

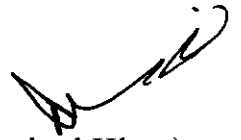
face technicalities to agitate his seniority at that point of time. Learned District Attorney has very fairly and honestly did not controvert the situation. Adjourned sine-die until decision of the review petition filed by the appellant before the Peshawar High Court, D.I.Khan Bench. The parties or any of them may get this appeal restored and decided in light of the judgment passed by the Hon'ble Peshawar High Court, D.I.Khan, Bench in the review petition of the appellant.

5. *Pronounced in open court in Camp Court D.I.Khan and given under our hands and seal of the Tribunal on this 17th day of July 2023.*



(Salah-ud-Din)
Member (J)
Camp Court D.I.Khan

Adnan Shah



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

17th July, 2023

1. Learned counsel for the appellant present. Mr. Farhaj Sikandar, District Attorney for the respondents present.
2. Learned counsel for the appellant submitted an application with a request to adjourn this appeal sine-die until decision of a Review Petition No. 723-D/2023 filed by the appellant in the Hon'ble Peshawar High Court, D.I.Khan Bench.
3. The learned counsel for the appellant explained that the appellant's appointment was withdrawn by the department. The withdrawal order was challenged by the appellant in Writ Petition No. 565-D/2014 before the Hon'ble Peshawar High Court, D.I.Khan, Bench, which petition was allowed and appellant's withdrawal order was set-aside. Consequently, he was allowed to continue service in the department but was not granted seniority. Learned counsel for the appellant further submitted that in the meantime one Rashid had filed application under section 12 (2) of the CPC before the Hon'ble Peshawar High Court, D.I.Khan, Bench, which was allowed vide order dated 27.02.2022 and thus the order issued by the department, in compliance with the judgment passed in writ petition, was withdrawn. He went on saying that the appellant filed an application for review of the judgment, passed in application under section 12 (2) of CPC, on which the Peshawar High Court, D.I.Khan, Bench was pleased to issue pre-admission notice.
4. In view of the above situation, learned counsel for the appellant requested that let this appeal be adjourned sine-die as in case of acceptance of the review petition of the appellant, he may

