

9.11.2022

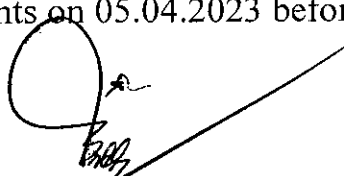
Since 9<sup>th</sup> November has been declared as public holiday, case is adjourned to 05.1.2023 for the same as before.


  
Reader

05.01.2023 Learned counsel for the appellant present. Mr. Naseer-ud-Din Shah, Assistant Advocate General for the respondents present.

Learned counsel for the appellant requested for adjournment on the ground that he has not made preparation for arguments. Last opportunity is granted to argue the case on the next date, failing which the case will be decided on available record without arguments. Adjourned. To come up for arguments on 05.04.2023 before D.B.

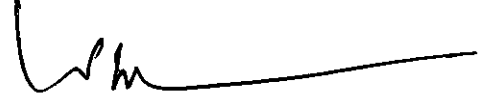
D

  
(Mian Muhammad)  
Member (E)

  
(Kalim Arshad Khan)  
Chairman

24.01.2022

Appellant in person present. Mr. Kabirullah Khattak, Addl. AG alongwith Mr. Raziq H.C for respondents present and submitted reply/comments which are placed on file. To come up for rejoinder if any, and arguments before the D.B on 24.05.2022.



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

24<sup>th</sup> May, 2022

Counsel for the appellant present. Mr. Asif Masood, DDA alongwith Muhammad Raziq, HC for the respondents present.

Former seeks adjournment. Learned counsel for the parties are directed to properly assist the court on the next date. To come up for arguments on 09.08.2022 before the D.B.



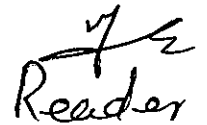
(Fareeha Paul)  
Member (E)



(Kalim Arshad Khan)  
Chairman

9-8-2022

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

  
Reader

07.09.2021

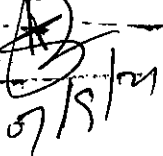
Learned counsel for the appellant present. Preliminary arguments heard.

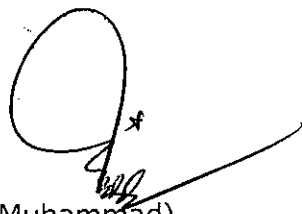
Learned counsel for the appellant argued that the appellant is aggrieved of the impugned order of respondent No. 1 dated 20.01.2021, whereby major penalty of "dismissal from service" was awarded to him. The appellant filed departmental appeal on 26.01.2021. However, his departmental appeal was not responded/decided within the stipulated statutory period, hence the instant service appeal filed in the Service Tribunal on 01.03.2021.

Contention of learned counsel for the appellant is that the appellant was nominated in FIR No.246 dated 19.08.2020 U/S 302/324/148/149 PPC at Police Station Akbar Pura (Nowshera). No charge sheet/statement of allegations was issued to the appellant and no proper enquiry procedure was adopted before awarding him the major penalty of dismissal from service. The impugned order is therefore, void order passed at the back of appellant without fulfillment of codal formalities.

Points raised need consideration. The appeal admitted to full 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 in office within 10 days after receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time, or extension of time is not sought through written application with sufficient cause, the office shall submit the file with a report of non-compliance. File to come up for arguments on 24.01.2022 before the D.B.

Appellant Deposited  
Security & Process Fee

  
07/09/21




  
(Mian Muhammad)  
Member(E)

Form- A

FORM OF ORDER SHEET

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

Case No.- 3520 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	11/03/2021	<p>The appeal of Mr. Murad Khan resubmitted today by Roeda Khan 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</p> <p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>24/05/21</u></p> <p style="text-align: right;"> CHAIRMAN</p>
2-	24.05.2021	<p>Due to demise of the Worthy Chairman the Tribunal is defunct, therefore, case is adjourned to 07.09.2021 for the same as before.</p> <p style="text-align: right;"> Reader</p>