



Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- _____ 7716 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	02/11/2021	<p>The appeal of Mr. Shams ul Zaman resubmitted today by Mr. Shah Mohmand 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 at Peshawar for preliminary hearing to be put up there on <u>29/11/21</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>

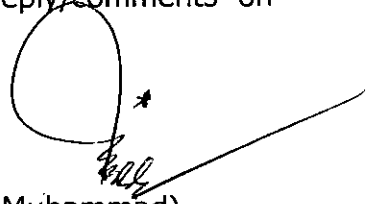
29.11.2021

Counsel for the appellant present. Preliminary arguments have been heard.

Learned counsel for the appellant contended that the appellant is aggrieved of the impugned order of official respondent No.1 dated 07.09.2021 to have been passed on the departmental appeal of private respondent No.4 and 5 due to which seniority of the appellant is affected. The impugned order, therefore, has been challenged and assailed by invoking jurisdiction of Service Tribunal under Section-4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 and the instant service appeal was filed on 13.10.2021.

The appeal is admitted to regular hearing subject to all just legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to respondents for submission of reply/comments. To come up for reply/comments on 31.01.2022 before S.B.

Appellant Deposited
Security & Process Fee


(Mian Muhammad)
Member(E)

31.01.2022 Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl. AG for official respondents No. 1 to 3 present. Private respondent No. 4 in person present.

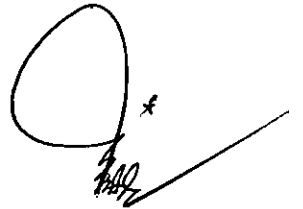
Reply/comments on behalf of respondents official respondents No. 1 to 3 and private respondent No. 4 are still awaited. Learned Additional Advocate General and private respondent No. 4 sought time for submission of reply/comments Granted. To come up for reply/comments before the S.B on 31.03.2022.


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

31.03.2022

Appellant in person present. Mr. Muhammad Adeel Butt, Addl: AG alongwith Mr. M. Arif, Assistant for respondent No.1, Mr. Muhammad Zahid, Assistant for respondents No. 2 and 3 and private respondents No. 4 and 5 in person present.

Written reply/comments on behalf of respondents No. 2 and 3 submitted which is placed on file. A copy of the same is also handed over the appellant. Representative of the respondents No. 1 and private respondents No. 4 and 5 seek time to submit written reply on the next date. adjourned. To come up for written reply/comments of respondents No. 1,4 and 5 on 03.06.2022 before S.B.



(MIAN MUHAMMAD)
MEMBER(E) 7

03.06.2022

Appellant in person present. Mr. Kabir Ullah Khattak, Addl. AG alongwith Muhammad zahid, Assistant for respondents No. 2 & 3 Muhammad Arif Assistant for respondent No. 1 present. Mr. Noor Badshah Bangash, Advocate for respondents No. 4 & 5 present and submitted vakalatnama which is placed on file. Representative of respondents No. 1, 4 & 5 seeks time for submission of written reply. Last opportunity is granted. To come up for written reply/comments of respondents No. 1, 4 & 5 on 22.08.2022 before S.B.




(FAREEHA PAUL)
Member (E)

22.08.2022

Clerk of learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General alongwith Mr. Muhammad Zahid, Assistant and Mr. Imran Akbar, Assistant for official respondents No. 1 to 3 present. Private respondent No. 4 & 5 in person present.

Reply/comments on behalf of official respondents No. 2 & 3 have already been submitted. Reply/comments on behalf of official respondent No. 1 and private respondent No. 4 & 5 submitted which are placed on file. Copy of the same is handed over to clerk of learned counsel for the appellant. Adjourned. To come up for rejoinder, if any, and arguments before the D.B on 17.10.2022.

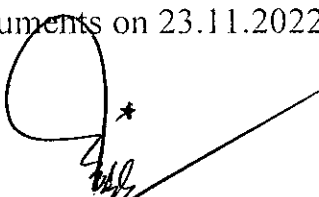


(Mian Muhammad)
Member (E)


17.10.2022

Ms. Rabia Muzaffar, Advocate, junior of learned counsel for the appellant present. Mr. Imran Akbar, Assistant alongwith Mr. Naseer-ud-Din Shah, Assistant Advocate General for official respondents No. 1 to 3 present. Private respondents No. 4 & 5 in person present.

Junior of learned counsel for the appellant requested for adjournment on the ground that learned counsel for the appellant is busy in the august Supreme Court of Pakistan. Adjourned. To come up for arguments on 23.11.2022 before the D.B.



(Mian Muhammad)
Member (E)



(Salah-Ud-Din)
Member (J)

23.11.2022 Due to rush of work. This case has been deleted. To come up for the same as before on 24.01.2023.

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74.
Reader.

24.01.2023

Proper D.B is not available, therefore the case is adjourned to 02.05.2023 for the same as before.


Reader

02nd May, 2023

1. Appellant in person present. Mr. Asad Ali Khan, Assistant Advocate General for official respondents present.
2. Appellant stated that his counsel has been appointed as Additional Advocate General and posted in this Tribunal, therefore, time may be granted to him to engage another counsel. Adjourned. To come up for arguments on 03.07.2023 before the D.B. Parcha Peshi is given to the parties.



(Salah-ud-Din)
Member (J)



(Kalim Arshad Khan)
Chairman

3rd July, 2023

1. Nobody present on behalf of the appellant. Mr. Asif Masood Ali Shah, Deputy District Attorney alongwith Mr. Ghulam Shabir, Assistant Secretary for official respondents and private respondent No.4 in person present.
2. The case was called time and again but neither the appellant nor his counsel put appearance, therefore, the appeal in hand is dismissed in default. Consign.
3. *Pronounced in open Court in Peshawar given under our hands and seal of the Tribunal on this 3rd day of July, 2023.*



(Rashida Bano)
Member(J)



(Kalim Arshad Khan)
Chairman

Adnan Shah