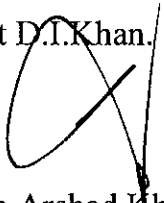


16th May, 2023

1. Learned counsel for the appellant present.

2. The appellant was relieved by the Hospital Director, MTI DHQ Hospital, D.I.Khan vide office order dated 05.08.2022 on the ground that he was unwilling worker, disobedient and most of the time remained absent from duty without information or sanction of leave. His explanation was called time and again and warning was also issued to him but he did not mend his ways. That the Institution no more required his services. In compliance with this order, he submitted arrival to the Director General Health Services, Khyber Pakhtunkhwa on 17.08.2022 and also made a representation against the said order on the same date. The Director General Health Services, Khyber Pakhtunkhwa placed the services of the appellant at the disposal of District Health Officer, D.I.Khan on 19.09.2022. On 26.09.2022 he submitted arrival report to the DHO, D.I. Khan and made an application on 05.10.2022 for release of salary and arrears from 05.08.2022. On 15.11.2022 he submitted application to the Director General Health Services, Khyber Pakhtunkhwa with the same prayer and awaiting ninety days period, the appellant filed appeal before this Tribunal. In the meantime the DHO, D.I.Khan vide letter 1417879-E12 dated 03.10.2022 requested the DG Health Services, Khyber Pakhtunkhwa that services of the appellant were placed at the disposal of DHO, D.I. Khan without any substitute. That one Nazar Muhammad was willing for posting in the DHQ, Hospital D.I.Khan and an NOC was required for the purpose. The DG Health Services vide order dated 28.04.2023 acceded to the request and directed that Nazar Muhammad be transferred and posted to MTI DHQ Teaching Hospital D.I.Khan against the post vacated by the appellant. That the said Nazar Muhammad relinquished the charge on 09.05.2023. It is the case of the appellant that the appellant was not being paid salaries since 05.08.2022 and requested for release of salaries. Let this appeal be admitted to full hearing subject to all just and legal objections by the other side. Appellant is directed to deposit security fee within 10 days. . The respondents be summoned through TCS, the expenses of which be deposited by the appellant within three days. To come up for written reply/comments on 20.06.2023 before S.B at camp court D.I.Khan.


(Kalim Arshad Khan)
Chairman
Camp Court D.I.Khan