


FORM OF ORDER SHEET

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

Appeal No. 218/2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1-	2	3
1-	30/01/2024	<p>The appeal of Mr. Sifat Ullah Khan presented today by Mr. Babar Hayat Khan Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on <u>20-02-24</u> Parcha Peshi is given to counsel for the appellant.</p> <p>By the order of Chairman  REGISTRAR</p>

**SCANNED**  
**K. J. S.**  
**Peshawar**

20.02.2024

Learned counsel for the appellant present. Preliminary arguments heard.

Learned counsel for the appellant contended that the appellant was actually on leave on the dates on which he was allegedly shown absent from duty. He next contended that the required procedure as prescribed in Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011 was not complied with, therefore, the impugned order of removal of the appellant from service was not sustainable in the eye of law. He further contended that the appellant was initially awarded major penalty of compulsory retirement from service vide order dated 08.09.2023, however later on the impugned order dated 18.09.2023 was issued, whereby major penalty of removal from service was wrongly and illegally imposed upon the appellant. He also contended that the departmental appeal of the appellant was not responded within the statutory period, hence the instant appeal.

Points raised need consideration, therefore, the appeal in hand is admitted to regular hearing subject to all legal and valid objections. The appellant is directed to deposit security fee within 10 days. Respondents be summoned through TCS, the expenses of which be deposited by the appellant within 07 days. To come up for written reply/comments on 01.04.2024 before the S.B. Parcha Peshi given to learned counsel for the appellant.

  
(Salah-ud-Din)  
Member (J)