

The appeal of Mr. Muhammad Usman Ex- PET District Hango received today i.e. on 27/01/2021 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

1- Memorandum of appeal may be got signed by the appellant.

No. 221 /S.T,

Dt. 29/01 /2021


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Noor Muhammad Khattak Adv.

Note *objection removed - hence
re-submitted today 1-2-2021
M/K*

VAKALATNAMA

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

_____ OF 2021

Muhammad Usman

(APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Educational Dept

(RESPONDENT)
(DEFENDANT)

I/We *Muhammad Usman*

Do hereby appoint and constitute **NOOR MOHAMMAD KHATTAK, Advocate, Peshawar** to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate Counsel on my/our cost. I/we authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter.

Dated. ____/____/2021



CLIENT

ACCEPTED
NOOR MOHAMMAD KHATTAK


MIR ZAMAN SAFI


AFRASIAB KHAN WAZIR

&

**HAIDER ALI
ADVOCATES**

OFFICE:

Flat No.4, 2nd Floor, Juma Khan
Plaza, near FATA Secretariat,
Warsak Road, Peshawar.
Mobile No.0345-9383141

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. 2228 /2021

MUHAMMAD USMAN VS EDUCATION DEPTT: & OTHERS

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PETITIONER

THROUGH:
NOOR MOHAMMAD KHATTAK
ADVOCATE

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA
PESHAWAR

Appeal No. _____/2021

Mr. Muhammad Usman S/O Haji Shah Wazir EX: PET,
R/O Bangash marrukhel & P/o Bagan Kurram Agency, District Hangu

..... **APPELLANT**

VERSUS

1. The Director E&SE Department, Khyber Pakhtunkhwa, Peshawar.
2. The Director of Education, merged area Secretariat, Warsak Road, Peshawar.
3. The District Education officer, District Kurram.

.....**RESPONDENTS**

APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED ORDER DATED 11.12.2015 WHEREBY THE APPELLANT WAS TERMINATED FROM SERVICE AND AGAINST NO ACTION TAKEN ON THE DEPARTMENTAL APPEAL OF APPELLANT WITHIN THE STATUTORY PERIOD OF NINETY DAYS

PRAYER:

On acceptance of this appeal this appeal the impugned order dated 11.12.2015 may kindly be set aside and the appellant may be re-instated into service with all back benefits. Any other remedy which this august Tribunal deems fit that may also be awarded in favour of the appellant.

R/SHEWETH:

ON FACTS:

- 1- That the respondent department circulated an advertisement for the various posts and the appellant after fulfilling all the codal formalities the appellant applied for the post of PET. Copy of the Advertisement is attached as annexure..... **A.**
- 2- That after applying for the said post the appellant was appointed as PET Male Teacher Government Middle School Arawali Kurram Agency vide order dated 18.01.2013 and after proper medical examination the appellant submitted charge report vide dated 19.01.2013 and took charge of the post as PET. Copy of the appointment order, Medical report & charge report are attached as annexure..... **B, C & D**
- 3- That in this way the respondent department had also prepared service book of the appellant wherein proper entries have been made pertaining to appellant, but surprisingly the then Additional Education Officer Lower & Central Kurram Agency issued termination order whereby the appellant along with his other colleagues had been terminated from service without assigning any reason & justification vide order dated 11.12.2015. Copy of the Service book & Termination order are attached as annexure**E & F.**

- 4- That after that some of the colleagues of the appellant while exhausting all the formalities filed Service Appeal No.298/2016 before the Khyber Pakhtunkhwa Service Tribunal, Peshawar wherein service appeal was accepted vide judgment dated 31.5.2018, issuing direction to the respondent department to adjust/reinstate the appellants at the posts of C.T with immediate effect without back benefits. Copy of the Judgment is attached as annexure..... **G.**
- 5- That it is pertinent to mention that the appellant was having all the requisite qualification for the said post but was ignored not adjusted/reinstated into service. Copy of the Educational testimonials are attached as annexure.....**H.**
- 6- That the appellant feeling aggrieved from the impugned order dated 11.12.2015 preferred departmental appeal before the appellate authority but the appellate authority hasn't replied so far. Copy of the departmental appeal is attached as annexure.....**I.**
- 7- That appellant feeling aggrieved and having no other remedy but to file this appeal on the following grounds amongst other.

GROUND:

- A. That the issuance of the impugned order dated 11.12.2015 by the respondent department is against the law, facts, norms of natural justice and material on record hence liable to be set aside.
- B. That the appellant has not been treated by the respondent department in accordance with law and rules and on the subject noted above as such respondent violated Article 4 and 25 of the Constitution of the Islamic Republic of Pakistan 1973.
- C. That the respondent department acted in arbitrary and malafide manner by issuing the impugned order dated 11.12.2015 which is against the norms of natural justice and law.
- D. That the respondent department acted discriminately by adjusting/reinstating other colleagues of the appellant while upon the issue of appellant they stayed silent and heed not paid which is against the norms of natural justice.
- E. That no notice has been served upon the appellant by the respondent department before issuing the impugned order dated 11.12.2015 is against law and rules hence not tenable and liable to be set aside.
- F. That the appellant has not been treated in accordance with the Principle of Consistency by the respondents, similarly while other colleagues of the appellant had been adjusted/ reinstated into service.
- G. That there is no clear justifiable reason with respondent department on the basis of which the appellant was terminated from service through impugned order dated 11.12.2015 which is liable to be set aside

H. That no chance of personal hearing/defense has been granted to the appellant by the respondent department before issuing the impugned order dated 11.12.2015.

I. That the appellant seeks permission to advance any other grounds and proof at the time of regular hearing.

It is therefore most humbly prayed that the appeal of the appellant may very kindly be accepted as prayed for.

APPELLANT

MUHAMMAD USMAN

THROUGH:

**NOOR MUHAMMAD KHATTAK
ADVOCATE**

درخواستیں مصوب ہیں

محکمہ بحریہ کی کئی درخواستیں اور کئی ایس ایم اے کی درخواستیں بھی مستحق کوٹھی اور اہل مرادہ اور زائد امیدواروں سے بجز وہ فارمز پر درخواستیں مطلوب ہیں۔ درخواستیں مع مصدقہ نقلی انعام آئی بی اے اور ڈی ایچ ای کے ساتھ ساتھ 10 نومبر 2012ء کو بجے تک دفتر پر جمع کی جانی چاہیے۔

A-4

سری نمبر	تاریخ	پارچہ نمبر	موضوع
1	30-11-2012	پارچہ نمبر 35	بھارتی ہائیڈرو گرافی اور نائیٹرو گرافی کی امتحان کے بارے میں درخواست
2	05-12-2012	پارچہ نمبر 36	بھارتی ہائیڈرو گرافی اور نائیٹرو گرافی کی امتحان کے بارے میں درخواست
3	04-12-2012	پارچہ نمبر 37	بھارتی ہائیڈرو گرافی اور نائیٹرو گرافی کی امتحان کے بارے میں درخواست
4	05-12-2012	پارچہ نمبر 38	بھارتی ہائیڈرو گرافی اور نائیٹرو گرافی کی امتحان کے بارے میں درخواست
5	06-12-2012	پارچہ نمبر 39	بھارتی ہائیڈرو گرافی اور نائیٹرو گرافی کی امتحان کے بارے میں درخواست
6	07-12-2012	پارچہ نمبر 40	بھارتی ہائیڈرو گرافی اور نائیٹرو گرافی کی امتحان کے بارے میں درخواست
7	10-12-2012	پارچہ نمبر 41	بھارتی ہائیڈرو گرافی اور نائیٹرو گرافی کی امتحان کے بارے میں درخواست
8	11-12-2012	پارچہ نمبر 42	بھارتی ہائیڈرو گرافی اور نائیٹرو گرافی کی امتحان کے بارے میں درخواست
9	12-12-2012	پارچہ نمبر 43	بھارتی ہائیڈرو گرافی اور نائیٹرو گرافی کی امتحان کے بارے میں درخواست
10	13-12-2012	پارچہ نمبر 44	بھارتی ہائیڈرو گرافی اور نائیٹرو گرافی کی امتحان کے بارے میں درخواست
11	14-12-2012	پارچہ نمبر 45	بھارتی ہائیڈرو گرافی اور نائیٹرو گرافی کی امتحان کے بارے میں درخواست
12	17-12-2012	پارچہ نمبر 46	بھارتی ہائیڈرو گرافی اور نائیٹرو گرافی کی امتحان کے بارے میں درخواست
13	18-12-2012	پارچہ نمبر 47	بھارتی ہائیڈرو گرافی اور نائیٹرو گرافی کی امتحان کے بارے میں درخواست
14	20-12-2012	پارچہ نمبر 48	بھارتی ہائیڈرو گرافی اور نائیٹرو گرافی کی امتحان کے بارے میں درخواست
15	21-12-2012	پارچہ نمبر 49	بھارتی ہائیڈرو گرافی اور نائیٹرو گرافی کی امتحان کے بارے میں درخواست
16	21-12-2012	پارچہ نمبر 50	بھارتی ہائیڈرو گرافی اور نائیٹرو گرافی کی امتحان کے بارے میں درخواست
17	24-12-2012	پارچہ نمبر 51	بھارتی ہائیڈرو گرافی اور نائیٹرو گرافی کی امتحان کے بارے میں درخواست
18	25-12-2012	پارچہ نمبر 52	بھارتی ہائیڈرو گرافی اور نائیٹرو گرافی کی امتحان کے بارے میں درخواست

1. (1) عمر کی آخری حد 10-11-2012 تک ہونے چاہیگی۔ حاضری اور معافی کے بارے میں (2) امیدواروں کے ڈی ایچ ای کے ساتھ ساتھ کاپیوں کے ساتھ ساتھ (3) سے بھرتی ہونے والے امیدواروں کی تقرری کے بارے میں درخواستیں جمع کروانی چاہیگی۔ (4) اس اشتہار کے تحت ہونے کے بعد حکومت وقت کی طرف سے بھرتی کے طریقہ کار کا بائیسویں کوئی تبدیلی لائی گئی تو اس کے مطابق تقرریاں عمل میں لائی جائیں گی۔ (5) ہلکے سے زیادہ بوجھ بردار امیدواروں کو ایس آئی ایس کے ساتھ ساتھ (6) سے بھرتی ہونے والے امیدواروں کی تقرری کے بارے میں درخواستیں جمع کروانی چاہیگی۔ (7) ایس آئی ایس کے ساتھ ساتھ (8) سے بھرتی ہونے والے امیدواروں کی تقرری کے بارے میں درخواستیں جمع کروانی چاہیگی۔ (9) ایس آئی ایس کے ساتھ ساتھ (10) سے بھرتی ہونے والے امیدواروں کی تقرری کے بارے میں درخواستیں جمع کروانی چاہیگی۔ (11) ایس آئی ایس کے ساتھ ساتھ (12) سے بھرتی ہونے والے امیدواروں کی تقرری کے بارے میں درخواستیں جمع کروانی چاہیگی۔ (13) ایس آئی ایس کے ساتھ ساتھ (14) سے بھرتی ہونے والے امیدواروں کی تقرری کے بارے میں درخواستیں جمع کروانی چاہیگی۔ (15) ایس آئی ایس کے ساتھ ساتھ (16) سے بھرتی ہونے والے امیدواروں کی تقرری کے بارے میں درخواستیں جمع کروانی چاہیگی۔ (17) ایس آئی ایس کے ساتھ ساتھ (18) سے بھرتی ہونے والے امیدواروں کی تقرری کے بارے میں درخواستیں جمع کروانی چاہیگی۔ (19) ایس آئی ایس کے ساتھ ساتھ (20) سے بھرتی ہونے والے امیدواروں کی تقرری کے بارے میں درخواستیں جمع کروانی چاہیگی۔ (21) ایس آئی ایس کے ساتھ ساتھ (22) سے بھرتی ہونے والے امیدواروں کی تقرری کے بارے میں درخواستیں جمع کروانی چاہیگی۔ (23) ایس آئی ایس کے ساتھ ساتھ (24) سے بھرتی ہونے والے امیدواروں کی تقرری کے بارے میں درخواستیں جمع کروانی چاہیگی۔ (25) ایس آئی ایس کے ساتھ ساتھ (26) سے بھرتی ہونے والے امیدواروں کی تقرری کے بارے میں درخواستیں جمع کروانی چاہیگی۔ (27) ایس آئی ایس کے ساتھ ساتھ (28) سے بھرتی ہونے والے امیدواروں کی تقرری کے بارے میں درخواستیں جمع کروانی چاہیگی۔ (29) ایس آئی ایس کے ساتھ ساتھ (30) سے بھرتی ہونے والے امیدواروں کی تقرری کے بارے میں درخواستیں جمع کروانی چاہیگی۔



B-35

**ADD: AGENCY EDUCATION
OFFICE SADDA KURRAM AGENCY.**

PHONE. 0926-520674 FAX 0926520674

No. _____/Edu:

Dated Sadda: the ____/____/2013

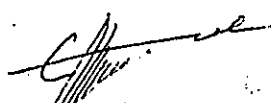
APPOINTMENT.

Consequent upon the approval by the Selection Committee, the appointment of the following PET Male teachers are hereby ordered in the school noted against their names against vacant posts purely on Regular contract basis in BPS No 9 Plus usual allowances as admissible under the rules with effect from 01.03.2013

S. #	Name of Candidate	Father Name	School where Appointed	Remark.
1	Shahid Mehmood	Haji Sher Shah	GMS Saraghurga	Against Vacant Post
2	Muhammad Usman	Haji Shah Wazir	GMS Arawali	Against Vacant Post
3	Abdullah	Muhammad Ghulam	GHS Kochi	Against Vacant Post

TERMS/CONDITIONS.

1. They are directed to produce their Medical certificate from the Medical Supdt:AHQ Hospital Sadda Kurram Agency.
2. Their age should be between 18-35 years and 18-40 for Female..
3. Their appointment is purely made on temporary and Regular contract basis and liable to termination at any time without assigning any notice, in case they want to resign their post, they will have to give one month prior notice or forfeit one month pay in lieu thereof.
4. No payment will be made to the appointee until and unless their academic and professional certificates are got verified from the Issuing Authorities concerned.
5. If they failed to take over charge within 15 days, their appointment will automatically be considered as cancelled.
6. Charge reports should be submitted to this office.
7. Their appointment will be considered as regular but without Pension/gratuity on the term of Section-15 of the KPK Civil Servant Act 1973 as amended with civil servants amendment Act: 2003 and will be entitled to contribution Provident Fund at such rate as may be prescribed by the govt.


Add: Agency Education Officer
Lower & Central Kurram Sadda.

No. 343-52/Edu Dated 18/1/2013

Copy forwarded to the.

1. Director of Education FATA KPK Peshawar.
2. Agency Account officer Parachinar.
3. Political Agent Kurram Parachinar.
4. Asstt: Political Agent Central Kurram.
5. Teachers Concerned.
6. Headmaster concerned..
7. Office file.


Add: Agency Education Officer
Lower & Central Kurram Sadda

OFFICE OF THE SMO INCHARGE THQ HOSPITAL SADDA KURRAM AGENCY.
HEALTH AND AGE CERTIFICATE

Name of Official, MR. MUHAMMAD USMAN

Father Name, HAJI SHAH WAZIR

Date of Birth, 09/04/1988

Residence, VILLAGE MAROKHEL P/O ALIZAI & TEHSIL LOWER. KURRAM AGENCY

Cast of Race, BANGASH

Exact Height by measurement, 5 FEET 9 INCH

Personal mark of identification, NIL

Signature of Official, _____ *if*

Signature of head of the Office, _____

Seal of Office

It is certified that I examined, MR. MUHAMMAD USMAN S/O HAJI SHAH WAZIR

Candidate for employment in the Office of the ADD. AGENCY EDUCATION

DEPARTMENT LK & CK and cannot discover that he has any communicable Diseases OR

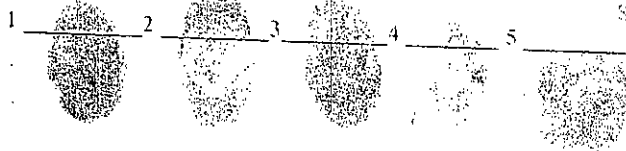
Other mentally & physically abnormality OR bodily infirmity except nil. I do

not consider this as disqualification for employment in the office of the

ADD. AGENCY EDUCATION DEPARTMENT LK & CK. His age is according to his CNIC &

School leaving Certificate is (25 Years 2 months) and by appearance about (25 Years).

LEFT HAND THUMB AND
SIGNATURE IMPRESSION.



[Signature]
SMO Incharge THQ
Hospital SADDA
Dated, 9-2-2013
Incharge
THQ Hospital
Sadda Kurram Agency

[Signature] 11/2/13
Countersigned.
Medical Superintendent,
Agency Head Quarter Hospital
Parachinar.

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سید انعام حروف 18/1/2013
مدرسہ ازاد دہلی

مدرسہ ازاد دہلی (Educ. Aed 18/1/2013 - 52)

کو بھرتی کر کے فوری طور پر کورس شروع کرنا
میں جاری ہے۔

19/1/13
Kurrum Agency

19/1/13
Kurrum Agency

جانے کے لئے
محمد عثمان
سید

F
E (8) Jan 1/88

The entries in this page should be renewed or re-attested at least every five years and the signature to lines 9 and 10 should be dated.

Name: MUHAMMAD USMAN

Race: BANGASH

Residence: Villg: Maxrukbel p.o Aligai and Teksel
Cumer Kurram

Father's name and residence: Haji Shah wazir

Date of birth by Christian era as nearly as can be ascertained: 09/04/1988

Exact height by measurement: 5 Feet 9 inch

Personal marks for identification: Nil

Left hand thumb and finger impression of (Non-Gazetted) officer:

Little Finger



Ring Finger



Middle Finger



Fore Finger



Thumb



Signature of Government Servant:

U.S. / 88

Signature and designation of the Head of the Office, or other Attesting Officer.

F (11) F

Additional Agency Education Officer
Lower & Central Kurram Agency.

NO 287-93 /Edu
Dated 17 /12 /2015

(10)

TERMINATION ORDER.

Consequent upon the direction by the competent authority, Director of Education FATA Peshawar vide his No 12228 dated 07.12.2015, on the decision of oversight committee the following in-eligible teaching/Non teaching appointees (M/F) BPS (7-9) appointed during January 2013 in Lower & Central Kurram are hereby terminated with effect from the date of their appointments. If salaries paid to them will be recovered from them accordingly.

S. #	Name	Father Name	Desg.	B. P. S.	Name of Institution	Remarks
1	Aqib Zaman	Said Amir Shah	CT	9	GHS Bagan	Terminated due to excess in sub divisional quota.
2	Muhammad Asif	Syal Khan	CT	9	GHS Makhizai	Terminated due to excess in sub divisional quota & advance appointment against on fill post.
3	Sara Bibi	Sakhi Mar Jan	DM	9	GGMS Bagan	DM diploma found fake & bogus.
4	Shahid Melmood	Haji Sher Shah	PET	9	GMS Sraghurga	Diploma of JDPE found fake & bogus.
5	Muhammad Usman	Haji Shah Wazir	PET	9	GMS Arawali	Having no professional qualification.
6	Muhammad Alam Khan	Salam Khan	J/C	7	GHS Makhizai	Failed in typing test & rejected by enquiry officers.
7	Zuhair Khan	Ghafoor Khan	J/C	7	GDC Bagan	Rejected by PA enquiry.
8	Muhammad Sadiq	Gul Mar Jan	J/C	7	GGDC Alizai	Failed in typing test as per advertisement & rejected by enquiry officers.
9	Sakhi Akbar	Sadiq Akbar	J/C	7	GHS Kochi	Failed in typing test as per advertisement & rejected by enquiry officers.
10	Sadia Batool	Abid Alam Jan	Lab/A-sstt	7	GGDC Alizai	Documents not provided for verification.
11	Muhammad Saeed	Zar Bat Khan	CT	9	GHS Bazar	Terminated due to excess in sub divisional quota.
12	Muhammad Sadiq	Ahdul Rasheed	CT	9	GMS Ossai	Terminated due to excess in sub divisional quota.
13	Latif Hussain	Inam Hussain	CT	9	GHS Angori	Domicile holder of upper kurram.
14	Wahid Zaman	Zawta Khan	CT	9	GHS Dogar	Terminated due to excess in sub divisional quota.
15	Farooq Muhammad	Arab Gul	CT	9	GMS Taudy Oby	Out of merit (M.Ed has wrongly been considered in place of MA)
16	Ajmal Akbar	Akbar Khan	CT	9	GGMS Dogar No-2	Terminated due to excess in sub divisional quota.

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18	Bibi Sakina	Haji Gul Akbar	CT	9	GGMS Tabi Khonikhel	Terminated due to excess in sub divisional quota.
18	Samreen Sadaf	Haji Amin Khan	DM	9	GGMS Tarali	Documents not provided for verification.
19	Shamim Bibi	Spin Gul	DM	9	GGMS Dogar NO-2	Having no DM certificate & has not provide BA degree for verification.
20	Parveen Bano	Spin Gul	DM	9	GGMS Ossai	Having no DM certificate & has not provide BA degree for verification.
21	Bibi Jamila	Niaz Bahadar Khan	DM	9	GGMS Tabi khonikhel	Having no DM certificate/diploma
22	Sajid Rehman	Haji Haider Khan	PET	9	GMS Dappa	JDPE diploma found fake & bogus.
23	Zia ul Alam	Noor Alam	PET	9	GMS Khazeeana	JDPE diploma found fake & bogus.
24	Gul Hassan	Khan Bahadar	PET	9	GMS Jilamai	JDPE diploma found fake & bogus.
25	Kifayatullah	Mir Jehan	PET	9	GMS Kimal Baza	Having no professional documents.
26	Zar Taj Bibi	Haji Ajmir Khan	PET	9	GGMS Ossai	Having no professional documents & Lower Kurram domicile holder while she was appointed in Central Kurram, also appeared in CT (LK) while appointed as PET (CK).
27	Sajid Rehman	Said Aslam Khan	I/C	7	GHS Paloseen	Has been excluded by PA enquiry.
28	Siraj U Din	Walayat Khan	I/C	7	GHS Manatoo	Failed in typing test as per advertisement & rejected by enquiry officers.

[Signature]
 Addl: Agency Education Officer
 Lower & Central Kurram Sadda.

No. 2987-93 / Edu: Dated 11 / 12 / 2015

Copy for information to the:-

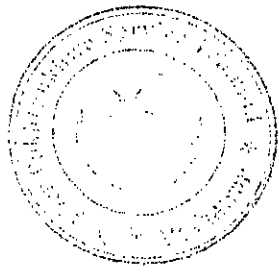
1. Director of Education FATA Peshawar.
2. Political Agent Kurram Agency.
3. Additional Political Agent Kurram Agency.
4. Agency Account Officer Kurram Agency.
5. Assistant Political Agent Lower Kurram.
6. Assistant-Political Agent Central Kurram.
7. Principals/Headmasters concerned for similar action.

Corum - Non Judice

Addl: Agency Education Officer
 Lower & Central Kurram Sadda.

9

9-13



Sr. No	Date of order/proceedings	Order or other proceedings with signature of Judge or Magistrate
1	2	3
<p style="text-align: center;"><u>BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL</u></p> <p style="text-align: center;">Service Appeal No. 298/2016</p> <p style="text-align: center;">Date of Institution ... 28.03.2016 Date of Decision ... 31.05.2018</p> <p>Mr. Wahid Zaman Ex: CT, Kurram Agency. Appellant</p> <p style="text-align: center;">Versus</p> <ol style="list-style-type: none"> 1. The Additional Chief Secretary FATA, FATA Secretariat Warsak Road Peshawar. 2. The Director of Education FATA, FATA Secretariat Warsak Road Peshawar. 3. The Additional Agency Education Officer, Lower and Central Kurram Agency at Sadda. 4. The Agency Account Officer, Kurram Agency. <p style="text-align: right;">Respondents</p> <p style="text-align: center;"><u>JUDGMENT</u></p> <p>31.05.2018</p> <p><u>MUHAMMAD HAMID MUGHAL, MEMBER:</u> - Learned counsel for the appellants and Mr. Kabir Ullah Khattak, Additional Advocate General for the respondents present.</p> <p>2. This single/common judgment shall dispose of the above captioned Appeal filed by (1) Wahid Zaman (Ex. CT) as well as (2) Service appeal No.294/2016 filed by Muhammad Siddique (Ex. CT), (3) Service appeal bearing No.299/2016 filed by Muhammad Saeed (Ex. CT), (4) Service appeal bearing No. 300/2016 filed by Aqib Zaman (Ex. CT), (5) Service appeal bearing No.302/2016 filed by Lateef Hussain (Ex. CT), being identical in nature.</p>		

D. Amir

ATTENDED

BY MEMBER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

14

3. The appellants (Ex-CTs), have filed the present appeal u/s 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 against the order dated 11.12.2015 whereby the appellants were terminated w.e.f the date of their appointments.

4. Learned counsel for the appellants argued that the respondent No.3 through advertisement published in the newspaper advertised various posts in Education Department Kurram Agency including the posts of CT and the appellant having the requisite qualification for the posts of CT applied for the same; that after participation in the test and interview the appellants were declared successful in the selection process and consequently the appellants were offered the said post through issuance of appointment order. Further argued that in response to the appointment of the appellants they started performing their duties at the stations/schools concerned. Further argued that astonishingly the respondent No. 3 issued the impugned order dated 11.12.2015 whereby the services of the appellants were terminated with retrospective effect. Further argued that the appellants have not been treated in accordance with law. Further argued that the appellants were appointed in the light of Appointment, Promotion & Transfer Rules. Further argued that the appellants were terminated without any regular inquiry and issuance of show cause notice. Further argued that no chance of personal hearing was given to the appellants before the issuance of impugned order. Learned counsel for the appellants strenuously argued that the impugned order is against the law, facts and norms of natural justice

14

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

hence liable to be set aside.

5. As against that learned Additional Advocate General while opposing the present appeal argued that the respondent department inquired the anomalies carried out in the recruitment process in Kurram Agency and for that purpose constituted oversight committee to trace out illegal appointees; that the committee submitted its report and thereby clearly picked out those candidates who had applied through fake and bogus degrees and were appointed illegally.

6. Arguments heard. File perused.

7. It is not disputed that the posts of C.T were advertised through advertisement in the newspaper and that the appellants having been fully qualified and eligible to apply for the same, participated in the recruitment process. Perusal of the impugned order dated 11.12.2015 would show that the appellants were terminated not for the reason that they were not eligible or duly qualified for posts of C.T rather their services were terminated simply on the ground that appointments of appellants Wahid Zaman (Ex. CT), Muhammad Siddique (Ex. CT), Muhammad Saeed (Ex. CT) and Aqib Zaman (Ex. CT) were found in excess to Sub Divisional quota and appellant Lateef Hussain (Ex. CT) is domicile holder of upper Kurram. In the written reply submitted by the respondent department is has not been explained that indeed for the posts of C.T there was a Sub Divisional quota, similarly in the written reply there is no mention of number of vacant posts of C.T

KURRAM

ATTENDED

CHANDLER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

16

in each Sub Division neither the total number of candidates posted against the posts of C.T in each Sub Division was given. It may also be mentioned that in the advertisement available on file it was simply mentioned that the candidate should be the permanent resident of Kurram Agency hence no distinction of upper Kurram or lower Kurram was there in the advertisement. Similarly the respondent department has not furnished any report of the committee declaring the appointments of the appellants as illegal. During the course of arguments learned Additional Advocate General failed to bring to the notice of this Tribunal any record/report justifying the issuance of the impugned order.

8. In the light of above discussion this Tribunal is constrained to issue direction to the respondent department to adjust/reinstate the appellants at the posts C.T with immediate effect without back benefits. The present service appeals bearing No.298/2016, 294/2016, 299/2016, 300/2016 and 302/2016 are accepted in the above terms. Parties are left to bear their own costs. File be consigned to the record room after its completion.

(AHMAD HASSAN)
MEMBER

(MUHAMMAD HAMID MUGHAL)
MEMBER

ANNOUNCED
31.05.2018

Certified true copy
Secretary
Tribunal

9-3-2020
1600
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4
22
9-3-2020
9-3-2020

H17 (B)

S.No. KB 54190

بِسْمِ اللّٰهِ الرَّحْمٰنِ الرَّحِیْمِ

Roll No. 5129

BOARD OF INTERMEDIATE & SECONDARY EDUCATION



KOHAT

(N.W.F.P. Pakistan)

Secondary School Certificate Examination

SESSION: 2005 - SUPPLY

THIS IS TO CERTIFY THAT Muhammad Usman

Son/Daughter of Haji Shah Wazir and a

student of Kurram Agency

has passed the *Secondary School Certificate Examination* of the Board of Intermediate and Secondary Education, Kohat held in September, 2005 as a Private

candidate. He/She obtained 506 Marks out of 1050 and has been placed in Grade D Representing Fair

The Candidate passed in the following subjects:

- | | | | |
|----------------|------------|--------------|-----------------|
| 1. English | 2. Urdu | 3. Islamiyat | 4. Pak. Studies |
| 5. Mathematics | 6. Physics | 7. Chemistry | 8. Biology |

Date of birth according to admission form is 09 Apr. 1988

[Signature]
Asstt. Secretary

[Signature]
Secretary

This certificate is issued without alteration or erasure.

S.No. KB 31752

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

Roll No. 43975

BOARD OF INTERMEDIATE & SECONDARY EDUCATION



**KOHAT
(N.W.F.P. Pakistan)
INTERMEDIATE EXAMINATION**

**HUMANITIES GROUP
Session 2008 (ANNUAL)**

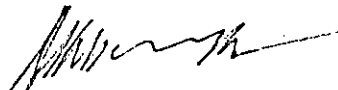
This is to Certify that Muhammad Usman


Son/Daughter of Haji Shah Wazir

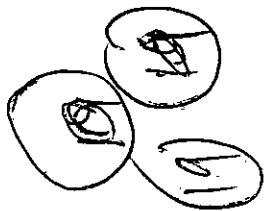
and a student of Govt Degree College Bagan Kurram Agency

Registered No 061-BK/GDCBKA-2006 has passed the Intermediate Examination of the Board of Intermediate & Secondary Education, Kohat held in May, 2008 as a Regular candidate. He/She obtained 659 marks out of 1100 and has been placed in C Grade Representing Good.

The Examination was taken as a whole / in parts.


Asstt. Secretary


Secretary



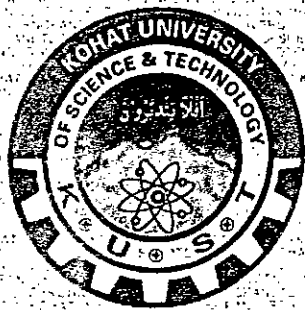
Kohat University of Science & Technology, Kohat (Pakistan)

Session 2008-2010

MUHAMMAD USMAN SON of HAJI SHAH WAZIR and a student
of GOVT DEGREE COLLEGE BAGAN, KURRAM AGENCY. having passed the prescribed
examination held in JUNE, 20 10, is this day admitted by

The Kohat University of Science & Technology, Kohat
to the Degree of
Bachelor of Arts
in the SECOND Division

The Examination was taken as a whole / ~~in parts~~

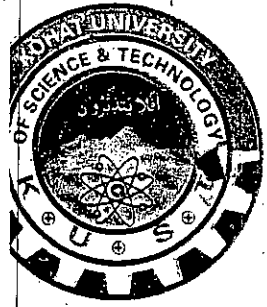


Controller of Examinations

Countersigned

Vice Chancellor

Roll No. declared on SEPTEMBER 25, 2010.



Kohat University

of Science & Technology, Kohat (Pakistan)

20

Detailed Marks Certificate

Bachelor of Arts (B.A) Part-II, Annual Examination, 2010

Name: Mohammad Usman Roll Number: 48115
 Father's Name: Haji Shah Wazir Registration Number: 2008-GCB-20


Certified that the candidate secured the following marks and has been placed in 2nd Division

S U B J E C T S	Maximum Marks	M A R K S O B T A I N E D	
		In Figures	In Words
English Compulsory	75	39	Thirty Nine
Islamic Studies	75	30	Thirty
Health & Physical Education	75	45	Forty Five
Pak Studies	40	16	Sixteen
Part-I Marks	285	150	One Hundred Fifty
Total	550	280	Two Hundred Eighty

The examination was taken as a whole

To pass 40% marks in each subject (Written & Practical Separately) and 45% marks in aggregate.

Result Declared on: 25-Sep-2010


CONTROLLER OF EXAMINATIONS
 Kohat University of Science and Technology
 Kohat, Pakistan.



ABDUL WALI KHAN UNIVERSITY
MARDAN, PAKISTAN

TRANSCRIPT

DEPARTMENT OF HEALTH & PHYSICAL EDUCATION
MSc (HPE)

Name: Muhammad Usman

Father's Name: Haji Shah Wazir

Roll No: 22

Registration No: 10-AU-BPEd-F-15

21

1st Semester (Fall, 2011)

Title of Course	Total Marks	Marks Obtained	CR Hrs	Grade	NG	GP	GPA	Remarks
Sports Medicine	100	72	3	B	3	9		
Measurement & Evaluation in Physical Education	100	68	3	C+	2.5	7.5		
Research Methodology in Physical Education	100	67	3	C+	2.5	7.5		
Term Report / Seminar	100	83	3	A	3.7	11.01		
TOTAL	400	290	12			35.01	2.92	Promoted

2nd Semester (Spring, 2012)

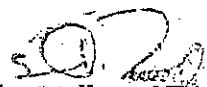
Title of Course	Total Marks	Marks Obtained	CR Hrs	Grade	NG	GP	GPA	Remarks
Planning Administration & Management in Physical Education	100	70	3	B	3	9		
Sports Injuries Rehabilitation & its Management	100	71	3	B	3	9		
Research Thesis Curriculum Development in P.E.	100	60	3	C+	2.5	7.5		
Viva Voce	100	77	3	B+	3.3	9.99		
TOTAL	400	278	12			35.49	2.96	Passed
CGPA		2.94	24			70.5		

Errors & Omissions are subject to subsequent rectification

Result Declaration Date: - June 18, 2012

Prepared by: Ijaz Ahmad

Checked by: Shahzad Khan


Controller of Examinations

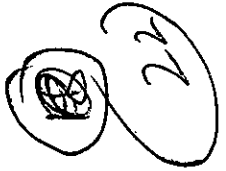
Serial No. 000039

Reg. No. 10-AU-BPED-F-15

Roll No. 16

Abdul Wali Khan University

Mardan, Pakistan



The University in recognition of the fulfilment of prescribed requirements has conferred upon
Mr. / Ms. MUHAMMAD USMAN Son / Daughter of HAJI SHAH WAZIR

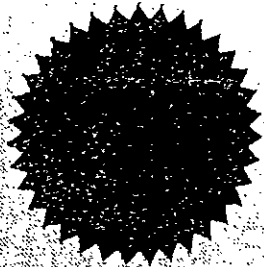
The Degree of


BACHELOR OF PHYSICAL EDUCATION

in the examination held in June-2011 session Fall 2010-11


He / She was placed in 3.31 Division / Grade / CGPA

The examination was taken as a whole / ~~in Parts~~.




Controller of Examinations


Registrar


Vice Chancellor

Result Declaration Date. 25-06-2011

Serial No. 000373

Reg. No. 10-AU-BPED-F-15

Roll No. 22

Abdul Wali Khan University
Mardan, Pakistan



The University in recognition of the fulfilment of prescribed requirements has conferred upon

Mr. / Ms. MUHAMMAD USMAN Son / Daughter of HAJI SHAH WAZIR

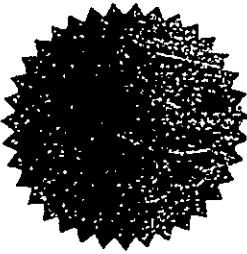
The Degree of


MASTER OF SCIENCE IN HEALTH & PHYSICAL EDUCATION

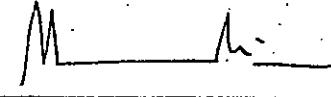
in the examination held in June-2012 session Fall 2011-12


He / She was placed in 2.94 Division / Grade / CGPA

The examination was taken as a whole /-in Parts.




Controller of Examinations


Registrar


Vice Chancellor

Result Declaration Date. 18-06-2012

Handwritten marks: a circle with '23', a circle with '23', and a circle with '23'.

Serial No. 000126

Reg. No. 10-AU-BPED-F-15

Roll No. 7865

Abdul Wali Khan University

Mardan, Pakistan



The University in recognition of the fulfilment of prescribed requirements has conferred upon

Mr. / Ms. MUHAMMAD USMAN Son / Daughter of HAJI SHAH WAZIR

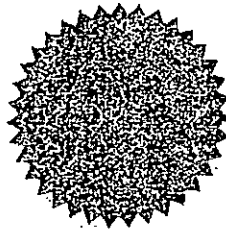
The Diploma in

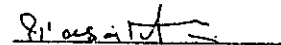
PHYSICAL EDUCATION

in the examination held in June 2014 session Fall 2013-14

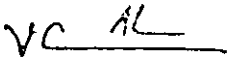
He / She was placed in 3.20 Division / Grade / CGPA

The examination was taken as a whole / ~~in Parts~~.




Controller of Examinations


Registrar


Vice Chancellor

Result Declaration Date. 29-09-2014

Handwritten marks: a circle containing a signature and another circle containing the number '2'.



ABDUL WALI KHAN UNIVERSITY

MARDAN, PAKISTAN

TRANSCRIPT

25

DEPARTMENT OF HEALTH & PHYSICAL EDUCATION B.P.Ed

Name: Muhammad Usman

Father's Name: Haji Shah Wazir

Roll No: 16

Registration No: 10-AU - BPED - F - 15

1st Semester (Fall, 2010)							
Title of Course	Total Marks	Marks Obtained	CR Hrs	NG	GP	GPA	Remarks
Basic Anatomy & Physiology	100	74	3	3.4	10.2		
Philosophical of Physical Education	100	66	3	2.6	7.8		
Rules and Techniques of Games & Sports	100	74	3	3.4	10.2		
Teaching Practice & Project	80	67	3	4	12		
TOTAL	380	281	12		40.2	3.35	Promoted
2nd Semester (Spring, 2011)							
Title of Course	Total Marks	Marks Obtained	CR Hrs	NG	GP	GPA	Remarks
Sports Nutrition	100	71	3	3.1	9.3		
Movement Education	100	67	3	2.7	8.1		
Science of Track & Field	100	66	3	2.6	7.8		
Practical of Games & Sports	40	36	2	4	8		
Practical of Track & Field	40	35	2	4	8		
Practical of Gymnastic	40	32	2	4	8		
TOTAL	420	307	15		49.2	3.28	Passed
			27		89.4		

CGPA 3.31

Errors & Omissions are subject to subsequent rectification

Result Declaration Date: - June 25, 2011

Prepared by: Ijaz Ahmad

Checked by: Shahzad Khan


Controller of Examinations



ABDUL WALI KHAN UNIVERSITY

MARDAN, PAKISTAN

TRANSCRIPT

26

MARDAN COLLEGE OF HEALTH & PHYSICAL EDUCATION, MARDAN
DPED

Name: Muhammad Usman

Father's Name: Haji Shah Wazir

Roll No: 7865

Registration No: 10-AU-BPEd-F-15

1st Semester (Fall, 2013)								
Title of Course	Total Marks	Marks Obtained	CR Hrs	Grade	NG	GP	GPA	Remarks
Foundation of PE	100	63	3	C+	2.5	7.5		
Anatomy & Physiology	100	57	3	C	2.25	6.75		
Rules & Technique of Games & Sports	100	67	3	B-	2.75	8.25		
Practical Games & Sports	50	42	2	A-	3.5	7		
Practical Track & Field	50	42	2	A-	3.5	7		
Practical Edu Gymnastics	50	42	2	A-	3.5	7		
Teaching Practice	50	44	2	A	3.75	7.5		
TOTAL	500	357	17			51	3.00	Promoted
2nd Semester (Spring, 2014)								
Title of Course	Total Marks	Marks Obtained	CR Hrs	Grade	NG	GP	GPA	Remarks
Health Education	100	65	3	B-	2.75	8.25		
Science of Movement	100	68	3	B-	2.75	8.25		
Science of Track & Field	100	68	3	B-	2.75	8.25		
Practical of Games & Sports	50	46	2	A+	4	8		
Practical of Track & Field	50	45	2	A+	4	8		
Practical of Gymnastics	50	45	2	A+	4	8		
Project	50	44	2	A	3.75	7.5		
Viva Voce	50	45	2	A+	4	8		
TOTAL	550	426	19			64.25	3.38	Passed

36

115.3

CGPA 3.20

Errors & Omissions are subject to subsequent rectification

Result Declaration Date: - Sep 29, 2014

Prepared by: Computer Cell

Checked by: Ijaz Ahmad


Controller of Examinations

To,

The Director of Education,
Merged area Secretariat,
Warsak road, Peshawar.

27

**SUBJECT: DEPARTMENTAL APPEAL AGAINST THE IMPUGNED ORDER DATED
11.12.2015 WHEREBY THE APPELLANT HAD BEEN TERMINATED
FROM SERVICE ON GOOD GROUNDS.**

Respected Sir,

It is most humbly stated that your good self-department advertised various posts whereby the appellant applied for post of PET wherein he was selected as PET in Male Teacher Government Middle School Arwali Kurram Agency. That the appellant after proper medical examination submitted charge report and took charge of the post as PET and started performing his duties quiet efficiently and up to the entire satisfaction of his superiors. That the appellant was having a very clear service record and nothing was concealed from the respondent department nor had such a blemished service record since appointment. That in the meanwhile and surprisingly the respondent department, Namely; the then Additional Education Officer Lower & Central Kurram Agency issued termination order of the appellants along with other colleagues without justifiable reasons vide order dated 11.12.2015 greatly affecting the appellant socio-economically. That after the termination some of the appellant's colleagues preferred department appeal where after filed Service Appeal No.298/2016 which was accepted vide judgment dated 31.05.2018 whereby the colleagues of the appellant were reinstated/adjust against there posts. But the appellant had been ignored which is clear discrimination with appellant despite having all the requisite qualification and utter violation of the principal of consistency. That the appellant time and again visited the respondent department but went in vain nor noddod on the repeated requests of the appellant which is against the norms of natural justice.

It is therefore most humbly requested that on acceptance of this departmental appeal the impugned order dated 11.12.2015 may very kindly be set aside and the appellant be reinstated into service with all back benefits. Any other remedy which your good self deems fit that may also be awarded in favor of the appellant.

Dated: 14/10/2020

APPELLANT

MUHAMMAD USMAN, EX-PET
R/O Bangash Marrukhel
P/O Bagan Kurram Agency,
District Hangu

"B"

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.
JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR. DB

No.

Appeal No. 2228 of 20 21

Muhammad Usman Appellant/Petitioner

Versus

The Director ERSE KPK Peshawar Respondent

Respondent No. 3

Regd

Notice to: — The Distt. Education Officer
Distt. Kurram.

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 30/11/2021 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No. dated

Given under my hand and the seal of this Court, at Peshawar this 31/11

Day of Aug 2021

(for Reply)

Registrar

Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.
 2. Always quote Case No. While making any correspondence.

"B"

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.
JUDICIAL COMPLEX (OLD), KHYBER ROAD, **D.B**
PESHAWAR.

No.

Appeal No. 2228 of 20 21

Muhammad Usman Appellant/Petitioner

The Director ER SE Dept Peshawar Respondent

Respondent No. 1

Notice to: —

The Director ER SE Dept Peshawar

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 30/11/2021 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Copy of appeal is attached. Copy of ~~appeal has already been sent to you vide this~~ office Notice No.....dated.....

Given under my hand and the seal of this Court, at Peshawar this 31/10.....

Day of Aug 20 21

Handwritten notes:
6/9/21
for Reply

Signature of Registrar
Registrar

2 Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.
2. Always quote Case No. While making any correspondence.

"B"

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.
JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR.

D.B

No.

Appeal No. of 20 ..

2228

Muhammad Usman Appellant/Petitioner
Versus

The Director ERSE IPR Peshawar Respondent
Respondent No. 2

Notice to: —

The Director of Education Merged
Area, Wazirabad Wazirabad Road

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on.....at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No.....dated.....

Given under my hand and the seal of this Court, at Peshawar this.....

3/16

Day of.....20 ..

Aug 21

for Khy

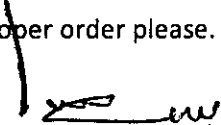


Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

- Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.
2. Always quote Case No. While making any correspondence.

FORM OF ORDER SHEET

Court of _____

Case No.- 2228 /2021

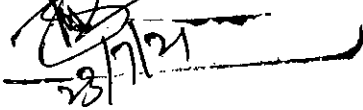
S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	01/02/2021	<p>The appeal of Mr. Muhammad Usman resubmitted today by Mr. Noor Muhammad Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p> <p>2-</p> <p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>05/04/21</u></p> <p style="text-align: right;"> CHAIRMAN</p>
	05.04.2021	<p>Appellant in person present.</p> <p>Lawyers are on general strike, therefore, case is adjourned. To come up for preliminary hearing on <u>12/7/2021</u> before S.B.</p> <p style="text-align: right;"> (Rozina Rehman) Member (J)</p>

12.07.2021

Counsel for the appellant present. Preliminary arguments heard.

The impugned order enlisted as many as 28 appointed teachers against different posts whose services were done away with a single order on the ground of their lacking the eligibility for the post. Some of the teachers amongst those who were terminated vide impugned order, approached the Service Tribunal and their appeals were accepted by the judgment dated 31.08.2018 in Service Appeal No. 298/2016. Subject to all just and legal objections, the appeal is admitted for regular hearing subject to all just and legal objections in view of the judgment of this Tribunal granted relief to some of individuals against the impugned order. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments in office within 10 days after receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time, or extension of time is not sought through written application with sufficient cause, the office shall submit the file with a report of non-compliance. File to come up for arguments on 30.11.2021 before the D.B.

Appellant Deposited
Security & Process Fee

 28/7/21


Chairman

Stipulated period passed reply not submitted.

22.09.2021

Learned Addl, A.G be reminded about the omission and for submission of reply/comments within extended time of 10 days.

Chairman

30.11.2021

Due to non-availability of DB, the case is adjourned to 17-12-2021.

A. M. J.
Reader

17.12.2021

Junior of learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl: AG for respondents present.

Written reply/comments on behalf of the respondents not submitted. Learned AAG seeks time to contact the respondents for submission of written reply/comments. Adjourned. To come up for written reply/comments on 01.03.2022 before S.B.

M. M. J.
(MIAN MUHAMMAD)
MEMBER (E)

1-3-2022

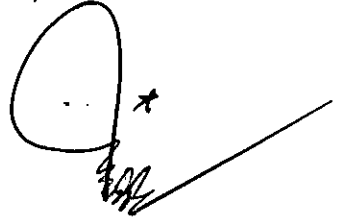
Due to retirement of the Honorable Chairman the case is adjourned to come up for the same as before on 16/3/2022

M. M. J.
Reader

16.05.2022

Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl. AG for the respondents present.

Written reply/comments not submitted. Learned AAG requested for adjournment to contact the respondents for submission of written reply/comments on the next date. Request is acceded to. To come up for written reply/comments on 21.07.2022 before S.B.



(Mian Muhammad)
Member (E)

1-3-55

[Faint handwritten notes and signatures at the bottom of the page]