


**ORDER**

28.03.2023 01. Learned counsel for the appellant present. Mr. Asad Ali Khan, Assistant Advocate General for the respondents present. Arguments heard and record perused.

02. Vide our detailed judgment of today separately placed on file consisting of (05) pages, we are of the firm opinion that the impugned order has been passed arbitrarily which tantamount to condemning the accused without providing him reasonable opportunity of defense and observance of provision of rules and consideration of the appellant more than 26 years service. As such the impugned order dated 26.06.2021 is set aside and the appellant is reinstated in service with all back and consequential benefits of service. Consign.

03. *Pronounced in open court at Peshawar and given under our hands and seal of the Tribunal this 28<sup>th</sup> day of March, 2023.*

  
(ROZINA REHMAN)  
MEMBER (J)

  
(MUHAMMAD AKBAR KHAN)  
MEMBER (E)