

2<sup>nd</sup> Aug. 2023

01. Counsel for the appellant present. Mr. Fazal Shah Mohmand, Additional Advocate General alongwith Faheemullah, Assistant and Bahramand Khan, A.D and Mr. Hashmat Khan, Superintendent for the respondents present.

02. Despite the fact that Mr. Faheemullah, Assistant and Mr. Bahramand Khan, A.D were present on 09.03.2023 and requested for time to submit reply/comments and again on 11.07.2023, Mr. Faheemullah, Assistant was present and requested for further time to submit reply/comments, to-day an application has been submitted by the Secretary, Elementary & Secondary Education Department, Khyber Pakhtunkhwa stating therein that the respondents were not in the knowledge of the said service appeal. When enquired it was confirmed by the representative of the respondents that the signature put on the application was not of the Secretary, E&SE Department. This state of affairs is to be taken seriously at the level of administrative department.

At later stage, Mr. Faheemullah, Assistant, representative of the respondents No. 1, 4 and 5 turned up and submitted reply/comments alongwith cost of Rs. 5000/- on proper receipt. Copy of the reply/comments handed over to learned counsel for the appellant. Representative of the respondent No. 3 requested for time to submit reply. Respondent No. 2 being unnecessary party is deleted from the panel of respondents. To come up for reply/comments of respondent No. 3 as well as preliminary hearing on 01.09.2023 before the S.B. Parcha Peshi given to the parties.

  
(FAREEHA PAUL)  
Member (E)