

20<sup>th</sup> Sep, 2023

1. Mr. Ahmed Sultan Tareen. Advocate present and submitted Wakalatnama on behalf of the appellant which is placed on file. Mr. Asif Masood Ali Shah, Deputy District Attorney for official respondents present. Preliminary arguments heard.

3. Reply/comments on behalf of official respondents have already been submitted.

3. Points raised need consideration. The appeal is admitted for regular hearing subject to all just and legal objections by the other side. The appellant is directed to deposit security fees within seven days. To come up for arguments on 05.10.2023 before D.B. Parcha Peshi given to the parties.

(Muhammad Akbar Khan)  
Member (I)

\*Kamranullah\*

Service Appeal No. 1863/2022

ORDER


5<sup>th</sup> Oct. 2023

1. Learned counsel for the appellant present. Mr. Asif Masood Ali Shah, Deputy District Attorney alongwith Mr. Ghulam Shabir, Assistant Secretary for the respondents present.

2. At the very outset, learned counsel for the appellant referred to notification dated 01.07.2022, issued by the Board of Revenue, Revenue and Estate Department, Government of Khyber Pakhtunkhwa, wherein the competent authority had statedly adjusted the names of the appellants and others in the joint seniority list of Assistants and Senior Scale Stenographers at the offices of the Commissioners and Deputy Commissioners

at the provincial level w.e.f the date of issuance of the notification but there was no such seniority list prepared, circulated or handed over to the persons listed in the list. Nor any such <sup>list</sup> is produced before this Tribunal. Learned counsel for the appellant says that appellant would be satisfied if a direction is given to the respondents to issue seniority list, in compliance of notification dated 01.07.2022, within fifteen days. It is, however, further requested by the learned counsel for the appellant that unless issuance of the seniority list further promotion may not be made. In this respect it is observed that the department shall make promotion from the seniority list which is prepared in the light of Notification dated 01.07.2022 and ultimately finalized. Copy of the same be handed over to all the persons so listed in the list. Disposed of in the above terms. Consign.

3. *Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal on this 5<sup>th</sup> day of October, 2023.*

  
(Muhammad Akbar Khan)  
Member (E)

  
(Kalim Arshad Khan)  
Chairman