

27th Nov, 2023

1. None for the petitioner is present. Mr. Asad Ullah Khan, Assistant Advocate General for the respondents present.


02. In the early hours of the court some junior to the counsel for the petitioner had put appearance but neither the petitioner nor his counsel again appeared when the call was made. Learned Assistant Advocate General referred to the application of the District Education Officer (Female) Upper Kohistan for submission of implementation report, copy of report of the de-novo enquiry and an order dated 22.07.2023, wherein, the petitioner was reinstated in service and adjusted in the GGPS Dadir Goshali, whose pay had already been activated by the SDEO (Female) Dassu and intervening period i.e. 07.05.2019 to 09.12.2021 was converted into leave without pay (EOL). The judgment was passed with the following relief:

“6. In view of the above discussion, the appeal in hand is allowed by setting aside the impugned orders. The appellant is reinstated in service and the department is directed to conduct de-novo regular inquiry into the matter within a period of 3 months from the date of communication of this judgment. The issue of back benefits would be subject to the outcome of de-novo inquiry. Parties are left to bear their own costs. File be consigned to record room”

03. The petitioner has been reinstated and de-novo enquiry has also been conducted in compliance with the terms of the judgment. The report of the de-novo enquiry and order dated 22.07.2023 of the District Education Officer (F) Upper Kohistan seem to be in complete compliance of the judgment of the Tribunal, therefore, the instant execution petition is filed. Consign.

04. *Pronounced in open court in Abbottabad and given under my hand and seal of the Tribunal on this 27th day of November, 2023.*

Adnan Shah, P.A


(Kalim Arshad Khan)
Chairman
Camp Court Abbottabad