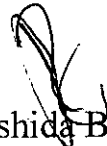


14.09.2023 1. Learned counsel for the appellant present. Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

2. Learned counsel for the appellant argued that vide impugned order dated 11.05.2009 major penalty of removal from service was imposed upon the appellant against which he challenged it in his departmental appeal was rejected by respondent No. 3 on 25.04.2018. He further argued that appellant challenged order of respondent No.3 in writ petition No. 595-M/2018 which was decided vide order dated 09.04.2021 wherein respondent was directed to pursue remedy before Service Tribunal. He submitted that respondents awarded major penalty of dismissal from service without providing opportunity of self defence by conducting regular inquiry which is violation of Article 4 and 10-A of Constitution of Islamic Republic of Pakistan. Points raised need consideration, therefore, appeal is admitted for regular hearing subject to all legal objections. Appellant is directed to deposit security fee within 10 days. Written reply on behalf of respondents have already been submitted. To come up for arguments on 05.01.2024 before D.B at camp court, Swat. P.P given to the parties.

  
(Rashida Bano)  
Member (J)