

**ORDER**

19<sup>th</sup> May, 2023


**MR. KALIM ARSHAD KHAN, CHAIRMAN:** Learned counsel for the appellant

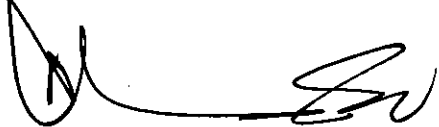
present. Mr. Muhammad Jan, District Attorney for the respondents present.

2. The respondents did neither file reply despite providing chances nor made any application for recalling of order striking off their defense. Even there is no representative present today before the Tribunal.

3. We have gone through the appeal. the learned counsel for the appellant submits that after appointment of the appellant. the competent authority was under obligation to have determined seniority of the appellant under Section-8 of the Khyber Pakhtunkhwa Civil Servants Act, 1973 read with Rule-17 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 but in the tentative seniority list showed to have been issued on 31.12.2022, the learned counsel for the appellant alleges that, the name of the appellant was even not brought on the seniority list. Although the appeal is vague but in the interest of justice it is deemed appropriate that a direction be given to the respondents that seniority of the appellant be determined under the above provisions, if not already determined and the same be reflected in the relevant seniority list copy of which be provided to the appellant. On receipt of copy the appellant will be at liberty to assail that in case he considers that his seniority has not been determined in accordance with law. Disposed of accordingly. Consign.

4. *Pronounced in open court in D.I.Khan and given under our hands and seal of the Tribunal on this 19<sup>th</sup> day of May, 2023.*

  
(Fareeha Paul)  
Member(Executive)  
Camp Court D.I.Khan

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