

04.10.2023 1. Learned counsel for the appellant present. Mr. Inayat Ullah Khan, learned Assistant Advocate General, along with Sheda Muhammad, Superintendent Jail and Muhammad Yousaf Khan, S.O for the respondents present.

2. Learned counsel for the appellant argued that vide impugned order dated 19.02.2022 appellant was illegally removed from service without providing opportunity of defence by conducting regular inquiry. He further argued that appellant submitted leave application on medical ground to the respondents but the same was not considered and appellant was removed from service without bringing into his notice factum of non consideration of leave application. When appellant after recovery from illness approach respondent department, he came to know about his removal from service order and he without wasting even a single day filed departmental appeal on 13.02.2023 which was rejected vide order dated 09.03.2023 communicated to the appellant on 26.04.2023. Then appellant filed instant appeal on 09.05.2023 under Section 4 of Khyber Pakhtunkhwa Service Tribunal Act, 1974. 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 submitted through office which found placed on file. A copy of the same is handed over to learned counsel for the appellant. Adjourned. To come up for arguments on 07.12.2023 before D.B at camp court, Swat. P.P given to parties.

(Rashida Bano)
Member (J)
Camp Court, Swat