


28.02.2023

Mr. Umair Azam, Additional Advocate General for respondents present.

In the early hours, petitioner was present but thereafter, the case was called for a number of times and nobody appeared on behalf of the petitioner. The learned counsel for respondents produced copy of letter No.SOII(IND)/1-10/2022/KC/5653-69 dated Peshawar the, 13<sup>th</sup> February, 2023 and letter No.SOII(IND)/1-10/2022/KC/1163-67 Dated Peshawar the, 23<sup>rd</sup> February, 2023 placed on file of connected case C.O.C Application No.745/2022 titled "Syed Jamal Shah Vs. Industries Department" while Secretary Establishment filed an application for deletion of his name as the Secretary was unnecessary party in this case. Similarly, the learned counsel for other respondents has raised objection that there was no provision in the Khyber Pakhtunkhwa Service Tribunal Act, 1974 and the rules made thereunder to initiate contempt proceedings. The petitioner and his counsel are put on notice to assist the court on maintainability of contempt application on 31.03.2023 before SB. P.P given to the parties.

  
(Kalim Arshad Khan)  
Chairman