

S.A #.1295/2023

17th Oct. 2023 1. Learned counsel for the appellant present and started arguments. The learned counsel referred to a letter No.169 of 03.10.2022, issued by Sub Divisional Education Officer (Male) Daraban Kalan to the District Education Officer (Male) Dera Ismail Khan, wherein, some details were given regarding the history of the case of the appellant. The learned counsel particularly referred to Para-14 of the letter, wherein, a sort of admission was made that the then District Coordination Officer, D.I.Khan had reinstated the appellant but he was not allotted any duty station by the then Executive District Officer (Lit & Edu), D.I.Khan. It is astonishing to note that the matter is in preliminary stage and not a single hearing was made but the official respondents have filed parawise comments, without any direction passed by the Tribunal. The District Education Officer (Male) D.I.Khan put appearance and informed the Tribunal that the representative of the respondents named Muhammad Kamran had informed him that the Tribunal had directed filing of comments in this appeal. It was then, these comments were filed. Learned counsel for the appellant further submitted that in compliance with the reinstatement order, the appellant had submitted his arrival report at the relevant point due course of time. Besides, he was actively pursuing his case by making applications but even then, he was not being given any assignment. Mr.

Farhaj Sikandar, District Attorney is present alongwith the District Education Officer. Both of them, however, accepted the notice of this appeal and requested that as the comments were already on the file, let the appeal might be admitted to full hearing and be fixed before the DB for decision on merits. Therefore, it is admitted to full hearing subject to all just and legal objections by the other side. Appellant is directed to deposit security fee within 10 days. The learned counsel submitted that he wants to place on file certain documents. He may do so within a week at the Principal Seat, Peshawar and copy of that be also handed over to the respondents who are at liberty to controvert the same by filing additional written reply, if they so desire. To come up for arguments on 18.12.2023 before D.B at Camp Court, D.I.Khan. P.P given to the parties.



(Kalim Arshad Khan)
Chairman
Camp Court, D.I.Khan

**Mutazem Shah **