



27th Sep, 2023

1. Learned counsel for the appellant present. Mr. Muhammad Jan, District Attorney alongwith Mr. Behramand, A.D for the respondents present.

2. Arguments heard. To come up for consideration/order on 12.10.2023 before D.B. Parcha Peshi given to the parties.

SCANNED
KASBI
Peshawar


(Muhammad Akbar Khan)
Member (E)


(Rahida Bano)
Member (J)


Kamranullah

ORDER

12th Oct, 2023

1. Learned counsel for the appellant present. Mr. Muhammad Jan learned District Attorney alongwith Mr. Behramand Khan, Assistant Director (Litigation) and Mr. Hamid Saleem, Law Officer for the respondents present.
2. Vide our detailed judgement of today placed on file in service appeal No. 7623/2021 titled "Shakir Ullah Vs. Secretary Elementary & Secondary Education Department and others", we set aside the impugned orders and remand case back to the respondent to conduct denovo inquiry within a period of sixty days, by providing proper opportunity of self-defense and cross examination to the appellant. Appellant is reinstated into service for the purpose of denovo inquiry. It is expected from respondents to appoint impartial honest inquiry committee to meet the ends of justice, however at the same time appellant is directed to associate and co-operate with inquiry committee without raising any further objection for putting an end to further litigation. Costs shall follow the event. Consign.

3. *Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal on this 12th day of October, 2023.*


(Muhammad Akbar Khan)
Member (E)


(Rashida Bano)
Member (J)