## FORM OF ORDER SHEET

Appeal No. 1419/2023

S.No. Date of order proceedings

Order or other proceedings with signature of judge

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1.

27/06/2023

SCANNED KPST Peshawar The appeal of Mr. Sabir Hussain States today by registered post through Muhammac Access Tanoli Advocate. It is fixed for preliminary here touring Single Bench at A.Abad on 27-07-2023

By the order of Chairman

26<sup>th</sup> July, 2023

Learned counsel for the appellant present and argued that appellant was retired on medical ground vide order dated 14.07.2022 and was given medically invalidate pension. Now he regain health and is fit for performing his duties. Therefore, he departmental by filing requested DPO Mansehra request/representation on 02.03.2023 for constitution of medical board and reinstatement which is not responded till 27.06.2023, therefore, he filed instant appeal under Section 4 of Khyber Pakhtunkhwa Service Tribunal Act, 1974. He further argued that under CRS 519 a civil servant if regain his health could apply for reinstatement and for constitution of medical board to determine his fitness for performance of duties. Points raised need consideration. Therefore, appeal in hand is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security fee within 10 days. Thereafter, notices be issued to respondents for submission of written reply/comments. Respondents be summoned through TCS the expenses of which be deposited by the appellant. Adjourned. To come up for written reply/comments on 25.10.2023 before S.B at camp court, Abbottabad. P.P given to learned counsel for the appellant.

SCANNED KPST Peshawar

> (Rashida Bano) Member (J) Camp Court, Abbottabad



25<sup>th</sup> Oct. 2023

O1. Junior to counsel for the appellant present. Mr. Asif Masood Ali Shah, DDA for the respondents present.

O2. TCS expenses for summoning respondents No. 3 &4 were not deposited. Appellant is once again directed to deposit TCS expenses, thereafter, notices be issued to respondents No. 3 and 4. To come up for reply/comments 13.12.2023 before the S.B at camp court, Abbottabad. Parcha Peshi given to the parties.

## SCANNED K#ST Peshawas

\*Fazle Subhan, P.S\*

(Farceha Paul) Member(E) Camp Court, A/Abad

13<sup>th</sup> Dec.2023

- O1. Appellant present in person. Mr. Asif MasoodAli Shah, DDA for the respondents present.
- O2. Reply/comments on behalf of the respondents not received. Learned DDA requested for time to contact the respondents for submission of reply/comments.

  Granted. To come up for reply/comments on 28.02.2024 before the S.B at camp court, Abbottabad. Parcha Peshi given to the parties.

(Fareelia Paul) Member(E) Camp Court, A/Abad

\*FazleSubhan, P.S\*