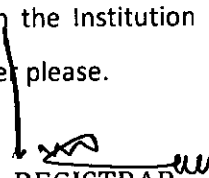





Form- A

FORM OF ORDER SHEET

Court of _____

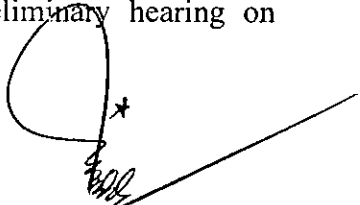
Case No.- 7729 /2021

| S.No. | Date of order proceedings | Order or other proceedings with signature of judge |
|-------|---------------------------|--|
| 1 | 2 | 3 |
| 1- | 05/11/2021 | <p>The appeal of Shahwar Begum 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> REGISTRAR,</p> |
| 2- | | <p>This case is entrusted to S. Bench at Peshawar for preliminary hearing to be put up there on <u>03/01/21</u>.</p> <p> CHAIRMAN</p> |
| | 03.01.2022 | <p>Junior to counsel for the appellant present and requested for adjournment due to non-availability of learned senior counsel. Request accorded. To come up for preliminary hearing on 01.03.2022 before S.B.</p> <p> (Rozina Rehman) Member (J)</p> |
| | 1-3-2022 | <p>Due to retirement of the Honorable Chairman the case is adjourned to come up for the same as before on 30/5/2022</p> <p> Reader</p> |

30.05.2022

Mr. Noor Muhammad Khattak, Advocate for the appellant present.
Preliminary arguments heard.

Learned counsel for the appellant contended that the appellant was initially appointed against the post of PTC on 14.01.1982. She was serving as SPST (BS-14) at GGPS Civil Quarter when retired from service on attaining the age of superannuation w.e.f. 19.01.2020, vide retirement order dated 05.04.2021. She is aggrieved of the impugned order dated 25.02.2021 and 17.06.2021 when her other colleagues and erstwhile juniors were promoted from the post of SPST (BS-14) to the post of PSHT (BS-15). Her departmental appeal dated 30.06.2021 was not responded within the statutory period whereafter the instant service appeal has been filed in the Service Tribunal on 29.10.2021. On a question from the Bench where is the seniority list of SPST (BS-14) to establish and ascertain seniority of the appellant vis-a-vis those promoted vide the impugned orders? Learned counsel for the appellant admitted that no such seniority list is appended with the service appeal and it would be appropriate to ask the respondents to produce the same before the court. In view of the contention of the learned counsel for appellant it deems appropriate to issue pre-admission notices to the respondents before provisionally admitting the service appeal for regular hearing. To come up for written reply/comments as well as preliminary hearing on 25.07.2022 before S.B.


(Mian Muhammad)
Member (E)

25.07.2022

Appellant present through counsel.

Muhammad Adeel Butt, learned Additional Advocate General alongwith Arshad Ali ADEO for respondents present.

Perusal of preceding order sheet dated 30.05.2022 would reveal that pre-admission notices were issued to the respondents for submission of comments and preliminary hearing. As per record, notices were issued to the respondents on 23.07.2022, therefore, a request was made for adjournment in order to produce comments as well as the entire relevant record including seniority list of SPST (BS-14). Last chance is given. To come up for reply/comments as well as preliminary hearing on 27.09.2022 before S.B.

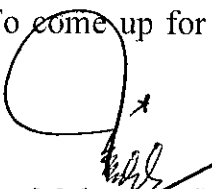

(Rozina Rehman)
Member (J)

27.09.2022

Husband of the appellant on behalf of appellant present. Mr. Naseer-Ud-Din Shah, Assistant Advocate General alongwith Mr. Arshad Khan ADEO (Litigation) on behalf of respondent No. 3 present.

Written reply/comments on behalf of respondents No. 3 submitted which are placed on file. Reply/comments on behalf of respondents No. 1 & 2 are still awaited.

On previous order sheet, last opportunity was granted to respondents for submission of reply/comments but even today, respondents No. 1 & 2 failed to submit their written reply/comments, therefore, the right of submission of written reply/comments of respondent No. 1 & 2 stands struck off. To come up for arguments before the D.B on 09.11.2022.


(Mian Muhammad)
Member (E)

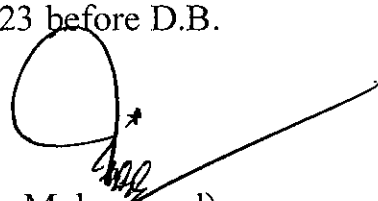
9.11.2022


Since 9th November has been declared as public holiday, case is adjourned to 05.01.2023 for the same as before.


Reader

05.01.2023 Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl. AG 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. Adjourned. To come up for arguments on 06.04.2023 before D.B.


(Mian Muhammad)
Member (E)


(Kalim Arshad Khan)
Chairman