

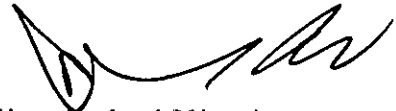
6. There is no denial to the fact that the appellants were left from promotion on the basis of old seniority list and on the basis of such old seniority list in which the appellants were junior to the private respondents, these appeals were filed.

7. True that during the pendency of appeals, seniority list was revised but we deem it appropriate that for the prayer regarding setting aside the promotions of the private respondents and promoting the appellants, let this matter be decided by the competent authority in view of the changed situation in accordance with the relevant law and rules. Copy of this order be placed on file of connected file. Costs shall follow the event. Consign.

8. *Pronounced in open Court at Peshawar under our hands and seal of the Tribunal on this 12<sup>th</sup> day of July, 2024.*



(Rashida Bano)  
Member (J)



(Kalim Arshad Khan)  
Chairman

Service Appeal No.6271/2020 titled "Muhammad Farooq Khan Vs. Police Department" and Service Appeal No.8488/2020 titled Syed Amir Abbas Vs. Police Department"

ORDER

12<sup>th</sup> July. 2024

**Kalim Arshad Khan, Chairman:** Through this single order, the above two appeals, are jointly taken up, as both are similar in nature and almost with the same contentions, therefore, can be conveniently decided together

2. Learned counsel for the appellants present. Mr. Muhammad Jan, District Attorney for the respondents present. Private respondents present through counsel. Heard.

3. Appellants' cases in brief, as per averments of appeals, are that they were appointed as Sub Inspectors (Legal); that through promotion orders, they got promoted to the posts of Confirmed Inspectors; that on 01.01.2017 revised seniority list was issued on 02.01.2017, wherein, they were placed junior to their alleged junior colleagues; that feeling aggrieved, they filed departmental representations but the same were not responded, hence, the instant service appeals.

4. Arguments heard. Record perused.

5. At the very outset, learned counsel for the appellants produced copy of revised seniority list issued in compliance of the judgment dated 02.02.2022 of the Supreme Court of Pakistan in Civil Petition No.6367/2021, and submitted that seniority of both the appellants has been restored. He submitted that the promotion order of the private respondents was thus required to be accordingly set aside.

