

sheet be sent by name to the Chief Secretary Khyber Pakhtunkhwa, Peshawar, Secretary Establishment and be served through the learned Assistant Advocate General, because it is noticed that none of the court orders are placed before the Chief Secretary and Secretary Establishment, which at times, becomes the reason for taking coercive measures. It is further observed that the salaries are attached as a last resort because of the attitude of the Department in neither complying with judgment nor making any submission or application to apprise the Tribunal as to what progress had been done in compliance of the judgment. To come up on 06.06.2024 before S.B. P.P given to the petitioner's counsel.



(Kalim Arshad Khan)
Chairman

**Mutazem Shah **

10th May. 2024

1. Learned counsel for the petitioner present. Mr. Arshad Azam, Assistant Advocate General present.

2. On 02.11.2023, while disposing the earlier application for implementation of judgment following order was passed by the Tribunal:

“Representative of the Secretary P&D, Peshawar has produced copy of letter dated 01.12.2023, addressed to the Secretary Establishment, Khyber Pakhtunkhwa Peshawar. A request is made in the letter that working paper regarding promotion of the petitioner to the post of Senior Chief of Section (BS-20) for placement before the PSB through circulation for its consideration. He has also produced copy of an application of the Establishment Department, wherein Section Officer (PSB) has given a tentative date for PSB to be held in the month of January. Learned counsel for the petitioner submits that in view of the request of the P&D Department made vide above letter, direction might be issued to the Establishment Department for placement of the case of the petitioner before the PSB through circulation, therefore, Secretary Establishment may consider the request of the P&D Department for placement of case of the petitioner before the PSB for its consideration through circulation within a month. This petition is disposed of in the above terms. In case the matter is not placed before the PSB for consideration through circulation, the petitioner is at liberty to come through another application. Consign.”

3. But the respondents did not comply with the judgment compelling the petitioner to file another application.

4. On receipt of the application, notice was issued to the respondents and different officers namely Muhammad Azhar, Section Officer, Niaz Muhammad Section Officer, Sardar Daud, Assistant, Asad Ullah, Section Officer and Yousaf Jamal Focal Person had been putting appearance but with no report as to the compliance of the judgment. Today, the case was called, although, some staff is present but did not bother to even stand upon to mark attendance, therefore, the Tribunal is constrained to attach the salaries of all the respondents till further orders. Copy of this order