

Dr. Arshad Kamal  
10-10-24

ORDER


10<sup>th</sup> Oct, 2024


Bakhar Khan  
Bakhar Khan

Learned counsel for the appellant present. Mr. Arshad Kamal, Section Officer (Litigation) alongwith Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

Learned Deputy District Attorney stated at the bar that the respondents were proceeded ex-parte vide order dated 10.05.2024 and requested for setting-aside the ex-parte proceedings initiated against them. Learned counsel for the appellant is having no objection on setting aside of ex-parte proceedings initiated against the respondents and in this respect, his endorsement was also obtained on the margin of order sheet. Furthermore, the law favors adjudication on merit by avoiding technicalities. Accordingly, the applications for setting aside the ex-parte proceedings against the respondents are accepted and they are allowed to join the proceedings. Respondents are directed to submit written reply/comments within 07 days, positively.

Learned counsel for the appellant stated that identical matter Service Appeal No. 1500/2024 titled "*Khalid Khan Versus Establishment Department*" is fixed for arguments on 05.11.2024, therefore, the appeal in hand may also be fixed on the said date. Adjourned. To come up for arguments on 05/11/2024 before the D.B. Parcha Peshi given to the parties.

  
(Rashida Bano)  
Member (Judicial)

  
(Aurangzeb Khattak)  
Member (Judicial)

No objection only to the extent of setting aside ex-parte - Application -