


05.12.2023

Learned counsel for the appellant argued that despite so many requests and written applications even through RTI, respondents are reluctant to provide copies of termination order as well as inquiry report and appointment of appellant only to get it copy of it by exhausting all the possible legal ways. He further argued that earlier appellant had filed service appeal No. 7205/2021, in capacity of civil servant for extension of his leave. Respondents in their reply of the said appeal in para-2 and in the factual objection at para-8 has mentioned about termination from service of the appellant after which appellant withdrew the said appeal and file instant appeal. Respondents had not annexed termination order with the reply. He further argued that this Tribunal in accordance with Rule 6 read with Rule 27 of Khyber Pakhtunkhwa Service Tribunal Act 1974, at any time may call for record/documents from the respondents. As record/termination order is not communicated to the appellant and the same is not in the possession of appellant and it is in the possession of respondents, which was alleged by the respondents in their comments of Service Appeal No. 7205/21, therefore, in the circumstances objection raised by the respondents are hereby removed.


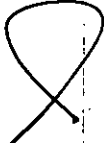
2. Let pre-admission notice be issued to the respondents for submission of written reply/comments. Respondents be summoned through TCS the expenses of which was deposited by the appellant. To come up for written reply/comments on 02.01.2024 before S.B at camp court, Swat. P.P given to learned counsel for the appellant.

  
(Rashida Bano)  
Member (J)  
Camp Court Swat

FORM OF ORDERSHEET

Court of \_\_\_\_\_

Case No. \_\_\_\_\_/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	02.10.2023	As per direction of the Worthy Chairman the present appeal is fixed for decision on office objections before touring Single Bench at Swat on 8-11-23.
		 REGISTRAR
	08.11.2023	Learned counsel for the applicant present and seeks some time for preparation of arguments on office objections. Adjourned. To come up for arguments on office objections on 05.12.2023 before the S.B at Camp Court Swat. Parcha Peshi given to the parties.
		 (Salah-Ud-Din) Member (J) Camp Court Swat
		*Naeem Amin*

SCANNED  
KPST  
Peshawar

SCANNED  
KPST  
Peshawar