



08<sup>th</sup> Feb, 2023

Appellant alongwith his counsel present. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General for the respondents present.

Cost of Rs. 20000/- has been paid by the respondents. The same be <sup>deposited</sup> kept with the Registrar of this Tribunal, who is directed to submit a detailed report of registered trusts of orphans in writing so that the appropriate order for deposit of cost is made. To come up for arguments on 08.03.2023 before the D.B at Camp Court Swat.

SCANNED  
KPST  
Peshawar.

  
(Salah-ud-Din)  
Member (J)  
Camp Court Swat

  
(Kalim Arshad Khan)  
Chairman  
Camp Court Swat


SA 9623/20

03<sup>rd</sup> Jan. 2023

Appellant present in person. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General alongwith Mr. Kashif Ali, Legal Advisor for the respondents present. .

Written reply/comments submitted which are placed on file and a copy whereof handed over to appellant. Legal Advisor of the respondents requested for time to deposit the cost of Rs. 20000/-. Last opportunity is granted to him to deposit the same on the next date. To come up for rejoinder, if any, and arguments on 08.02.2023 before the D.B.


**SCANNED  
KPST  
Peshawar**

  
(Fareeha Paul)  
Member(E)  
(Camp Court, Swat)

8<sup>th</sup> Nov, 2022 Learned counsel for the appellant present. Mr. Muhammad Riaz Khan Painsakhel, Asst: AG and Mr. Kashif Ali, Legal Advisor for the respondents present.

Written reply/comments not submitted despite numerous opportunities. Today again respondents seek further time for submission of written reply/comments. Last opportunity granted but on payment of cost of Rs. 20000/- which shall be borne by respondents from their own pockets. To come up for written reply/comments on 06.12.2022 before S.B at camp court Swat.

SCANNED  
KPST  
Peshawar

  
(Kalim Arshad Khan)  
Chairman  
Camp Court Swat

06.12.2022

Tour is hereby cancelled, therefore, the case is adjourned to 03.01.2023 for the same as before.

  
Reader

05.07.2022

Counsel for the appellant present. Mr. Noor Zaman Khattak, District Attorney for respondents present.

Written reply was not submitted. Learned District Attorney requested for time to file written reply. Last chance is given. To come up for written reply/ preliminary hearing on 01.08.2022 before S.B at Camp Court, Swat.



(Rozina Rehman)  
Member (J)  
Camp Court, Swat

1-8-22

*Due to summer vacation the case is adjourned to 3.10.22 for the same.*



03.10.2022

Appellant in person present.

Riaz khan Paindakhel, learned Assistant Advocate General present.

Reply on behalf of respondents is still awaited. Appellant is directed to submit envelopes and tickets for notice to respondents for reply/comments. To come up for reply/comments on 08.11.2022 before S.B at Camp Court Swat.

**SCANNED  
KPST  
Peshawar**



(Rozina Rehman)  
Member (J)  
Camp Court Swat

09.02.2022

Tour is hereby canceled .Therefore, the case is adjourned to 06.04.2022 for the same as before at Camp Court Swat.



Reader

06.04.2022

Clerk of learned counsel for the appellant present. Mr. Riaz Ahmed Pindakhel, Assistant Advocate General present.

Previous date was changed on Reader Note, therefore, notices be issued to respondents through registered post and to come up for submission of written reply/comments on 13.05.2022 before the S.B at Camp Court Swat.



(Salah-Ud-Din)  
Member (J)  
Camp Court Swat

13.05.2022

Clerk of learned counsel for the appellant present. Mr. Kabirullah Khattak, Additional Advocate General for the respondents present.

Vide previous order sheet, it was ordered that notices be issued to the respondents through registered post, however on perusal of the record, it transpired that the same have not been sent to respondents, therefore, in this respect explanation be called from the Muharrar. Again notices be issued to the respondents through registered post and to come up for preliminary hearing on 05.07.2022 before the S.B at Camp Court Swat.

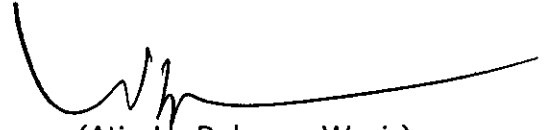


(Salah-Ud-Din)  
Member (J)  
Camp Court Swat

08.12.2021

Counsel for the appellant present. Mr. Riaz Khan Paindakheil,  
Assistant Advocate General for respondents present.

Written reply/comments on behalf of respondents not submitted, therefore, notice be issued to respondents for submission of reply/comments. Adjourned. To come up for reply/comments on 05.01.2022 before S.B at Camp Court, Swat.



(Atiq Ur Rehman Wazir)  
Member (E)  
Camp Court, Swat

05.01.2022

Appellant in person present.

Vide order dated 08.10.2021 it was directed that notices be issued to the respondents for submission of written reply/comments, however the same have not been issued, therefore, explanation in this respect be called from Moharrar. Notices for submission of written reply/comments be issued to the respondents through registered post and to come up for submission of written reply/comments on 09.02.2022 before the S.B at Camp Court Swat.



(Salah-Ud-Din)  
Member (J)  
Camp Court Swat

08.10.2021

Appellant with counsel present. Preliminary arguments heard. Record perused.

Points raised need consideration. The appeal is admitted for regular hearing subject to all 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 reply/comments in the office within 10 days of the receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time, the office shall submit the file with a report of non-compliance. File to come up for arguments on 08.12.2021 before D.B at Camp Court, Swat.

Appellant Deposited Security & Process Fee

11/10/21

(Rozina Rehman)

Counsel for the appellant present. Mr. Member (a) Hindakheil, Assistant Advocate General for respondents present. Camp Court, Swat

07.12.2021

Written reply/comments on behalf of respondents not submitted. The office has notified respondents for submission of reply/comments. Adjournded for next step for reply/comments on 05.01.2022 before D.B at Camp Court, Swat.

(Mridha Rehman Wazir)  
Member (a)  
Camp Court, Swat

27.08.2021

Appellant present in person. Seeks adjournment due to non-availability of his counsel, therefore, preliminary hearing could not take-place. However, it would be in the fitness of things to note down some points for preliminary hearing on the next date.

This appeal is extension of Writ Petition No. 870-M/2018 which by order of Honourable High Court Mingora Bench dated 10.03.2020 was converted into appeal and sent to this Tribunal by the Addl. Registrar of the Peshawar High Court Mingora Bench (Dar-ul-Qaza) Swat vide his office No.2024/Writ Petition Branch, dated 20.08.2020. When the Writ Petition was pending before the Honourable Peshawar High Court, Mingora Bench, the respondents on direction of the court filed Parawise comments which are also part of the file sent to this Tribunal vide aforementioned order. The annexures with the said Parawise comments included application of the present appellant requesting for retirement as well as order of his retirement was passed in pursuance to the said application. Even otherwise, it is an admitted position on part of the appellant that he applied for retirement but subsequently he changed his mind. Now he is aggrieved from order of his retirement and seeks its annulment with further prayer for permission to resume/join his duty in accordance with law. The question of limitation for determination is there but the significant point for arguments at preliminary stage is whether the appellant having voluntarily applied for retirement has got the locus-standi to seek reversal of the retirement order passed in pursuance of his option. To come up for preliminary hearing on 08.10.2021 before the S.B at camp court, Swat.




Chairman  
Camp court, Swat.



8/12/20

Due to COVID-19 case is adjourned  
to 02-02-2021

  
Reader

02.02.2021

Appellant in person present.

He made a request for adjournment as his counsel is not available. Adjourned. To come up for preliminary hearing on 08.04.2021 before S.B at Camp Court, Swat.



(Rozina Rehman)  
Member (J)  
Camp Court, Swat

08.04.2021

Due to COVID-19, the case is adjourned to 10.06.2021 for the same.



Reader

26.07.2021


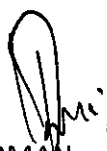

To come up for preliminary hearing on 27.08.2021 before S.B at Camp Court, Swat. Notices be issued to appellant/counsel for the date fixed.

  
Chairman

Form-A  
FORM OF ORDER SHEET

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

Case No. \_\_\_\_\_/2020\_\_\_\_\_

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	24/08/2020	<p>The present appellant initially went in Writ Petition before the Hon'ble Peshawar High Court Mingora Bench and the Hon'ble High Court vide its order dated 10.03.2020 treated the Writ Petition into an appeal and sent the same to this Tribunal for decision in accordance with law. The same may be entered in the Institution Register and put up to the worthy Chairman for further order please.</p> <p style="text-align: right;"> REGISTRAR,</p> <p>This case is entrusted to touring S. Bench at Swat for preliminary hearing to be put up there on 03-11-2020</p> <p style="text-align: right;"> CHAIRMAN</p> <p>03.11.2020</p> <p>Appellant in person present.</p> <p>Lawyers are on general strike, therefore, case is adjourned to 08.12.2020 for preliminary hearing, before S.B at Camp Court, Swat.</p> <p style="text-align: right;"> (Rozina Rehman) Member (J) Camp Court, Swat</p>