

21.01.2022

Counsel for the appellant present. Preliminary arguments heard.

Learned counsel for the appellant contended that the appellant has been serving as Assistant (BS-16) in the respondent-department and was duly entitled to be promoted to the post of Tehsildar (BS-16) under the departmental service rules dated 26.12.2008. The service Rules in question have been twice amended i.e 2011 and then 2016. The appellant being aggrieved, approached the Peshawar High Court in writ petition which was disposed of on the question of jurisdiction vide judgement dated 02.10.2018 whereafter service appeal was instituted in the Service Tribunal on 12.10.2018. However, during pendency of the Service Appeal the appellant was promoted from the post of Assistant to the post of Tehsildar (BS-16) with immediate effect vide notification dated 07.05.2021. The earlier service appeal was therefore, withdrawn vide order sheet dated 09.07.2021. With a fresh cause of action, the instant service appeal has been instituted on 06.10.2021 with the plea that the appellant may be granted promotion to the post of Tehsildar (BS-16) w.e.f 2013 with all back benefits including seniority.

The appeal is admitted to 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 respondents for submission of reply/comments. To come up for reply/comments on 17.03.2022 before S.B.

Appellant Deposited  
Security & Process Fee

(Mian Muhammad)  
Member(E)

17.03.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 9.06.2022 for the same as before.

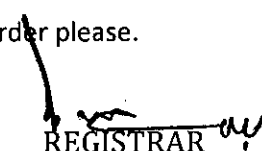

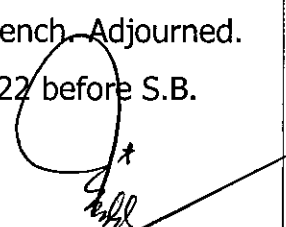
Reader

Form- A

FORM OF ORDER SHEET

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

Case No.- 7607 /2021

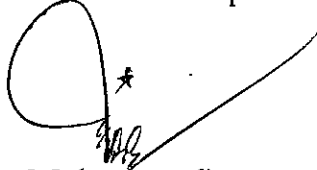
S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	18/10/2021	<p>The appeal of Mr. Azmat Ali Khan resubmitted today by Mr. Noor Muhammad Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-		<p>This case is entrusted to S. Bench at Peshawar for preliminary hearing to be put up there on <u>07/12/21</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
	07.12.2021	<p>Junior of learned counsel for the appellant present.</p> <p>Junior of learned counsel for the appellant requested for adjournment on the ground that learned senior counsel is engaged at Peshawar High Court, Abbottabad Bench. Adjourned. To come up for preliminary hearing on 21.01. 2022 before S.B.</p> <p style="text-align: right;"> (MIAN MUHAMMAD) MEMBER (E)</p>

22.11.2022

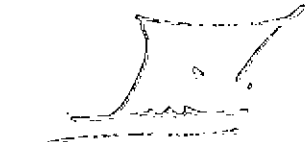
Appellant in person present. Mr. Imran Akbar, Assistant  
alongwith Mr. Muhammad Riaz Khan Paindakhel, Assistant  
Advocate General for the respondents present.

Appellant requested for adjournment on the ground that his  
counsel is busy in the august Peshawar High Court, Peshawar.  
Adjourned. To come up for arguments on 10.01.2023 before the D.B.

SCANNED  
11/11/22  
Peshawar



(Mian Muhammad)  
Member (E)

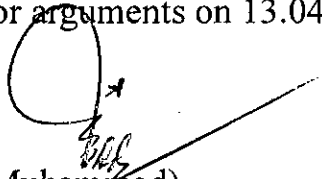


(Salah-Ud-Din)  
Member (J)

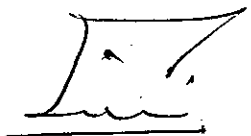
10.01.2023

Junior of learned counsel for the appellant present. Mr. Imran  
Akbar, Assistant alongwith Mr. Naseer-ud-Din Shah, Assistant  
Advocate General for the respondents present.

Junior 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 13.04.2023 before the D.B.



(Mian Muhammad)  
Member (E)



(Salah-Ud-Din)  
Member (J)

09.06.2022

Junior to counsel for the appellant present.

Muhammad Riaz Khan Paindakheil learned Assistant Advocate General alongwith Imran Akbar Assistant for respondents present.

Representative of respondents submitted reply/comments. Copy of the same was handed over to junior counsel for appellant. To come up for rejoinder, if any, and arguments on 29.08.2022 before D.B.

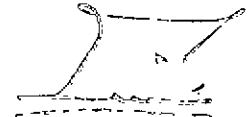


(Rozina Rehman)  
Member (J)

29.08.2022

Clerk of learned counsel for the appellant present. Mr. Muhammad Imran, Assistant alongwith Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

The Lawyers are on strike and Learned Member (Judicial) Ms. Rozina Rehman is also on leave, therefore, arguments could not be heard. Adjourned. To come up arguments on 22.11.2022 before the D.B.



(Salah-Ud-Din)  
Member (Judicial)