiating Contempt Proceedings against respondents who failed to comply with the order dated 22.12.2017. In the meanwhile, another service appeal No.1470/2018 was filed by the petitioner which is now fixed before D.B for hearing on 12.02.2021. This appeal has been filed against the final order dated 08.06.2018 vide which major penalty of removal from service was imposed upon appellant. Both the cases are interconnected, therefore, the petition in hand is respectfully sent to the learned Chairman with the request to fix the petition in hand alongwith connected appeal before one and the same D.B in order to avoid conflicting orders.

Parties are directed to appear before the learned Chairman on 09.02.2021 for further appropriate orders.

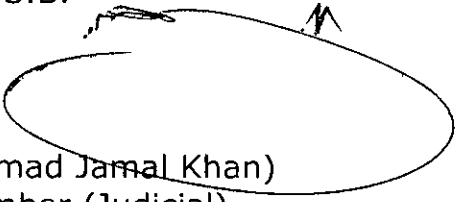

(Rozina Rehman)
Member (J)

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21.10.2020

Mr. Kabirullah Khattak, Additional Advocate General for the respondents is present.

Since the Members of the High Court as well as of the District Bar Association Peshawar are observing strike today, therefore, the case is adjourned to 08.12.2020 on which date to come up for further proceedings before S.B.



(Muhammad Jamal Khan)
Member (Judicial)

08.12.2020

Daud Khan Advocate present on behalf of petitioner.

Mr. Kabir Ullah Khattak learned Additional Advocate General alongwith Sagheer Musharraf A.D for respondents present.

At the very outset it was brought into the knowledge of this Tribunal that the petitioner has been removed from service and another service appeal is pending in this Tribunal. Representative of respondents is directed to produce copies of other service appeal and file to come up for arguments on the point of maintainability of the instant execution petition by tomorrow i.e. on 09.12.2020 before this S.B.


(Rozina Rehman)
Member (J)

15.06.2020

None present on behalf of the petitioner. Notice be issued to petitioner and her counsel for attendance. Mr. Kabirullah Khattak, Additional AG for the respondents present. Respondents are also directed to direct the representative to attend the court on the next date positively. To come up for further proceedings on 23.07.2020 before S.B.


(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

23.07.2020

Petitioner is absent. Mr. Kabirullah Khattak, Additional AG alongwith representative of the department Mr. Sagheer Musharraf, Assistant Director are present.

The legal fraternity is observing strike today therefore, no proceedings could be conducted. The case is adjourned to 08.09.2020. To come up for previous proceedings before S.B.


(MUHAMMAD JAMAL KHAN)
MEMBER


08.09.2020

Nemo for petitioner. Addl. AG alongwith Masroor Ahmad, Junior Clerk for the respondents present.

Instant matter is adjourned to 21.10.2020 due to non-representation of petitioner today.


Chairman

EP 156/18
19.12.2019

Nemo for petitioner. Addl. AG for respondents present.
Adjourned to 06.02.2020 due to general strike of the
Bar.


Chairman

06.02.2020

None for the petitioner present. Addl: AG for
respondents present. Notice be issued to the appellant
and her counsel. Adjourned. To come up for further
proceedings on 24.03.2020 before S.B.


Member

24.03.2020

Due to public holidays on account of Covid-19, the case
is adjourned. To come up for the same on 15.06.2020 before
S.B.


Reader

23.09.2019

Mr. Amir Hussain Qureshi, husband of the petitioner and Mr. Kabirullah Khattak, Additional AG for the respondents present.

Husband of the petitioner requests for adjournment due to general strike of the Bar. Adjourned to 16.10.2019 before S.B.



CHAIRMAN

16.10.2019

Counsel for the petitioner and Addl. AG alongwith Saghir Musharaf, AD for the respondents present.

Learned counsel for petitioner requests for adjournment as he could not prepare the brief due to hospitalization of his son.

Adjourned to 18.11.2019 before S.B.




Chairman

18.11.2019

Nemo for petitioner. Mr. Ziaullah, DDA alongwith Saghir Musharaf, AD for the respondents present.

Due to non-representation of petitioner instant matter is adjourned to 19.12.2019 before S.B.



Chairman

20.05.2019

Fazal Shah Mohmand Advocate present on behalf of learned counsel for the petitioner and seeks adjournment as learned counsel for the petitioner is not in attendance. Adjourn. To come up for further proceedings on 02.07.2019 before S.B.


Member

02.07.2019

Due to general strike on the call of Khyber Pakhtunkhwa Bar Council, learned counsel for the petitioner is not available today. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Sagheer Musharaf, AD for the respondents present. Adjourned to 26.08.2019 for further proceedings before S.B.


(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

26.08.2019

Nemo for the petitioner. Addl. AG for the respondents present.

Due to general strike on the call of K.P Bar Council, learned counsel for the appellant is not in attendance. Adjourned to 23.09.2019 for further proceedings before S.B.


Chairman

04.2.2019

Mr. Amir Hussain, husband of petitioner and Addl. AG alongwith Masroor Ahmad, Junior Clerk for the respondents present.

Adjournment is requested on behalf of the petitioner as her learned counsel is indisposed. Adjourned to 15.03.2019 before S.B.


Chairman

15.03.2019

Counsel for the petitioner present. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Sagheer Musharaf, AD for the respondents present. Learned counsel for the petitioner seeks adjournment. Adjourned. To come up for further proceeding on 15.04.2019 before S.B.


(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

15.04.2019

Junior to counsel for the petitioner and Mr. Kabir Ullah Khattak learned Additional Advocate General alongwith Sagheer Musharraf AD present. Junior to counsel for the petitioner seeks adjournment as learned senior counsel for the petitioner is not in attendance. Adjourn. To come up for further proceedings on 20.05.2019 before S.B.


Member

EP 156/18

26.11.2018

Counsel for the petitioner and Addl. AG alongwith Fazal Rabi, Director General, Population Welfare Department present.

The latter has submitted copies of documents including office order dated 08.06.2018 whereby the petitioner was removed from service as a result of denovo enquiry. The other relevant copies of charge sheet and statement of allegations etc. are also appended.

A complete set of submitted documents was also provided to the learned counsel for the petitioner who maintained that the judgment of this Tribunal dated 22.12.2017 was not implemented in letter and spirit and the denovo proceedings were delayed on one hand while on the other, the petitioner was not reinstated in service as per order of the Tribunal. Requests for time to submit written objections. Adjourned to 19.12.2018.



Chairman

19.12.2018

Clerk to counsel for the petitioner and Mr. Kabirullah Khattak learned Additional Advocate General alongwith Sagheer Musharraf AD present. Adjournment requested. Adjourn. To come up for further proceedings on 04.02.2019 before S.B.



Member

09.08.2018

Mr. Amir Hussain, Husband of the petitioner Miss. Sony present. Mr. Sahgeer Musharraf, AD alongwith Mr. Kabirullah Khattak, Addl: AG for respondents present. The latter request for adjournment to submit reply. Granted. To come up for reply/implementation report on 08.10.2018 before S.B.

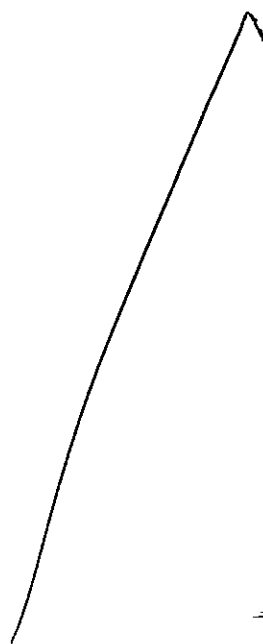

Chairman

08.10.2018





Mr. Amir Hussain, husband of the petitioner present. Mr. Usman Ghani, District Attorney for the respondents present. No official representative is present on behalf of the respondents. Judgment dated 22.12.2017 of the Tribunal has not been implemented so far.

Since Sayed Zafar Ali Shah Secretary, Population Welfare Department has been transferred as such respondent No. 2 (Fazal Rabi, Director General Population Welfare Department, Peshawar) be summoned to attend the Tribunal personally and explain the position for not implementing the judgment. Case is adjourned to 26.11.2018 for further proceedings before S.B.


Chairman



Execution Petition No. 156/2018

S.No.	Date of order Proceedings	Order or other proceedings with signature of Judge
1	2	3
1	23.05.2018	<p>The Execution Petition of Miss. Sony submitted to-day by Mr. Muhammad Usman Khan Tourlandi Advocate may be entered in the relevant Register and put up to the Court for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2	28/05/18.	<p>This Execution Petition be put up before S. Bench on <u>04/06/18.</u></p> <p style="text-align: right;"> CHAIRMAN</p>
	04.06.2018	<p>Counsel for the petitioner and Addl: AG for respondents present. Notices be issued to the respondents for submission of implementation report. To come up for implementation report on 09.07.2018 before S.B.</p> <p style="text-align: right;"> (Ahmad Hassan) Member</p>
	09.07.2018	<p>Mr. Muhammad Mahaz, Advocate put appearance on behalf of the learned counsel for the petitioner. Mr. Saghir Musharaf, A.D on behalf of the respondents present. The above named representative requested for adjournment. Granted. To come up for implementation report on 09.08.2018 before S.B.</p> <p style="text-align: right;"> Chairman</p>