

of the appellant in the light of the judgment of the august Supreme Court of Pakistan after providing him opportunity of hearing and then pass a speaking order in accordance with law rules and judgments of the august Supreme Court of Pakistan within sixty days from the receipt of this order under intimation to this tribunal through its Registrar. The appeal is disposed of in the above terms. Consign."

2. Instead of complying with the judgment of the Tribunal, the respondents have passed an order that is not in accordance with the terms of the judgment, therefore, they are directed to properly implement the judgment. To come up for implementation report on 09.11.2023 before S.B. P.P given to the parties.

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(Kalim Arshad Khan)
Chairman

Mutazem Shuh

10th Sep. 2023

1. Junior to counsel for the petitioner present. Mr. Asif Masood Ali Shah, Deputy District Attorney alongwith Mr. Zahoor Ahmed, Inspector for the respondents present.

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2. Junior to counsel for the appellant requested for adjournment on the ground that learned counsel for the petitioner is busy before Hon'ble Peshawar High Court, Peshawar. Granted. To come up on 12.10.2023 before S.B. P.P given to the parties.

(Muhammad Akbar Khan)
Member (F)

12th Oct. 2023

1. Learned counsel for the petitioner Mr. Asad Ali Khan, Assistant Advocate General for the respondents present.

2. Vide order dated 04.10.2022, the Tribunal had decided the appeal of the petitioner in the following manner:

"The learned counsel for the appellant referred to the judgments of the august Supreme Court of Pakistan passed in civil appeals No.537 to 539 of 2013 on 31.07.2013. In paragraph-5 of which it was observed that the persons (Police officers) though confirmed subsequently but their seniority had to be reckoned from the date of their appointment. It was further observed that they could not be treated differently when seniority of many other employees similarly placed had been reckoned from the date of their appointment. When confronted with the situation the learned AAG as well as learned counsel for the appellant agreed that the matter might be remitted to the department for reconsideration of the case