

S.A #.1420/2023

21st Aug. 2023 1. Learned counsel for the appellant and Mr. Asad Ali Khan, Assistant Advocate General for the official respondents No.1 to 3 present. Nobody is present on behalf of private respondents, hence, placed ex-parte.

2. Reply on behalf of respondents is still awaited. Learned AAG requested for time to submit reply/comments on behalf of official respondents No.1 to 3. Granted by way of last chance. To come up for reply/comments on 19.09.2023 before S.B. P.P given to the parties.

SCANNED
KPST
Peshawar




(Kalim Arshad Khan)
Chairman

**Mutazem Shah **

19th Sep, 2023 1. Learned counsel for the appellant present. Mr. Asif Masood Ali Shah, Deputy District Attorney alongwith Mr. Behramand. A.D for official respondents present.

2. Reply/comments on behalf of respondents not submitted. Representative of the respondents requested for time to submit reply/comments. Another opportunity is granted. To come up for reply/comments on 30.10.2023 before S.B. P.P given to the parties.



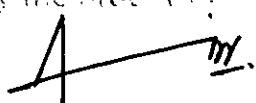
(Muhammad Akbar Khan)
Member (I)

Kamranullah

FORM OF ORDER SHEET

Court of _____

Appeal No. 1420/2023

| S.No. | Date of order proceedings | Order or other proceedings with signature of judge |
|-----------------|---------------------------|---|
| 1 | 2 | 3 |
| 1 | 27/06/2023 | <p>The appeal of Mr. Muhammad _____ presented today by Mr. Kamran Khan Advocate _____ preliminary hearing before Single Bench _____</p> <p style="text-align: center;"><i>06/07/2023</i></p> <p style="text-align: right;">By the order of _____</p> <p style="text-align: center;"> REGISTRAR</p> |
| 6 th | July, 2023 | <p>1. Learned counsel for the appellant present and argued that the impugned order is dated 05.04.2023 against which appellant filed departmental appeal on 13.03.2023 which was not responded by the respondent within statutory period of 90 days therefore, he file instant appeal within a statutory of 30 days as per Section-4 of Khyber Pakhtunkhwa Service Tribunal Act 1974. He further argued that juniors to the appellant i.e private respondents No. 4 to 36 were promoted by ignoring the appellant, which is violation of rules and principle of seniority. Thus, appeal in hand is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security fee within 10 days. Thereafter, notices be issued to respondents for submission of written reply/comments. Respondents be summoned through TCS the expenses of which be deposited by the appellant within 3 days. Adjourned. To come up for written reply/comments on 21.08.2023 before S.B. P.P given to learned counsel for the appellant.</p> |

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(Rashida Bano)
Member (J)