

ORDER SHEET
ISLAMABAD HIGH COURT
ISLAMABAD

I.C.A.NO.01 of 2020

HAMID NASRULLAH RANJHA.

Versus

CHIEF COMMISSIONER, ICT, ETC.

Sr.No. of order/ Proceeding	Date of order/ proceeding	Order with signature of Judge, and that of parties or counsel, where necessary.
02	08.01.2020	M/s Kamran Murtaza & Imtiaz Anwar Cheema, Advocates for the Appellant. Mr. Razaullah Niazi, Standing Counsel. Mr. Khalid Ishaq. Advocate, Law Officer NADRA.

This Intra Court Appeal has been preferred against the order dated 17.12.2019, passed by the Learned Single Judge in W.P.No. 4351/2019, wherein the petition filed by the Appellant was dismissed *in limine* with the direction to report to his parent department.

2. Brief facts of the case are that the Appellant was appointed as Assistant Director, NADRA, wherefrom he was transferred to ICT Administration (Civil Defence), on deputation for three years, vide notification dated 27.02.2013. His term of deputation was extended for a period of two years w.e.f 01.03.2016 to 28.02.2018, vide notification dated 07.04.2016. Thereafter, the Appellant, vide office order No. 127/2018 dated 19.10.2018, was transferred to Labour Welfare Department as Assistant Director, Local Government and Rural Development, with additional charge of Assistant Director, ICT/MCI. The Appellant in the meantime applied for absorption in ICT Administration, vide request letters dated 08.03.2017, 10.04.2017 and 01.11.2019. However, he was repatriated to his parent

department i.e. NADRA, vide notification dated 30.10.2019.

3. Learned Counsel for the Appellant contended that notification dated 30.10.2019, issued by Respondent No. 3, for repatriation of Appellant to his parent department (NADRA), was impugned in the petition on the ground that during the pendency of appellant's above said representations for absorption in the ICT Administration before Respondent No. 1, the impugned notification could not be issued which as such is illegal and discriminatory. Learned Standing Counsel submitted that order for repatriation of Appellant to his parent department was passed since the deputation period expired. Moreover, learned Counsel upon instructions submitted that no representation on behalf of Appellant is pending.
4. Arguments of the parties have been heard at some length and record has also been perused.
5. Admittedly, appellant's representations dated 08.03.2017; 10.04.2017 and 01.11.2019, regarding his absorption in the ICT Administration, on record of this Court, hence, it is assumed are pending till date, therefore, in the interest of justice, Respondent No. 1 is directed to decide the same within a period of two weeks, without being influenced by order of the Learned Single Judge dated 17.12.2019.
6. Titled Intra Court Appeal stands disposed of in the above terms.

(AAMER FAROOQ)
JUDGE

(LUBNA SALEEM PERVEZ)
JUDGE