

Service Appeal No. 1461/2023 titled "Rehmat Ullah Versus Government of Khyber Pakhtunkhwa through Chief Secretary Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".


ORDER


14th June, 2024

1. Learned counsel for the appellant present. Mr. Suleman, Sub-Inspector (Legal) alongwith Mr. Umair Azam, Additional Advocate General for the respondents present. Arguments have already been heard and record perused.

2. Vide our consolidated judgment of today placed on file, narrowing the canvass, learned counsel for the appellant submitted that if at all the appellant could not have been promoted to the rank of officiating ASI on 17.12.1995, which is considered by the department as out of turn promotion, the appellant was rightful to pray that he was entitled to be considered for promotion to the rank of officiating ASI on 02.08.2002, when his other colleagues seniors and juniors, both, were so promoted. In this respect, he produced copy of letter No. 5155-61/EC-I dated 02.08.2002 and pointed out that the IHCs at serial No. 26, 27, 28, 29 and 31 were his fellows. When confronted with the situation, the learned Additional Advocate General and the representative of the respondents namely Muhammad Suleman, Sub-Inspector (Legal) both submitted that the above referred letter was not found in the record of the respondents. However, they say that let the matter be remitted to them so that they could verify the matter and consider the request of the appellant made as above there-after. Disposed of accordingly. Costs shall follow the event. Consign.

3. *Pronounced in open Court at Peshawar and given under our hands and the seal of the Tribunal on this 14th day of June, 2024.*


(Muhammad Akbar Khan)
Member (Executive)


(Kalim Arshad Khan)
Chairman