

24.01.2024

Learned counsel for the appellant present. Mr. Syed Asif Masood learned Deputy District Attorney alongwith Mr. Mobashir Ahmad, Assistant for the respondents present.

Learned counsel for the appellant argued that appellant was appointed on 12.11.1994 and was terminated from service on 13.02.1997 and was reinstated in service as PST on 20.06.2019 at the strength of Sacked Employees Appointment Act, 2012. But his previous service w.e.f 22.11.1994 to 13.02.1997 and 2012 to 20.06.2019 has not yet been counted by the respondent for the purpose of pensionary benefits, which in accordance with rules appellant is entitled. He further argued that this act of not counting above mentioned period for pensionary benefits is against the rules and principal of justice. Appellant filed departmental appeal on 20.08.2022 which was not decided within stipulated period of ninety days, hence present appeal. Points raised need consideration. Instant appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security fee within 10 days.

SCANNED
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Written reply on behalf of respondents have already been submitted. Adjourned. To come up for arguments on 23.04.2024 before D.B at camp Court A/Abad. P.P given to the parties.




(Rashida Bano)
Member (J)

Camp Court, Abbottabad

23rd Apr. 2024

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

2. File to come up alongwith connected Service Appeal No.966/2023 titled "Guldad Vs. Government of Khyber Pakhtunkhwa" on 25.06.2024 before D.B at Camp Court, Abbottabad. P.F given to the parties.



(Muhammad Akbar Khan)
Member (E)
Camp Court, A/Abad



(Kalim Arshad Khan)
Chairman
Camp Court, A/Abad

**Mutazem Shah **