

29.11.2022 Due to rush of work. This case has been deleted. To come up for the same as before on 16.02.2023.

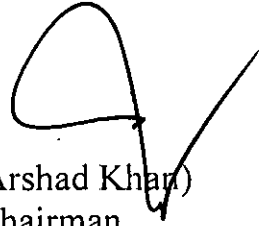
16th Feb, 2023

Junior of learned counsel for the appellant present. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General for official respondents and Mr. Taimur Ali Khan, Advocate on behalf of private respondents present.

Junior to the learned counsel for the appellant made a request that the matter pertains to Camp Court Abbottabad, therefore, it may be sent there. Let it be fixed for arguments on 28.03.2023 before the D.B at Camp Court Abbottabad.



(Salah-ud-Din)
Member (J)




(Kalim Arshad Khan)
Chairman

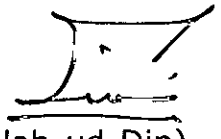
24.06.2022

Nemo for the appellant. Mr. Muhammad Afzal, Litigation Assistant alongwith Mr. Muhammad Adeel Butt, Additional Advocate General for official respondent No. 1 present. Learned counsel for private respondents No. 2, 3 & 6 also present.

Vide previous order sheet dated 28.04.2022, it was ordered that notice be issued to appellant as well as his counsel through registered post, however on perusal of the record, it transpired that the same has not been sent to appellant as well as his counsel, therefore, in this respect explanation be called from the concerned official. Again notice be issued to appellant as well as his counsel through registered post and to come up for arguments on 13.09.2022 before the D.B.



(Mian Muhammad)
Member (E)

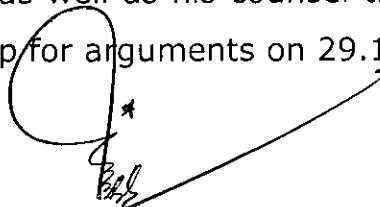


(Salah-ud-Din)
Member (J)

13.09.2022

Nemo for the appellant. Mr. Muhammad Riaz Khan Painsdakhel, Assistant Advocate General for official respondent No. 1 present. Mr. Taimur Ali Khan, Advocate, on behalf of private respondents No. 2, 3, 6 to 13 also present.

Vide previous two consecutive dates i.e 28.04.2022 & 24.06.2022, no one was present on behalf of the appellant, therefore, it was directed that notices be issued to the appellant as well as his counsel through registered post, however the Muharrar had not issued notices and have also failed to submit reply to the explanation called from him. Registrar of this Tribunal is directed to put up the reply of earlier explanation called from the Muharrar on 24.06.2022 as well as reply of today's explanation. Notice be issued to appellant as well as his counsel through registered post and to come up for arguments on 29.11.2022 before the D.B.



(Mian Muhammad)
Member (Executive)



(Salah-Ud-Din)
Member (Judicial)

12.01.2022

Due to non-availability of the concerned DB, the case is adjourned to 28.04.2022 for the same before D.B.

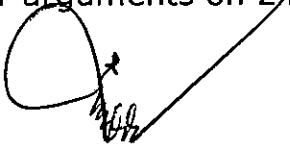

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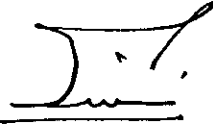
28.04.2022

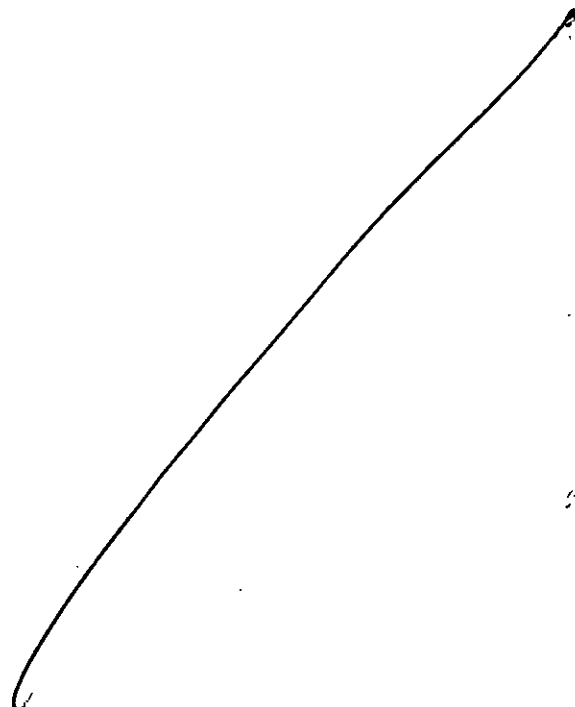
Nemo for the appellant. Mr. Kabirullah Khattak, Additional Advocate General for official respondent No. 1 present. Mr. Taimur Ali Khan, Advocate, on behalf of private respondents No. 2, 3 and 6 as well as impleaded respondents No. 7 to 13 present.

Joint para-wise comments on behalf of private respondents No. 2, 3 and 6 as well as impleaded respondents received through office, which are placed on file.

Notice for prosecution of the appeal be issued to the appellant as well as his counsel through registered post and to come up for arguments on 24.06.2022 before the D.B.


(Mian Muhammad)
Member (E)


(Salah-ud-Din)
Member (J)



13.12.2021

Appellant alongwith his counsel present. Mr. Kabirullah Khattak, Addl: AG alongwith Mr. M. Afzal, Litigation Assistant present.

Representative of official respondent No.1 submitted written reply/comments which is placed on file. A copy of the same is also handed over to the appellant. Mr. Taimoor Ali Khan, Advocate submitted fresh wakalatnama on behalf of private respondent No.2,3 and 6 alongwith application for impleadment. Copy of the same is handed over to the appellant. Notices be issued to private respondent No.4 and 5. To come up for written reply of respondents No. 2 to 6 and reply/arguments on impleadment application on 23.12.2021 before S.B.


(MIAN MUHAMMAD)
MEMBER (E)

23.12.2021

Counsel for the appellant, Addl. AG alongwith Muhammad Afzal Litigation Assistant for official respondents present and counsel for private respondents 2, 3 and 6 present. None present on behalf of respondents No.4 & 5, hence proceeded against ex-parte.

Learned counsel for private respondents submitted another application for impleadment of applicants as respondents. Learned counsel for the appellant has got no objection. They are impleaded as respondents. Office is directed to make entry to the extent of impleaded respondents in the heading of appeal. Respondents No. 2, 3, 6 and newly impleaded respondents are required to furnish reply/comments within 10 days in office as last chance, otherwise their right for submission of reply/comments shall be deemed as struck off. To come up for arguments on 12.01.2022 before the D.B .


Chairman

1-10-21


DB is on Tour case to come up
For the same on Dated. 20-1-22

&
Reader

18.11.2021

Learned counsel for the appellant present. Mr. Muhammad Afzal, Assistant Litigation alongwith Mr. Kabirullah Khattak, Additional Advocate General for official respondent No. 1 present. Private respondents No. 3 & 6 in person present.

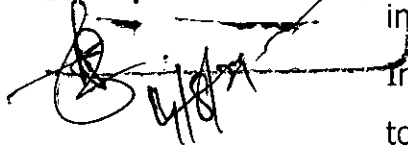
Reply/comments on behalf of respondents not submitted. Representative of official respondent No. 1 as well as private respondents No. 3 & 6 requested for further time for submission of reply/comments. Adjourned. To come up for submission of reply/comments on 13.12.2021 before the S.B.


(Salah-Ud-Din)
Member (J)

appellant. In the scheme of previous seniority list, the name of the appellant was supposed to have been noted above name of Dilfaraz Khan and after the name of Ihsanullah but presently Muhammad Farasat has been given that place at S.No. 28 which was actually due for the appellant. Points raised need consideration. The appeal is admitted for hearing subject to all legal objections including that of limitation to be determined during full hearing. 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 in office within 10 days after receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time, or extension of time is not sought through written application with sufficient cause, the office shall submit the file with a report of non-compliance. File to come up for arguments on 01.10.2021 before the D.B.

In view of the order of seniority discussed herein above, Mr. Muhammad Farasat seems to be a necessary party for the reason that if appellant succeeds to establish his case for getting his name in between Ihsanullah and Dilfaraz Khan, he i.e Muhammad Farasat will have to suffer, therefore, he is impleaded as respondent. Office is directed to make necessary entries in the heading of Memo of appeal as well as in the Institution Register. Counsel for the appellant is required to provide one more set of appeal alongwith documents for notice to added respondent.

Appellant Deposited
Security & Process Fee






Chairman

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 5919 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	09/06/2021	<p>The appeal of Malik Amir Mehmood resubmitted today by <u>Mr. Ali Azim Afridi</u> 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-		<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>03/08/21</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
	03.08.2021	<p>Counsel for the appellant present. Preliminary arguments heard.</p> <p>Learned counsel for the appellant contends that in the seniority list of the Patwaris as it stood on 31.12.2006, the name of the appellant is shown at S.No. 56 in between the names of Ehsanullah at S.No. 55 and Dilfaraz at S.No. 57 but in the seniority list as it stood on December 21, 2018, his name was placed at S.No. 41 in between the names of Amjad Shahzad at S.No. 40 and Azeemullah at S.No. 42 while the name of Dilfaraz Khan has been shown at S.No. 29, who in the previous seniority list was at S.No. 57 immediately after the</p>