


20th Nov, 2023

Clerk to counsel for the appellant present and requested for adjournment on the ground that learned counsel for the appellant is not available today due to strike of lawyers. Adjourned. To come up for preliminary hearing on 19.12.2023 before S.B at camp court D.I.Khan. P.P given to clerk of learned counsel for the appellant.

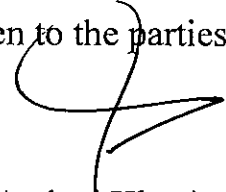
SCANNED
KPST
Peshawar


(Muhammad Akbar Khan)
Member (E)
Camp Court D.I.Khan

kamranullah

- 19th Dec. 2023
1. Learned counsel for the appellant present and heard.
 2. Learned counsel for the appellant submitted that vide order dated 15.02.2023, the earlier appeal of the appellant was withdrawn, enabling him to file application/representation to the departmental authorities for antedation of his promotion. He then filed departmental representation/application to the department on 10.04.2023 and has filed this appeal on 20.09.2023. As to the delay caused in filing departmental appeal as well as this appeal, learned counsel submitted that the appellant had filed condonation application, wherein the delay had been explained in the manner that the appellant was performing duties in South Waziristan and was transferred from South Waziristan on 10.08.2023, but before he could assume the charge, he fell ill and was hospitalized for a month. Learned counsel further explained that although the appellant had performed the duties in D.I.Khan but he was not in a position to go to Peshawar to file appeal because of his ailment, which became a cause for delayed filing of appeal before the Tribunal. Learned counsel further argued that the appellant was otherwise pursuing the matter vigilantly since, 2021 and delay caused was because of the circumstances stated and explained above. Otherwise too, the matter involved

was of monetary nature and if a person was found vigilantly pursuing the matter then the delay could be condoned. Let in the interest of justice the appeal be admitted to full hearing subject to all just and legal objections, limitation etc. by the other side. The appellant is directed to deposit security fees within 10 days. The respondents be summoned through TCS, the expenses of which be deposited by the appellant within three days. To come up for reply/comments on 17.01.2024 before S.B at Camp Court, D.I.Khan. P.P given to the parties.



(Kalim Arshad Khan)
Chairman\
Camp Court, D.I.Khan

**Adnan Shah **