

**ORDER**

14.11.2023

01 Learned counsel for the appellant present. Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present. Arguments heard and record perused.

02. Vide our detailed judgment of today placed on file, consisting of (04) pages, we allow the instant appeal as prayed for. Costs shall follow the event. Consign.

03. *Pronounced in open court at Peshawar and given under our hands and seal of the Tribunal on this 14<sup>th</sup> day of November, 2023.*



**(Rashida Bano)**  
**Member (J)**



**(Muhammad Akbar Khan)**  
**Member (E)**

13.07.2023

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

Reply/comments on behalf of respondents submitted through  
office on 11.07.2023 which are placed on file. Copy of the same  
handed over to learned counsel for the appellant. To come up for  
arguments on <sup>14</sup>06.11.2023 before D.B. Parcha Peshi given to the  
parties.

(Muhammad Akbar Khan)  
Member (E)