



Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- _____ /2021

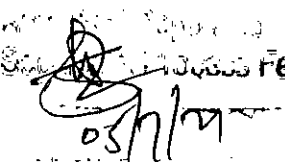
| S.No. | Date of order proceedings | Order or other proceedings with signature of judge |
|-------|---------------------------|--|
| 1 | 2 | 3 |
| 1- | 17/06/2021 | <p>The appeal of Mr. Dad Muhammad resubmitted today by Mr. Jamil Ahmad Advocate, may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR .</p> <p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>05/07/21</u>.</p> <p style="text-align: right;"> CHAIRMAN</p> |

Zia Ur Rehman 5219 of 2021

05.07.2021

Counsel for the appellant present. Preliminary arguments heard.

The appellant through the instant appeal has challenged seniority list dated 02.11.2020 where-against departmental appeal was filed on 14.01.2021 obviously beyond the prescribed period of limitation; and this appeal was filed on 21.05.2021 again beyond the prescribed period of limitation; However, extending the benefits of law i.e Khyber Pakhtunkhwa Pandemic and Control Relief Act, 2020 the delay as discussed before is held as immaterial Section-30 of the said Act provides that notwithstanding anything contained in the limitation Act, 1908 or any other law prescribing limitation for initiating any legal proceedings, the limitation period provided under various laws shall be remained frozen from 10.03.2020 till the culmination of emergency period and the proceedings so filed before any court or Tribunal during or immediately upon secession of such emergency period, shall not be time barred on account of delay for the aforesaid period. Therefore, this appeal is admitted to regular hearing, subject to all just and legal objections. 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, the office shall submit the file

 05/7/21


with a report of non-compliance. File to come up for arguments on
16.11.2021 before the D.B.


Chairman

16.11.2021 Clerk of learned counsel for the appellant present.
Mr. Kabirullah Khattak, Additional Advocate General for
official respondents present.

Para-wise reply on behalf of private respondents No.
3 to 10 & 12 has been submitted alongwith Wakalat Nama
of Mr. Muhammad Saleem Awan, Advocate through office.


Learned Member Judicial Mr. Salah-ud-Din is on
leave, therefore, arguments could not be heard.
Adjourned. To come up for arguments on 18.01.2022
before the D.B.


(Mian Muhammad)
Member (E)

18.01.2022

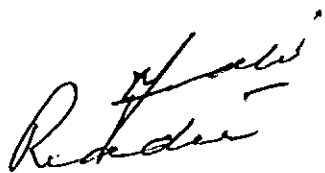
Learned counsel for the appellant present. Mr. Muhammad Rasheed, DDA and Mr. Shahab Khattak, Coordinator for official respondents No. 1 & 2 present. Counsel for private respondents No. 3 to 10 & 12 present.


Mr. Shahab Khattak, Coordinator for respondent No. 2 requested for adjournment as senior counsel is not available today. Adjourned. To come up for arguments before the D.B on 11.05.2022.

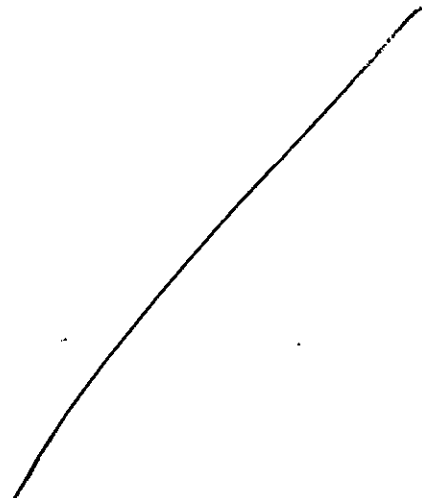

(Atiq-Ur-Rehman Wazir)
Member (E)


Chairman

11-5-22 Proper DB not available the case is adjourned on 26-7-22


proper DB not available to come up for the same as before on 21/9/22

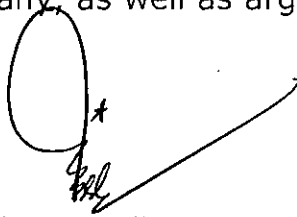

Atiq-Ur-Rehman Wazir



21.09.2022

Mr. Shahkār Khan Yousafzai, Advocate, junior of Mr. Muhammad Asif Yousafzai, Advocate present and submitted fresh Wakalatnama, which is placed on file. Mr. Shahab Khattak, Advocate, on behalf of official respondents No. 1 & 2 present. Private respondent No. 3 alongwith learned counsel for private respondents No. 3 to 10 & 12 present.

Reply/comments on behalf of official respondents No. 1 & 2 submitted, copy of which handed over to junior of learned counsel for the appellant. Adjourned. To come up for rejoinder, if any, as well as arguments on 30.11.2022 before the D.B.



(Mian Muhammad)
Member (Executive)



(Salah-Ud-Din)
Member (Judicial)

30/11/22

*Deleted from list to come
up on 23-2-23*



23.02.2023

Bench is incomplete, therefore, the case is adjourned to

10.05.2023 for the same as before.




Reader

10.05.2023

Counsel for the appellant present.

Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

Former made a request for adjournment on the ground that he has not made preparation for arguments. Adjourned. To come up for arguments on 25.07.2023 before D.B. Parcha Peshi given to the parties.


(Muhammad Akbar Khan)
Member (E)


(Rozina Rehman)
Member (J)

Kamranullah