


4. Although both of them have submitted in writing that they have trust and confidence upon the Members of the bench but the same is not in the shape of affidavit. Mr. Khalid Mehmood, Advocate also wrote in his application that senior counsel Mr. Ahmad Ali, Advocate directed him for fixation of appeal at D.I.Khan bench for arguments. This also shows that both the parties are pressurizing the Tribunal to get the decision of their choice. Despite submitting in writing about having confidence on this bench, both of them altercated with each other and used un-civilized and indecent language. When we intervened, both of them did not pay any heed to it, upon which they were asked why should they not be proceeded against for disturbing the decorum of the court. Behavior of Sami Ullah and Mr. Khalid Mehmood, Advocate was uncivilized, indecent and unprofessional which is unbecoming for a lawyer. Due to their attitude, we recused to hear the appeal. Let it be fixed before some other bench. To come up for arguments on 15.07.2024 before D.B. P.P given to the parties.

  
(Fareeha Paul)  
Member (E)

  
(Rashida Bano)  
Member (J)

17.05.2024 1. Sami Ullah, Appellant (now Advocate and Member of D.I.Khan Bar) in person present. Mr. Muhammad Jan, learned District Attorney for the respondents present. Mr. Khalid Mehmood, Advocate for the applicant (Muhammad Ramzan) present.

2. Appeal was revived on 12.03.2024. Office is directed to correct the number of appeal by mentioning it 776/neem/2024 instead of 776/2016.

3. At the very outset, appellant and learned counsel for the applicant were asked to submit affidavit to the effect that both of them had confidence and trust that the Tribunal would decide the appeal on merit and in accordance with law and rules that is the merit which was in accordance with judicial conscience of the bench and not the one which was in their mind. It had been noted that both of them were in the habit of filing frivolous and baseless applications sometimes anonymous, while at others with their own name against the Worthy Chairman and Members having reservations on them. They also talk about the same in the bar due to which Worthy Chairman had already recused to hear the cases/appeals pertaining to District D.I.Khan. Sami Ullah, Mr. Khalid Mehmood, Advocate and senior counsel Mr. Ahmad Ali Khan, Advocate belonged to the same bar and had issues with each other in their bar at D.I.Khan and in their tussle they dragged the Tribunal and Worthy Chairman for settling their private score.

