04.04.2023

Appellant alongwith his counsel present.

Asad Ali, learned Assistant Advocate General for respondents present.

Former made a request for adjournment in order to prepare the brief. Adjourned. To come up for arguments on 29.05.2023 before D.B. Parcha Peshi/given to the parties.

(Muhammad Akbar Khan) Member (E) (Rozina Rehman) Member (J)

## ORDER

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

- 1. Learned counsel for the appellant present. Mr. Muhammad Jan, District Attorney for the respondents present.
- 2. Vide our detailed judgement of today placed on file, we allow this appeal, set aside the impugned order dated 14.01.2020 and remit the matter back to the respondents to conduct proper departmental proceedings after the stage of receipt of enquiry report by issuing final show cause notice and providing opportunity of personal hearing to the appellant. The exercise should be completed within thirty days of receipt of copy this judgment. The date of receipt of judgment shall be communicated to the Tribunal through its Registrar. Cost shall follow the event. Consign.
- 4. Pronounced in open court at Peshawar and given under our hands and seal of the Tribunal on this 29<sup>th</sup> day of May, 2023.

Muhammad Akbar Khan)
Member(Executive)

(Kalim Arshad Khan) Chairman