

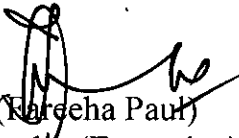
ORDER


26th May, 2023

1. Learned counsel for the appellant present. Mr. Fazal Shah Mohmand, Additional Advocate General alongwith Mr. Faheem Khan, Assistant for the respondents present.

2. Vide our detailed judgement of today placed on file, we allow this appeal, set aside the impugned order dated 31.07.2021 and remit the matter back to the respondents to conduct proper departmental proceedings and de-novo inquiry strictly in accordance with law/rules and as per the guidelines given in the above judgment. In the course of departmental proceedings and de-novo inquiry, ample opportunity of hearing should be provided to the appellant. The issue of back benefits shall be subject to the final outcome of the proper departmental proceedings and de-novo inquiry to be conducted and concluded within sixty days on receipt of copy of this judgment. The date of receipt of judgment shall be communicated to the Tribunal through its Registrar. Cost shall follow the event. Consign.

3. *Pronounced in open court at Peshawar and given under our hands and seal of the Tribunal on this 26th day of May, 2023.*


(Fareeha Paul)
Member(Executive)


(Kalim Arshad Khan)
Chairman

Adnan Shah, P.A