


27.10.2023



Learned counsel for the appellant present and argued that appellant was dismissed from service vide impugned order dated 16.11.2022 on the allegation of involvement in a criminal case without providing proper opportunity of being heard and self-defense by conducting regular enquiry. He further argued that appellant was arrested on the spot on 12.12.2021 and was acquitted from the charges on 15.03.2023. After acquittal appellant filed departmental appeal on 28.04.2023 which was rejected vide order dated 23.08.2023 and revision filed by appellant also met the same fate vide order dated 05.04.2023, hence the instant service appeal. Points raised need consideration. The appeal is admitted for regular hearing subject to all legal objections. 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 01.12.2023 before S.B. P.P given to the parties.


(RashidaBano)
Member (J)

FORM OF ORDER SHEET

Court of _____

Appeal No. 1956/2023

| S.No. | Date of order proceedings | Order or other proceedings with signature of judge |
|-------|-----------------------------|--|
| 1 | 2 | 3 |
| 1. | 26/09/2023 | <p>The appeal of Mr. Jehandad [unclear] presented today by Mr. Kabir Ullah Khattak Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 28-09-2023 -</p> |
| | 28 th Sept. 2023 | <p>By the order of Chairman</p> |
| | |  |
| | | REGISTRAR |
| | | <p>01. Learned counsel for the appellant present and sought adjournment in order to complete the documents including inquiry report. To come up for preliminary hearing on 27.11.2023 before the S.B. Parcha Peshi given to learned counsel for the appellant.</p> |
| | |  (FAREEHA PAUL) Member (E) |
| | | <p><i>*Fazle Subhan, P.S*</i></p> |

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