

19.05.2022

Learned counsel for the appellant present. Preliminary arguments heard.

Learned counsel for the appellant contended that the appellant has been in service since 06.01.2010 and he is aggrieved of the adverse entry recorded by the reporting officer in his ACR for the period 01.01.2019 to 31.05.2019 and 01.11.2019 to 31.11.2019. The adverse entry of "below average" was also endorsed by the counter signing officer consequent upon which it was communicated to the appellant. The appellant submitted departmental appeal to respondent No. 2. However, it was filed on 18.01.2022 whereafter he approached the Service Tribunal under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 on 17.2.2022. It was further argued that no adverse entry has ever been made during the previous 12 years service of the appellant. The appellant has never been issued any advice or counseling as per standard service procedure. The laid down procedure has been deviated from and the appellant stands condemned unheard.

Points raised need consideration. The appeal is admitted to regular hearing, subject to all just and legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments. To come up for reply/comments before the S.B on 18.07.2022.

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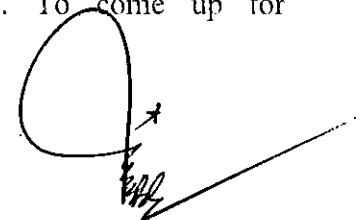
(Mian Muhammad)
Member(E)

18.07.2022

Appellant alongwith his counsel present and submitted an application for extension of time to deposit security and process fee. Application is allowed and appellant is directed to deposit security and process fee within 03 days, thereafter notice be issued to the respondents for submission of reply/comments. Adjourned. To come up for reply/comments on 19.10.2022 before S.B.

Rs 600/-
Appellant Deposited
Security & Process Fee

A. M. Hashmi
19/7/22



(Mian Muhammad)
Member (E)

19.10.2022

Junior to counsel for appellant present.

Kabir Ullah Khattak, learned Additional Advocate General for respondents present.

Reply not submitted. Learned AAG requested for time to submit reply/comments. Opportunity is granted. To come up for reply/comments on 23.11.2022 before S.B.



(Rozina Rehman)
Member (J)

23.11.2022

Appellant present in person. Naseer Ud Din Shah learned Assistant Advocate General for respondents present.

Written reply on behalf of respondent not submitted. Learned AAG sought further time for submission of written reply. To come up for written reply/comments on 22.12.2022 before S.B.



(Rozina Rehman)
Member (J)

22nd Dec, 2022

Counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl:AG alongwith Mr. Arif Saleem, Constable for respondents present.

Representative of the respondents has submitted written reply/comments which is placed on file. A copy of the same is also handed over to the appellant. To come up for arguments on 21.03.2023 before D.B.



(Kalim Arshad Khan)
Chairman