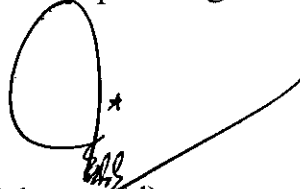


10.01.2023

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. Adjourned. To come up for arguments on 19.04.2023 before D.B.



(Mian Muhammad)
Member (E)



(Salah-ud-Din)
Member (J)

07.09.2022

Appellant in person present. Mr. Muhammad Jan,
District Attorney for respondents present.

Appellant seeks adjournment on the ground that his
learned counsel is not available today. Last opportunity is
granted for arguments. In case of failure, the case will be
decided without arguments. To come up for arguments on
16.11.2022 before D.B.



(Fareeha Paul)
Member (E)



(Kalim Arshad Khan)
Chairman

16.11.2022

Counsel for the appellant present.

Muhammad Jan learned District Attorney for respondents
present.

Former made a request for adjournment as he has not made
preparation of the brief. Another last chance is given. To come
up for arguments on 10.01.2023 before D.B.



(Fareeha Paul)
Member (E)



(Rozina Rehman)
Member (J)

SCANNED
KP 3T
Peshawar

24.11.2021

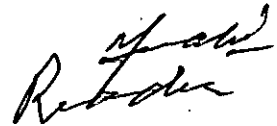
Proper D.B is not available, therefore, case is adjourned to

4 / 3 /2022 for the same as before.


Reader

4-3-22

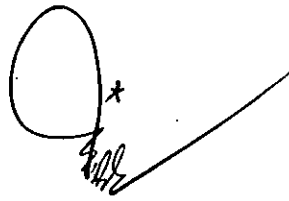
Due to retirement of the Hon.ble Chairman
the case is adjourned to come up for the same
as before on 13-6-22


Reader

13.06.2022

Appellant in person present. Mr. Asif Masood Ali Shah,
Deputy District Attorney for the respondents present.

Appellant sought adjournment on the ground that his
counsel is not available today due to strike of Lawyers.
Adjourned. To come up for arguments before the D.B on
07.09.2022.



(MIAN MUHAMMAD)
MEMBER (EXECUTIVE)



(SALAH-UD-DIN)
MEMBER (JUDICIAL)

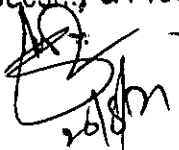
1623/21

12.08.2021

Appellant with counsel and Mr. Kabirullah Khattak, Addl. AG alongwith Sahid Anwar, ADO for the respondents present.

The department in pursuance to direction in order dated 08.07.2021 has submitted the reply which is placed on file. Let this appeal be admitted for full hearing. The appellant is directed to deposit security and process fee within 10 days. File to come up for arguments on 24.11.2021 before the D.B.

Appellant Deposited
Security & Process Fee


20/8/21


Chairman

08.07.2021

Appellant with counsel and Mr. Muhammad Adeel Butt, Addl. AG for the respondents present.

SCANNED
KPST
Peshawar




Reply on pre-admission notice has not been submitted. The appellant among other relief sought, has also opted for compulsory retirement as a matter of relief. At page 13 of the appeal file, there is an order of District Education Officer (M) Dir Lower (respondent No. 2) wherein, it has been affirmed that the appellant remained in service of the department w.e.f. 11.05.1983 to 25.09.2001. It is also mentioned in the said order that he remained absent from duty w.e.f. 26.09.2001 as confessed by him. However, the order of respondent No. 2 is silent as to whether any action under due course was taken against the appellant on account of that absence or not. On one side there is an admitted absence from duty of the appellant and on the other side there is omission of taking lawful disciplinary action. When the appellant has opted for compulsory retirement having on his credit the length of service shortly less than 20 years, let the respondent No. 2 come up with leave account and service record of the appellant so as to see whether any leave is available for the appellant or not for meeting the shortage of petitioner's service in 20 years. To come up for further proceedings on 12.08.2021 before the S.B.


Chairman

FORM OF ORDER SHEET

Court of _____

Case No.- 1623 /2021

| S.No. | Date of order proceedings | Order or other proceedings with signature of judge |
|-------|---------------------------|---|
| 1 | 2 | 3 |
| 1- | 25/01/2021 | <p>The appeal of Mr. Fazal Azeem resubmitted today by Mr. Amanullah Pirzada 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>2-</p> <p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>01/04/21</u></p> <p style="text-align: right;"> CHAIRMAN</p> |
| | 01.04.2021 | <p>Appellant present through counsel.</p> <p>Let pre-admission notice be issued to learned A.A.G/respondents for reply. To come up for reply and preliminary hearing on <u>8 / 07 /2021</u> before S.B.</p> <p style="text-align: right;"> (Rozina Rehman) Member (J)</p> |