

02.02.2024

Learned counsel for the appellant present. Mr. Asif Masood Ali Shah, Deputy District Attorney General for the respondent present.

Learned counsel for appellant argued that appellant was remove from service vide impugned order dated 07.05.2014 which order was challenged in service appeal No 1241/2014 which was partial accepted vide the order dated 05.03.2018 where in removal order was set aside and respondent are left at liberty to conduct de-novo inquiry by the order of competent authority and back benefits was made dependent upon outcome of the de-novo inquiry. Appellant was reinstatement into service but she was not summoned in de-novo inquiry allegedly conducted and respondent vide the impugned order dated 11.01.2023 treat intervening period with effect from 08.08.2015 to 12.08.2019 as extra ordinary leave without pay which was against the settle norms of justice. Appellant filed departmental appeal which was not responded in the statutory period of 90 days, hence the appeal in hand. Feeling aggrieved, the appellant filed departmental appeal on 07.08.2023 which was responded within the statutory period of 90 days. Point raised need consideration. The appeal is admitted for full hearing subject to all just legal objections. The appellant is directed to deposit security fee within 10 days. Thereafter, notices be issued to the respondents for submission

of written reply/comments. Respondent be summoned through TCS, the expenses of which be deposited by the appellant within 3 days. To come up for reply/comments on 13.03.2024 before S.B P.P given to the parties.



(Rashida Bano)  
Member (J)