


13.02.2024 Learned counsel for the appellant present and argued that appellant was transferred from Mardan Region to Kohat Region vide order dated 04.02.2022 as a punishment which is against the rules because transfer is not mentioned in the list of penalties given in (Efficiency and Discipline) Rules, 2011. Appellant filed departmental appeal on 04.03.2023 which was not decided within stipulated of time ninety days, hence the present service appeal. Points raised need consideration. The appeal is admitted to regular hearing subject to all just and legal objections. Appellant is directed to deposit security and process fee within 10 days, thereafter notices be issued to the respondents for submission of written reply/comments. Adjourned. To come up for written reply/comments on 18.03.2024 before S.B. P.P given to parties.

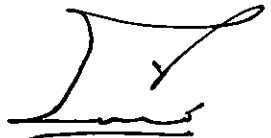

(Rashida Bano)
Member (J)

Imran
ORDER
19.01.2024

Learned counsel for the petitioner present: Mr. Asad Ali Khan, Assistant Advocate General for the respondents present. Arguments on application for restoration of Service Appeal bearing No. 952/2022 heard and record perused.

A perusal of the record would show that previously too, the appeal was dismissed in default vide order dated 14.09.2022 and was later on restored vide order dated 25.07.2023. However in the interest of justice, the application in hand is allowed and Service Appeal bearing No. 952/2022 is restored subject to payment of cost of Rs. 10000/-. To come up for preliminary hearing on 13.02.2024 before the S.B. The petitioner shall pay the cost of Rs. 10000/- on or before the date fixed. Parcha Peshi given to learned counsel for the petitioner.

ANNOUNCED
19.01.2024


(Salah-ud-Din)
Member (J)

Naeem Amin

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