

4th Dec. 2023

1. Learned counsel for the petitioner and Mr. Asad Ali Khan, Assistant Advocate General present.
2. Today, Mr. Hazrat Amin, Assistant Director Litigation Section, Home Department put appearance and got his statement recorded on oath that this case did not pertain to Home Department nor Home Department had any record in that respect. As against that, the learned counsel for petitioner submitted that the impugned order dated 17.01.2022 was passed by the Secretary to Government of Khyber Pakhtunkhwa Home Department. Removing the confusion, the appearance of Secretary to Government of Khyber Pakhtunkhwa, Home Department is found necessary, therefore, Secretary Home Department is put on notice to appear in person and to clarify the situation, with further direction that irrelevant officers, especially those who are not conversant with the facts of the case, should not be sent to the Tribunal as that waste the time of the Tribunal as well as the officer, who not only leaves the seat and his work but is also of no assistance to the Tribunal. Besides, there is nobody present on behalf of the Chief Secretary and Secretary Establishment, therefore, the Chief Secretary and Secretary Establishment Department be put on notice for implementation of the judgment of the Tribunal. To come up for implementation report on 18.12.2023 before S.B. P.P given to the parties.


(Kalim Arshad Khan)
Chairman