



15.11.2023 1. Appellant alongwith counsel present. Mr. Asad Ali Khan learned Assistant Advocate General alongwith Mohsin Younas, Assistant Law Officer for the respondents present. Mr. Bilal Ahmad Kakazi, Advocate present and submitted Wakalatnama on behalf of private respondent No.7 which is placed on file.

2. Learned counsel for private respondent No.7 seeks time being newly engage counsel with a request to fix the instant appeal on 30.11.2023 because before this he will not be available for arguments due to his engagements at Federal Service Tribunal, Worthy Peshawar High Court, Peshawar and August Supreme Court of Pakistan. Today date was fixed with observation that no further adjournments will be given to the parties because twenty adjournments had already been obtained by private respondent No.7. Learned counsel is freshly engaged and he made a gentlemen commitment to argue the case in hand without seeking even more single adjournment and requested for its fixation and requested for its fixation on 30.11.2023, therefore, keeping in view gentlemen commitment of the learned counsel for respondent No.7 instant appeal is adjourned to 30.11.2023 for arguments failing which appeal will be decided without providing further chance/adjournment on the basis of available record. To come up for arguments on 30.11.2023 before D.B. P.P given to the parties.



(Muhammad Akbar Khan)
Member (E)


(Rashida Bano)
Member (J)

13.11.2023 1. Appellant alongwith counsel present. Mr. Asad Ali Khan learned Assistant Advocate General alongwith Mohsin Younas, Assistant Law Officer for the respondents present. Clerk of counsel alongwith Shariq Khan, representative for private respondent No.7 present.

2. Clerk of counsel for private respondent No. 7 submitted an application for withdrawal of power of attorney jointly signed by barrister Waqar Ali Khan and his juniors by mentioning that his client instruct him to withdraw the power of attorney, therefore, he seek permission to withdraw power of attorney. Application is accepted and power of attorney issued in favour of counsel is hereby withdrawn. Perusal of previous order sheet reveals that the case in hand is instituted on 21.09.2021 and right for arguments from 08.09.2022 and is lingering on due 20 adjournments were obtained by private respondents No.7 on one or other pretext. Today Barrister Waqar is the second counsel who upon instruction of private respondent No.7 withdraw his power of attorney. She has also changed her earlier counsel Mr. Hasnain Tariq, Mr. Zafar Khan Tahir kheli too and Mr. Noor Muhammad Khattak also withdrew his power of attorney, which shows conduct of respondent No.7 who is not interested in arguing the case and interested in lingering on the case. Therefore, in the circumstances, she is given absolute last chance for arguments otherwise other party will be heard without providing even a single opportunity. To come up for arguments on 15.11.2023 before D.B. P.P given to the parties.

(Muhammad Akbar Khan)
Member (E)


(Rashida Bano)
Member (J)

11.11.2023 1. Appellant alongwith his counsel present. Mr. Syed Asif Ali Shah learned Deputy District Attorney alongwith Khawas Khan, Assistant Law Officer for official respondents present. (Mr. Shahid Ali Yaftali, Advocate) Junior to counsel for private respondent No.7 present.

2. Junior to counsel for private respondent submitted an application for adjournment on the ground that senior counsel is busy before Election Commission Tribunal in delimitation cases and is unable to attend this Tribunal today. He requested for fixation of instant case on Monday i.e 13.11.2023. Application is placed on file. Perusal of preceding order sheet reveals that today date was given in accordance with diary of counsel for the purpose to avoid further adjournments. Today, again counsel is not present. Absolute and final chance is give to respondent No.7 to make sure attendance of her counsel on the date fixed, in case of failure, other party will be heard without providing further opportunity of hearing. To come up for arguments on 13.11.2023 before D.B. P.P given to the parties.

(Muhammad Akbar Khan)
Member (E)


(Rashida Bano)
Member (J)

01.11.2023

1. Appellant in person present. Mr. Muhammad Jan learned District Attorney alongwith Mohsin Younis, Assistant Law Officer for the respondents present. Clerk of counsel for private respondent No. 7 present.

2. Appellant requested for adjournment on the ground that his counsel is busy before Supreme Court of Pakistan while clerk of counsel for private respondent No. 7 requested for adjournment on the ground that mother of counsel for private respondent No.7 is seriously ill. Absolute last chance is given to both the counsel and date was given in accordance with their diary to avoid further adjournments because case is old one and 19 adjournments have already been granted. To come up for arguments on 10.11.2023 before D.B. P.P given to parties.

SCANNED
BY
P. S. HAWAR

(Muhammad Akbar Khan)
Member (E)

(Rashida Bano)
Member (J)