



Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 1262/2016

S.No.	Date of order proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	29/12/2016	<p style="text-align: center;">The appeal of Dr. Nazir Hussain Shah presented today by Mr. Muhammad Asif Yousafzai 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-	9-1-2017	<p style="text-align: center;">This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>11-01-2017</u></p> <p style="text-align: right;"> CHAIRMAN</p>

11.01.2017

Learned counsel for the appellant argued that the appellant is serving as Director General Agriculture Research Institute, Peshawar. That he is entitled to promotion to BPS-20 w.e.f. the year 2011 but till date not promoted despite seniority-cum-fitness constraining the appellant to prefer departmental appeal on 15.09.2016 which was not responded and hence the instant service appeal on 29.12.2016.

That the appellant is entitled to promotion to BPS-20 against a vacancy available in the department since 2011 to which the appellant was entitled on the basis of promotion.

Appellant Deposited
Security Process Fee

Points raised need consideration. Admit. Subject to deposit of security and process fee within 10 days, notices be issued to the respondents. To come up for written reply/comments on 15.02.2017 before S.B.

Chairman

15.02.2017

Counsel for the appellant and Mr. Tariqullah, Stenographer alongwith Addl. AG for respondents present. Written reply not submitted. Requested for adjournment. To come up for written reply/comments on 20.03.2017 before S.B.

(AHMAD HASSAN)

MEMBER


20.03.2017

Counsel for the appellant and Mr. Tariq Khan (Stenographer) alongwith Add: AG for the respondents present. Written reply not submitted. Requested for adjournment. To come up for written reply/comments on 18.04.2017 before S.B.


Chairman

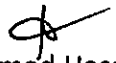
18.04.2017

Counsel for the appellant and Mr. Fakhru Islam, SO (Litigation) alongwith Addl. AG for the respondents present. Written reply not submitted. Requested for adjournment. Request accepted. To come up for written reply/comments on 17.05.2017 before S.B.


(Muhammad Amin Khan Kundi)
Member

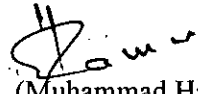
17.05.2017

Counsel for the appellant and Mr. Muhammad Ilyas, Statistical Officer alongwith Addl. AG for the respondents present. Written reply submitted. To come up for rejoinder and arguments on 10.07.2017 before D.B.


(Ahmad Hassan)
Member

08, 10-07-2017 Counsel for the appellant and Mr. Muhammad Adeel Butt, Additional AG for the respondents present. Counsel for the appellant requested for time to file rejoinder. Request accepted. To come up for rejoinder and arguments on 10.11.2017 before D.B.


(Ahmad Hassan)
Member


(Muhammad Hamid Mughal)
Member

10.11.2017

Junior counsel for the appellant present. Mr. Ziaullah, Deputy District Attorney for the respondents also present. Junior counsel for the appellant submitted rejoinder requested for adjournment on the ground that learned senior counsel for the appellant is not available today. Adjourned. To come up for arguments on 19.01.2018 before D.B.



(Gul Zeb Khan)
Member


(Muhammad Amin Khan Kundi)
Member

19.01.2018


Clerk to counsel for the appellant and Mr. Zia Ullah, Learned Deputy District Attorney for the respondents present. Clerk of the counsel seeks adjournment as counsel for the appellant is not available. Adjourned. To come up for arguments on 26.03.2018 before D.B


(Gul Zeb Khan)
MEMBER


(Muhammad Hamid Mughal)
MEMBER

26.03.2018

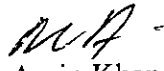
Junior to counsel for the appellant and Mr. Usman Ghani, learned District Attorney for the respondents present. Junior to counsel for the appellant seeks adjournment as senior counsel for the appellant is not available. Adjourn. To come up for arguments on 25.05.2018 before D.B


(Muhammad Amin Kundi)


(Muhammad Hamid Mughal)

25.05.2018

Clerk of the counsel for appellant and Addl: AG for the respondents present. Arguments could not be heard due to incomplete bench. Adjourned. To come up for arguments on 27.07.2018 before D.B.


(M. Amin Khan Kundi)
Member

27.07.2018

Junior to counsel for the appellant and Mr. Muhammad Jan learned Deputy District Attorney alongwith Mr. Waseem Khan S.O litigation for the respondents present. Junior to counsel for the appellant seeks adjournment as senior counsel is not in attendance. Adjourned. To come up for arguments on 19.09.2018 before D.B.


(Ahmad Hassan)
Member


(Muhammad Hamid Mughal)
Member

19.09.2018

Mr. Taimur Ali Khan, junior counsel for the appellant and Mr. Muhammad Jan, Deputy District Attorney for the respondents present. Junior counsel for the appellant requested for adjournment on the ground that learned senior counsel for the appellant is not available today. Adjourned. To come up for arguments on 26.10.2018 before D.B.


(Ahmad Hassan)
Member


(M. Amin Khan Kundi)
Member

26.10.2018

Due to retirement of Hon'able Chairman, the Tribunal is defunct. Therefore, the case is adjourned for the same on 11.12.2018 before D.B.



Recorder

11.12.2018

Junior to counsel for the appellant and Muhammad Jan, DDA for respondents present. The Worthy Chairman is on leave, therefore, case is adjourned to 31.01.2019 for arguments before the D.B.



Member

31.1.2019

Counsel for the appellant and Mr. Muhammad Riaz Paindakhel, Asstt. AG alongwith Muhammad Ilyas Statistician for the respondents present.

Learned counsel for the appellant requests for adjournment in order to further prepare the brief. Adjourned to 22.04.2019 before the D.B.



Member



Chairman


22.04.2019

Learned counsel for the appellant and Mr. Riaz Paindakhel learned Asstt. AG for the respondents present. Learned counsel for the appellant requests for adjournment as instant matter was not noted in his diary for today.

Adjourned to 08.07.2019 before D.B.




Member




Chairman

08.07.2019

Counsel for the appellant and Mr. Muhammad Jan, DDA alongwith Mr. Hazrat Shah, Supdt for respondents present. Counsel for the appellant seeks adjournment. Adjourned. Case to come up for arguments on 30.08.2019 before D.B.

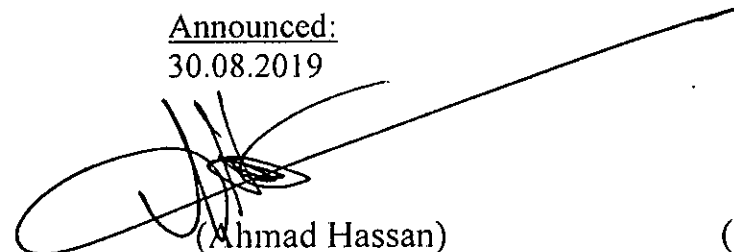

Member


Member

30.08.2019

None for the appellant present. Mr. Ziaullah, DDA for respondents present. Called for several times but no one appeared on behalf of the appellant, therefore, the appeal in hand is hereby dismissed in default. No order as to costs. File be consigned to the record room.

Announced:
30.08.2019


(Ahmad Hassan)
Member


(M. Hamid Mughal)
Member

27.11.2019

Vide order of today i.e. 27.11.2019 passed in ~~Service~~ restoration application No.337/2019, the present service appeal has been restored. To come up for further proceedings/arguments on 27.01.2020 before D.B.

Member


Member

27.01.2020

Junior to counsel for the appellant and Addl. AG alongwith Attaur Rahman, Inspector (Legal) for the respondents present.

Due to general strike on the call of K.P Bar Council, instant appeal is adjourned to 26.03.2020 for arguments before the D.B.


Member


Member

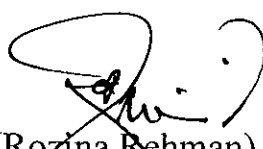
26.03.2020


Due to public holidays on account of Covid-19, the case is adjourned. To come up for the same on 15.06.2020 before D.B.

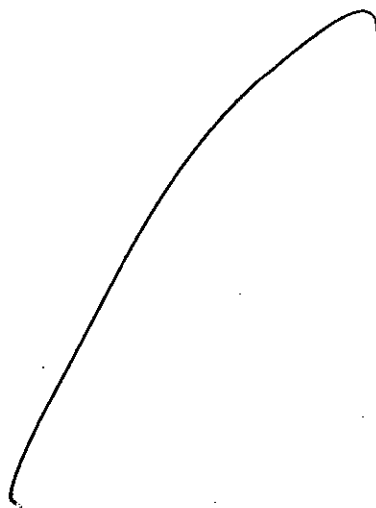

Reader

15.06.2020

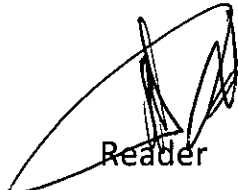
Learned counsel for the appellant present. Mr. Riaz Khan Paindakheil learned Assistant Advocate General alongwith Toheed Iqbal Assistant Director for respondents present. Learned counsel for the appellant seeks adjournment. Adjourn. To come up for arguments on 27.08.2020 before D.B.


(Rozina Rehman)
Member


(M.Amin Khan Kundi)
Member

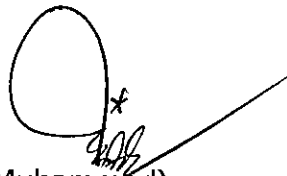


27.08.2020 Due to summer vacation, the case is adjourned to 03.11.2020 for the same as before.


Reader

03.11.2020 Junior to counsel for the appellant and Addl. AG alongwith Tuheed Iqbal, AD for the respondents present.

The Bar is observing general strike, therefore, the matter is adjourned to 13.01.2021 for hearing before the D.B.


(Mian Muhammad)
Member


Chairman

13.01.2021

Junior to counsel for the appellant and Mr. Kabirullah Khattak learned Addl. AG for respondents present.

Due to COVID-19, the case is adjourned for the same on 20.04.2021 before D.B.



READER

20.04.2021

Due to demise of the Worthy Chairman, the Tribunal is non-functional, therefore, case is adjourned to 12.08.2021 for the same as before.



Reader

12.08.2021
6

Nemo for appellant.

Asif Masood Ali Shah learned D.D.A for respondents present.

Preceding date was adjourned on a Reader's note, therefore, appellant/counsel be put on notice for 29.12.2021 for arguments before D.B.

Ms. A
13/12/21



(Rozina Rehman)
Member (J)



Chairman

28.12.2021


Due to Winter Vacations, the case is adjourned to 15.4-2022 for the same as before.


READER

15.04.2022

Nemo for the appellant present. Mr. Riaz Khan Painsdakhel, Asst: AG alongwith Mr. Touheed Iqbal, AD for respondents present.

Previous date was changed on Reader note, therefore, notice of prosecution of appeal be issued to the appellant as well as his counsel through registered post. Adjourned and to come up for arguments before the D.B on 16.05.2022



(Mian Muhammad)
Member(E)


(Salah Ud Din)
Member(J)

16.05.2022

Mr. Taimur Ali Khan, Advocate learned counsel for the appellant present. Mr. Toheed Iqbal AD (litigation) alongwith Mr. Kabir Ullah Khattak Additional Advocate General for the respondents present.

Learned counsel for the appellant sought adjournment on the ground that he has not gone through the record. Adjourned. To come up for arguments on 29.06.2022 before the D.B.


(Rozina Rehman)
Member (J)


(Salah-Ud-Din)
Member (J)

29.06.2022

Learned counsel for the appellant present. Mr. Touheed Iqbal, Assistant Director (Litigation) alongwith Mr. Kabirullah Khattak, Additional Advocate General for the respondents present.

Learned Additional Advocate General requested for adjournment on the ground that brief of the instant appeal has been misplaced. Adjourned. To come up for arguments on 06.10.2022 before the D.B.



(Rozina Rehman)
Member (J)

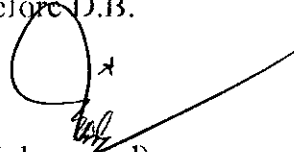


(Salah-ud-Din)
Member (J)

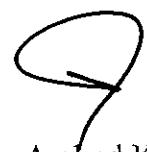
06.10.2022

Junior to counsel for the appellant present. Mr. Kabir Ullah Khattak, Additional Advocate General for respondents present.

Junior to counsel for the appellant requested for adjournment on the ground that his senior counsel is not available today. Adjourned. To come up for arguments on 07.12.2022 before D.B.



(Mian Muhammad)
Member (I)





(Kalim Arshad Khan)
Chairman

17.02.2023

Learned counsel for the appellant present. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General for the respondents present.

The appeal in hand was fixed for 07.12.2022, however order sheet of the said date has not been recorded in the instant appeal. The order sheet of 07.12.2022 recorded in the connected Service Appeal 1172/2016 would show that the appeal in hand was misplaced and a detailed order of the bench headed by worthy Chairman has been recorded in the connected service appeal mentioned above. In view of the same, the appeal in hand alongwith connected appeal may be fixed for arguments before the DB on 29.03.2023.


(Fareeha Paul)
Member (E)


(Salah-ud-Din)
Member (J)