

22<sup>nd</sup> Feb, 2023

Learned counsel for the appellant present. Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present and have been heard at some length.

It is contended by the learned counsel for the appellant that in view of para-6 of the judgment of august Supreme Court of Pakistan, annexed with the appeal as annexure-E at page-22, the protected period was directed to be counted towards the pensionary benefits. Learned counsel fairly admits that although the appellant was having less than the qualifying service but if the benefits of protected period i.e. the period for which the appellant remained out of service and though was freshly appointed vide notification dated 04.10.2017 and retired on 10.07.2021 on his attaining 60<sup>th</sup> years of age the appellant might get fixed pension. In view of the judgment annexed with the appeal, this appeal is admitted to full hearing. As the reply of official respondents has already been filed and they are before the court, therefore, the appellant is directed to deposit the security fee within 10 days. The appeal be fixed for arguments on 26.04.2023 before D.B at camp court Abbottabad.



(Kalim Arshad Khan)  
Chairman  
Camp Court Abbottabad