

26.08.2022

Mr. Ali Gohar Durrani, Advocate for the appellant present.
Preliminary arguments heard.

Learned counsel for the appellant argued the case at the stage of preliminary hearing. It is main contention that the appellant has been transferred prematurely vide impugned Notification dated 29.04.2022 which is against the Posting Transfer Policy as well as Spouse/Wedlock Policy of Provincial government. Prior to the impugned Notification, the appellant had been transferred from GHSS Badwan Dir Lower to the post of Principal GHS Shamshi Khan Dir Lower on 13.01.2022 where he could not complete the normal tenure of 2 years and again transferred to the post of Principal GCMHS No. 1 Hangu against the vacant post vide impugned Notification. The appellant submitted departmental appeal against the impugned notification on 30.04.2022 which was not responded within the stipulated statutory period whereafter the instant service appeal was filed in the Service Tribunal on 16.08.2022. It was further argued that the impugned notification has also been issued with total disregard to and in contravention of PLD 1995 Supreme Court Page No. 530 and PLD 2013 Supreme Court Page No. 195.

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 15.09.2022.


(Mian Muhammad)
Member (E)

Rs 100/-
15/4

15th Sept, 2022

Counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl: AG for respondents present.

Rs 1000
Appellant Deposited
Security & Process Fee

15/9

Security and process fee not deposited. Learned counsel for the appellant requested for time to deposit the same. He is directed to deposit security and process fee today positively, thereafter notices be issued to the respondents for written reply/comments. To come up for written reply/comments on 27.10.2022 before S.B.



(Kalim Arshad Khan)
Chairman

27th Oct., 2022

Counsel for the appellant present. Mr. Naseerud Din Shah, Assistant Advocate General alongwith Syed Naseerud Din Shah, S.O (Litigation) for the respondents present.

Respondents have not submitted reply/comments. Learned Assistant Advocate General sought adjournment. Granted. To come up for reply/comments on 18.01.2023 before S.B.




(Fareeha Paul)
Member(E)

SA 1242/2022

18th Jan. 2023

Lawyers are on strike. Mr. Muhammad Adeel Butt, Addl. Advocate General for the respondents present.

Reply/comments on behalf of the respondents not submitted. Learned AAG requested for time to contact the respondents. Granted. To come up reply/comments on 22.02.2023 before the S.B. Office is directed to notify the next date on the notice board as well as website of the Tribunal.


(FAREEHA PAUL)
Member(E)