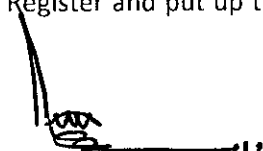



Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 1093/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	05/07/2022	<p>The appeal of Mr. Hameedullah presented today by Mr. Syed Asif Shah 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>
2-	14-7-22	<p>This case is entrusted to Single Bench at Peshawar for preliminary hearing to be put there on <u>25-7-22</u>. Notices be issued to appellant and his counsel for the date fixed.</p> <p style="text-align: right;"> CHAIRMAN</p>

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

CHECK LIST

Case Title: Hameedullah

S#	CONTENTS	YES	NO
1	This Appeal has been presented by <u>syed Asif shah Adelav</u>	✓	
2	Whether counsel / appellant/ respondent/ deponent have signed the requisite document?	✓	
3	Whether appeal is within time?	✓	
4	Whether the enactment under which the appeal is filed mentioned?	✓	
5	Whether the enactment under which the appeal is filed is correct?	✓	
6	Whether affidavit is appended?	✓	
7	Whether affidavit is duly attested by competent oath commissioner?	✓	
8	Whether Appeal / Annexures are properly paged?	✓	
9	Whether Certificate regarding filing any earlier appeal on the subject, furnished?	✓	
10	Whether annexures are legible?	✓	
11	Whether annexures are attested?	✓	
12	Whether copies of annexures are readable/ clear?	✓	
13	Whether copy of appeal is delivered to AG/ DAG?	✓	
14	Whether Power of Attorney of the Counsel engaged is attested and signed by Petitioner/ Appellant / Respondents?	✓	
15	Whether number of referred cases given are correct?	✓	
16	Whether appeal contains cutting / overwriting?	✓	
17	Whether list of books has been provided at the end of the appeal?	✓	
18	Whether case relate to this Court?	✓	
19	Whether requisite number of spare copies are attached?	✓	
20	Whether complete spare copy is filed in separate file cover?	✓	
21	Whether addresses of parties given are complete?	✓	
22	Whether index filed?	✓	
23	Whether index is correct?	✓	
24	Whether security and process fee deposited? On _____	✓	
25	Whether in view of Khyber Pakhtunkhwa Service Tribunal Rules 1974 Rule 11, Notice along with copy of Appeal and annexures has been sent to Respondents? On _____	✓	
26	Whether copies of comments / reply / rejoinder submitted? On _____		
27	Whether copies of comments/ reply/ rejoinder provided to opposite party? On _____		

It is certified that formalities /documentations as required in the above table, have been fulfilled.

Name:- SYED ASIF SHAH

Signature:- [Signature]

Dated:- 5/7/22

**BEFORE THE KHYBER PAKHUNKHWA
SERVICES TRIBUNAL, PESHAWAR**

Appeal no. 1093/2022

Hameedullah.....Appellant

Versus

Chairman Environmental Protection
Tribunal etc.....Respondents

SERVICE APPEAL

INDEX

Sr	Description of document	Signature	Pages
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2.	Affidavit	-	12
3.	Correct addresses of the parties.	-	13
4.	Application for suspension of operation of impugned order	-	14-15
5.	Application for condonation of delay	-	16-17
6.	Copy of CNIC	"A"	18-19
7.	Copy of appointment order	"B"	20
8.	Copies of show cause notices	"C" & "D"	21-25
9.	Copy of reply	"E"	26-27
10.	Copy of dismissal order	"F"	28-29
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Dated /07/2022

Hameedullah
(Appellant)

Through: -

SYED ASIF SHAH
Advocate High Court,
District Courts,
(Mansehra)

①

**BEFORE THE KHYBER PAKHUNKHWA
SERVICES TRIBUNAL, PESHAWAR**

Service Appeal No. 1093 of 2022

Hameedullah son of Muhammad Ishaq,
resident of Mohallah Rahat Abad
Mangora Tehsil Babuzai District Swat,
Ex-Naib Qasib (BPS-3).....**Appellant**

Versus

- 1) Chairman Environmental Protection Tribunal, KPK Peshawar
 - 2) Acting Registrar, Environmental Protection Tribunal, KPK Peshawar
- ..Respondents**

**SERVICE APPEAL UNDER SECTION 4
OF THE KHYBER PAKHTUNKHWA ACT
1974 TO THE EFFECT THAT
APPELLANT BEING DULY APPOINTED
IN BPS-3 AS NAIB QASID IN
ENVOIRNMENTAL DEPARTMENT AND
THE SO-CALLED INQUIRY DATED
31.01.2022 IS BASED ON MALAFIDE
AND MAJOR PENALTY IMPOSED UPON
THE APPELLANT AND DISMISSED
FROM SERVICE AND THE
DEPARTMENTAL PRESENTATION
FILED ON 10.02.2022 AND NO REPLY
HAS BEEN GIVEN SO FAR. SO CALLED
INQUIRY AND ORDER OF THE
DISMISSAL DATED 31.01.2022 ARE
WRONG, ILLEGAL, AGAINST THE LAW**

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AND FACTS, ARBITRARY, FANCIFUL,
PERVERSE, WITHOUT LAWFUL
AUTHORITY, AGAINST THE CANON OF
JUSTICE, BASED ON MALAFIDE,
AGAINST THE FUNDAMENTAL RIGHTS
AND AGAINST THE SERVICES LAWS/
RULES OF THE APPELLANT HENCE
LIABLE TO BE SET ASIDE.

PRAYER: -

On acceptance of the instant appeal the impugned order dated 31.01.2022 alongwith order on the departmental representation which has not been received so far, passed/issued by the respondents may pleas be set aside and the appellant may please be re-instated in service with all back benefits or any other relief as this Honourable Tribunal deems fit and appropriate in the circumstances of the case may also be issued/passed.

Respectfully Sheweth!

- 1) That, the appellant is bonafide resident of District Swat.

(Copy of the ID card and domicile certificate is annexed as Annexure "A").

2) That, the respondents initially advertised some posts. Appellant applied for the post of BPS-3 Naib Qasid.

3) That, appellant being qualified, experienced and eligible in all respect duly applied for the said post and the appellant was appointed as Naib Qasid (BPS-3).

(Copy of the appointment order is annexed as Annexure "B").

4) That, from his appointment the appellant is performing his assigned duties with due diligence, honestly and to utmost satisfaction of his superiors.

5) That, during the service concocted, baseless, personal grudge and malafide allegations were leveled against the appellant and show cause notices dated 10.01.2022 and 21.01.2022 were issued.

(Copies of the show cause notices are annexed as Annexure "C" & "D" respectively).

6) That, the appellant has replied denying the charges leveled against him and disclose all the facts and personal grudge of Mr. Naeemullah

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Senior Scale Stenographer (Acting Registrar).

(Copy of the reply is annexed as Annexure "E").

- 7) That, after not considering the actual and real facts of the reply the respondent No. 1 dismissed the appellant from service.

(Copy of the dismissal order is annexed as Annexure "F").

- 8) That, the appellant has filed departmental representation before the respondent No. 2 on 10.02.2022 which has not been replied till today.

(Copy of the departmental representation is annexed as Annexure "G").

That, appellant aggrieved from the impugned order passed by the respondents run from pillar to post for redressal of his grievance but in vain, hence being aggrieved the seeks the seeks the gracious indulgence of this Honourable Tribunal *inter-alia*, on the following amongst other grounds: -

GROUND: -

- A) That, the impugned order passed/ issued by the respondents on the basis of so-called inquiry are wrong,

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illegal, against the law and facts, arbitrary, fanciful, perverse, without lawful authority, against the canon of justice, malafide, personal grudge, against the fundamental rights and service laws. Hence, being unconstitutional and illegal liable to be struck down.

- B)** That, the main allegation leveled by the respondents against appellant stand not proved. The grounds mentioned in impugned order from serial No. I to XV are self contradictory and fanciful, Audio voice has no legal sanctity attached to it. Even otherwise it does not contain any material causing and constituting any offence. The burden of power fluctuation and closure of CCTV cameras does not lie on the appellant, however immediately these are not witnessing the commission of alleged offence. Even otherwise it is not the duty of appellant to switch on or off the cameras. The alleged report of the HC in this regard has not seen the light of the day. No chance given to the appellant to rebut it and has been taken as gospel truth against the appellant

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on wish and whims of respondent No. 1, which is rightly oppressive and against the norms of justice. The appellant has specifically leveled allegations against respondent No. 2 which has been ignored by respondent No. 1 on the basis of malice against the appellant.

(The duty slip of the appellant is attached as Annexure "H")

- C) That, the respondent has alleged notice of condom in the washroom of Chairman/respondent No. 1 without mentioning date and time, with special reference to any act committed by appellant. This bald allegation stand deprived. Other Naib Qasid has not confirmed it and if at all he did so how he came to know about the condom and who washed it. No chance given to appellant to cross examine other Naib Qasid or acting Registrar, who has been alleged by appellant to have inimical terms with appellant during his incumbency as DRIVER and later-on appointed as Acting Registrar. Though has been promoted as acting registrar however still behaves like driver and observes terms with all the staff

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compelling them to extend undue respect to him which is practically not possible.

- D) That, the existence of guests in the chamber of respondent No. 1 not proved and if at all they had any access to that office, would not constitute any offence. It is very strange that respondent No. 1 has without any proof termed the guest as of "immoral character" which is highly against the set procedure of law and justice. Legally every person of either gender is innocent until and unless proved otherwise, as such respondent No. 1 has not only committed legal mistake but cross the borders of ethics, which is not justified.
- E) That, the duty of Naib Qasid is not extended to washroom and comes within the ambit of duty of 'Farash' who has not been contacted in the entire episode.
- F) That, the respondents have not charged the appellant under criminal law, if at all, any offence committed and which shows malice on their part, they know it that no

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offence committed, and the allegations against the appellant could not be proved due to absence of menseria which is essential element for commission of offence. All this leads to conclusion that no offence committed by appellant and merely on malice of respondent No. 2 concocted story developed to harass the appellant which is liable to be reversed.

- G)** That, the appellant was appointed BPS-3 Naib Qasid being qualified, experience and meritorious in all respect and never remained negligent and performed his assigned duties and also never involved in such like so called allegations leveled against the appellant. Hence, there arise no questions for dismissal order of the appellant service.
- H)** That, the so-called inquiry not conducted according to the services laws, no chance of hearing was given, neither opportunity was given to appellant to confront or examine to the senior stenographer (acting Registrar EPT) who is the personal grudge with the appellant.

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- I) That, the appellant is obedient and respectful employee and served the office in the capacity of Naib Qasid to the best of his ability and understanding.
- J) That, the allegation leveled by the Senior Scale Stenographer (acting Registrar EPT) is baseless and misleading which gave rise to the un-fateful episode.
- K) That, Senior Stenographer has personal grudge with the appellant since his appointment as Driver in the EPT and later on he was appointed as Senior Stenographer.
- L) That, Senior Stenographer has attitude problem and remained involved in allegation leveled against other employee of the Tribunal.
- M) That, on such flimsy and empty allegation the appellant ma not be forced for such major penalty of removal from service.
- N) That, major penalty mentioned in the subject of this appeal, violates the fundamental rights of the appellant which are protected by the Constitution of Islamic Republic of Pakistan.

- O) That, the appellant belongs to a respectable family and enjoys peaceful life and the allegation leveled against the appellant will damage his reputation for ever.
- P) That, while passing the impugned order the respondents have not considered the stance of the appellant and passed the order in haste manner.
- Q) That, the powers of jurisdiction are vested in an authority to exercise it justly, fairly, honestly, judiciously and in accordance with the mandate of law, rules and regulations but the respondents have transgressed upon their powers/jurisdiction while dealing with the matter in hand.
- R) That, it is an inalienable right of the appellant to enjoy the protection of law, rules and regulations but such right of the appellant has been infringed by the respondents in a sheer malafide manner.
- S) That, other points will be discussed at the time of arguments.

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It is, therefore, most humbly prayed that on acceptance of the instant appeal the impugned order dated 31.01.2022 alongwith order on the departmental representation which has not been received so far, passed/issued by the respondents may pleas be set aside and the appellant may please be re-instated in service with all back benefits or any other relief as this Honourable Tribunal deems fit and appropriate in the circumstances of the case may also be issued/passed.

Dated /07/2022

Hameedullah
(Appellant)

Through: -

SYED ASIF SHAH
Advocate High Court,
District Courts,
(Mansehra)

VERIFICATION

I, HAMEEDULLAH SON OF MUHAMMAD ISHAQ, RESIDENT OF MOHALLAH RAHAT ABAD MANGORA TEHSIL BABUZAI DISTRICT SWAT, EX-NAIB QASIB (BPS-3) DO HEREBY VERIFY THAT THE CONTENTS OF FORE-GOING APPEAL ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND NOTHING HAS BEEN CONCEALED OR SUPPRESSED FROM THIS HONOURABLE TRIBUNAL.

HAMEEDULLAH
(DEPONENT)

**BEFORE THE KHYBER PAKHUNKHWA
SERVICES TRIBUNAL, PESHAWAR**

Hameedullah.....Appellant

Versus

Chairman Environmental Protection
Tribunal etc.....Respondents

SERVICE APPEAL

AFFIDAVIT

I, HAMEEDULLAH SON OF MUHAMMAD ISHAQ,
RESIDENT OF MOHALLAH RAHAT ABAD MANGORA
TEHSIL BABUZAI DISTRICT SWAT, EX-NAIB QASIB
(BPS-3) DO HEREBY SOLEMNLY AFFIRM AND
DECLARE ON OATH THAT NO SUCH SUBJECT
MATTER APPEAL HAS EVER BEEN FILED BEFORE
THIS HONOURABLE COURT NOR ANY COMPETENT
COURT OF LAW NOR PENDING NOR DECIDED. THAT
THE CONTENTS OF FORE-GOING AFFIDAVIT ARE
TRUE AND CORRECT TO THE BEST OF MY
KNOWLEDGE AND BELIEF AND NOTHING HAS BEEN
CONCEALED OR SUPPRESSED FROM THIS
HONOURABLE TRIBUNAL.

HAMEEDULLAH
(DEPONENT)

IDENTIFIED BY: -

SYED ASIF SHAH
ADVOCATE HIGH COURT
DISTRICT COURTS, MANSEHRA

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**BEFORE THE KHYBER PAKHUNKHWA
SERVICES TRIBUNAL, PESHAWAR**

Hameedullah.....Appellant

Versus

Chairman Environmental Protection
Tribunal etc.....Respondents

SERVICE APPEAL

CORRECT ADDRESSES OF THE PARTIES

Respectfully Sheweth!

Correct addresses of the parties are as
under: -

APPELLANT

Hameedullah son of Muhammad Ishaq,
resident of Mohallah Rahat Abad
Mangora Tehsil Babuzai District Swat,
Ex-Naib Qasib (BPS-3)

RESPONDENTS

- 1) Chairman Environmental Protection
Tribunal, KPK Peshawar
- 2) Registrar, Environmental Protection
Tribunal, KPK Peshawar

Dated /07/2022

Hameedullah
(Appellant)

Through: -

SYED ASIF SHAH
Advocate High Court,
District Courts,
(Mansehra)

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**BEFORE THE KHYBER PAKHUNKHWA
SERVICES TRIBUNAL, PESHAWAR**

Hameedullah.....Appellant

Versus

Chairman Environmental Protection
Tribunal etc.....Respondents

SERVICE APPEAL

**APPLICATION FOR SUSPENSION OF
OPERATION OF IMPUGNED ORDER TILL
THE FINAL DISPOSAL OF ABOVE TITLED
APPEAL.**

Respectfully Sheweth!

- 1) That, this application may kindly be considered as integral part and parcel of above titled appeal.
- 2) That, balance of convenience lies in favour of appellant.
- 3) That, appellant is hopeful for every success of the above titled appeal.
- 4) That, there are so many other grounds in respect of the acceptance of appeal which will be highlighted at the time of discussed.

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- 5) That, if the operation of the impugned order is not suspended the appellant will suffer irreparable loss.

It is, therefore, most humbly prayed and requested that on acceptance of instant application the impugned order may kindly be suspended till the final disposal of above titled appeal.

Dated /07/2022

Hameedullah
(Appellant)

Through: -

SYED ASIF SHAH
Advocate High Court,
District Courts,
(Mansehra)

AFFIDAVIT

I, HAMEEDULLAH SON OF MUHAMMAD ISHAQ, RESIDENT OF MOHALLAH RAHAT ABAD MANGORA TEHSIL BABUZAI DISTRICT SWAT, EX-NAIB QASIB (BPS-3) DO HEREBY SOLEMNLY AFFIRM AND DECLARA ON OATH THAT THE CONTENTS OF FORE-GOING APPLICATION ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND NOTHING HAS BEEN CONCEALED OR SUPPRESSED FROM THIS HONOURABLE TRIBUNAL.

HAMEEDULLAH
(DEPONENT)

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**BEFORE THE KHYBER PAKHUNKHWA
SERVICES TRIBUNAL, PESHAWAR**

Hameedullah.....Appellant

Versus

Chairman Environmental Protection
Tribunal etc.....Respondents

SERVICE APPEAL

**APPLICATION FOR CONDONATION OF
DELAY**

Respectfully Sheweth!

- 1) That, this application may kindly be considered as integral part and parcel of above titled appeal.
- 2) That, after passing the impugned order the appellant has preferred an departmental representation while has not been replied till now.
- 3) That, the appellant has waited up-to day and contacted with the respondents but no reply has been given.
- 4) That, the mother of appellant fell ill and there is no male member at home to look-after her.

- (17)
- 5) That, respondents were bound to reply and to decide it within 90 days but they have failed to do so.
 - 6) That, filing of instant appeal within 90 days is not willful but due to above mentioned reasons.
 - 7) That, the valuable rights are involved with the above titled appeal.

It is, therefore, most humbly prayed and requested that on acceptance of instant application the condonation of delay may kindly be granted.

Dated /07/2022 .

Hameedullah
(Appellant)

Through: -

SYED ASIF SHAH
Advocate High Court,
District Courts,
(Mansehra)

AFFIDAVIT

I, HAMEEDULLAH SON OF MUHAMMAD ISHAQ, RESIDENT OF MOHALLAH RAHAT ABAD MANGORA TEHSIL BABUZAI DISTRICT SWAT, EX-NAIB QASIB (BPS-3) DO HEREBY SOLEMNLY AFFIRM AND DECLARA ON OATH THAT THE CONTENTS OF FORE-GOING APPLICATION ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND NOTHING HAS BEEN CONCEALED OR SUPPRESSED FROM THIS HONOURABLE TRIBUNAL.

HAMEEDULLAH
(DEPONENT)

Anex 'A' (18)



PAKISTAN National Identity Card

Name
Hamid Ullah



Father Name
Muhammad Ishaq



Gender: Country of Stay
M Pakistan

Identity Number: 15607-0387731-9
Date of Birth: 01.01.1997

Date of Issue: 04.05.2022
Date of Expiry: 04.05.2032

Holder's Signature

سویڈین پوسٹ: محلہ راحت آباد، منگور، تحصیل باہری، ضلع

15607-0387731-9

سوات



سوات پوسٹ: محلہ راحت آباد، منگور، تحصیل باہری، ضلع

سوات

500741056878

Registrar General of Pakistan

گمشدہ کارڈ ملنے پر قریبی لیٹر بکس میں ڈال دیں

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S No

17992



CERTIFICATE OF DOMICILE

Government of Khyber Pakhtunkhwa
Ministry of Information & Public Relations
Islamabad

I Hameed ullah Son/Daughter of Muhammad Ishak
Declare that I was born of parents who are permanently domiciled in the
Pakhtunkhwa Province having belonged to it by birth / settled in it.

I belong to Village / Mohallah Rahat Akad Manglawar
Tehsil Babozai District Swat

Signature/Thumb Impression of Applicant [Signature]
Name in Block Letter HAMEED ULLAH
Dated 18-07-2018

In pursuance to the declaration dated 18-07-2017 filed by
Mr/Mrs/Miss Hameed ullah S/o, D/o, W/o Muhammad Ishak
CNIC No 15607-0357731-9 domiciled in the Khyber Pakhtunkhwa
Province It is hereby certified that the said Hameed ullah
is born of parents who are permanent residents of Khyber Pakhtunkhwa Province
having belonged to it by birth / settled in it. I have satisfied myself personally through
my relevant sources that the above declaration is true and correct.

This 18th day of July 2017
No 2565 Date 18-7-2017

COUNTERSIGNED BY

[Signature]
DEPUTY COMMISSIONER, P. & S. DEPARTMENT

میں اس بات کی تصدیق کرتا ہوں کہ اس سے پہلے میں نے کسی بھی اور شرکت اور ادارے کو اپنی بائیں ہاتھ کی کسی اور ایسی سرگرمیوں سے متعلق جاننا نہیں کیا۔

۱۹۶۱ء میں ہجرت کر کے چلے گئے۔

تصدیق کی جاتی ہے کہ کسی ایسے شخص کے نام سے جو اس کے نام سے

میں اس بات کی تصدیق کرتا ہوں کہ اس سے پہلے میں نے کسی بھی اور شرکت اور ادارے کو اپنی بائیں ہاتھ کی کسی اور ایسی سرگرمیوں سے متعلق جاننا نہیں کیا۔

میں اس بات کی تصدیق کرتا ہوں کہ اس سے پہلے میں نے کسی بھی اور شرکت اور ادارے کو اپنی بائیں ہاتھ کی کسی اور ایسی سرگرمیوں سے متعلق جاننا نہیں کیا۔

میں اس بات کی تصدیق کرتا ہوں کہ اس سے پہلے میں نے کسی بھی اور شرکت اور ادارے کو اپنی بائیں ہاتھ کی کسی اور ایسی سرگرمیوں سے متعلق جاننا نہیں کیا۔

میں اس بات کی تصدیق کرتا ہوں کہ اس سے پہلے میں نے کسی بھی اور شرکت اور ادارے کو اپنی بائیں ہاتھ کی کسی اور ایسی سرگرمیوں سے متعلق جاننا نہیں کیا۔

میں اس بات کی تصدیق کرتا ہوں کہ اس سے پہلے میں نے کسی بھی اور شرکت اور ادارے کو اپنی بائیں ہاتھ کی کسی اور ایسی سرگرمیوں سے متعلق جاننا نہیں کیا۔

تاریخ ۱۸-۷-۵۱

ڈیو ایس اے سرگرمیوں کے حصول کیلئے ضروری ہدایات

ڈیو ایس اے سرگرمیوں سے متعلق جاننا نہیں کیا۔ میں اس بات کی تصدیق کرتا ہوں کہ اس سے پہلے میں نے کسی بھی اور شرکت اور ادارے کو اپنی بائیں ہاتھ کی کسی اور ایسی سرگرمیوں سے متعلق جاننا نہیں کیا۔

جن امیدواروں کے پاس ایک سے زیادہ ڈیو ایس اے سرگرمیوں سے متعلق جاننا نہیں کیا۔ میں اس بات کی تصدیق کرتا ہوں کہ اس سے پہلے میں نے کسی بھی اور شرکت اور ادارے کو اپنی بائیں ہاتھ کی کسی اور ایسی سرگرمیوں سے متعلق جاننا نہیں کیا۔

ڈیو ایس اے سرگرمیوں سے متعلق جاننا نہیں کیا۔ میں اس بات کی تصدیق کرتا ہوں کہ اس سے پہلے میں نے کسی بھی اور شرکت اور ادارے کو اپنی بائیں ہاتھ کی کسی اور ایسی سرگرمیوں سے متعلق جاننا نہیں کیا۔

ڈیو ایس اے سرگرمیوں سے متعلق جاننا نہیں کیا۔ میں اس بات کی تصدیق کرتا ہوں کہ اس سے پہلے میں نے کسی بھی اور شرکت اور ادارے کو اپنی بائیں ہاتھ کی کسی اور ایسی سرگرمیوں سے متعلق جاننا نہیں کیا۔

گنڈا ایس (BPS-17 / BPS-16)

میں اس بات کی تصدیق کرتا ہوں کہ اس سے پہلے میں نے کسی بھی اور شرکت اور ادارے کو اپنی بائیں ہاتھ کی کسی اور ایسی سرگرمیوں سے متعلق جاننا نہیں کیا۔

میں اس بات کی تصدیق کرتا ہوں کہ اس سے پہلے میں نے کسی بھی اور شرکت اور ادارے کو اپنی بائیں ہاتھ کی کسی اور ایسی سرگرمیوں سے متعلق جاننا نہیں کیا۔

Anex B (20)

**KHYBER PAKHTUNKHWA ENVIRONMENTAL PROTECTION
TRIBUNAL PESHAWAR**

ORDER

Dated Peshawar The, 30th April, 2019

In pursuance of the recommendations of Departmental selection Committee vide its meeting dated 28.10.2018, the Competent Authority has been pleased to appoint the following candidates against the vacant posts, mentioned against each in Khyber Pakhtunkhwa Environmental protection Tribunal, Peshawar, With immediate effects:-

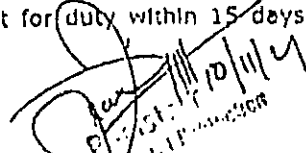
Departmental
approval

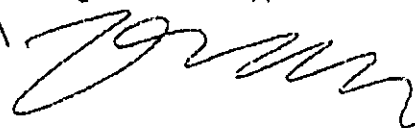

Clerk 09/11/2019

S.NO.	Name and Father Name	Appointed as
1	Malsam Raza S/O Musawer All	Reader (BPS-12)
2	Muhammad Haris Khan S/O Riz Khan	Junior Clerk (BPS-11)
3	Naem Ullah S/O Arsala Khan	Driver (BPS-06)
4	Nasir All S/O Liaqat All	Driver (BPS-05)
5	Ahsan Farooq S/O Muhammad Hanif Khan	Driver (BPS-06)
6	Hameed Ullah S/O Muhammad Ishaq	Naib Qasid (BPS-03)
7	Ahsan Hassan Khan S/O Santaraz	Naib Qasid (BPS-03)
8	Shahzad Hussain S/O Ashiq Hussain	Naib Qasid (BPS-03)
9	Besharat Qayyum S/O Abdul Qayyum	Balliff (BPS-03)
10	Sheraz Khan S/O Abdur Rasheed	Balliff (BPS-03)
11	Mehtab Khan S/O Humayun Khan	Chowkidar (BPS-03)
12	Muhammad Rizwan S/O Waris Khan	Chowkidar (BPS-03)
13	Marjan All S/O Firdos Khan	Chowkidar (BPS-03)
14	Shams ul Tabriz S/O Shams ur Rehman	Mall (BPS-03)
15	Muhammad Adil S/O Muhammad Rafiq	Farashi (BPS-03)

The appointment shall be subject to the following terms & Condition:-

- I. The appointment is subject to antecedent verification of the appointee.
- II. The Appointees shall produce Medical Fitness certificates before their charge assumption.
- III. Their services shall be governed by the KP-EPT Service rules, 2018 and Khyber Pakhtunkhwa (Appointment, Promotion and Transfer, rules, 1989).
- IV. The Appointees shall report for duty within 15 days failing which the appointment shall stand withdrawn.


Chairman
DSC KP-Environmental Protection Tribunal



Chairman
DSC KP-Environmental Protection Tribunal
Peshawar

30/4/19

Endst: NO & Date Even.



KHYBER PAKHTUNKHWA
ENVIRONMENTAL PROTECTION TRIBUNAL
PESHAWAR

PH: 091-9219003
kpkent@jmail.com

No. EPT/Hameed/P.F/2022 6/5

آنور عقیڈ

Dated: 10/01/2022

SHOW CAUSE NOTICE

(21)

I, Justice (R) Afsar Shah, Chairperson, Khyber Pakhtunkhwa Environmental Protection Tribunal, Peshawar, as Competent Authority, under the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules 2011, do hereby serve you Hameed Ullah (BPS-03) (the "accused/official") attached to this Tribunal as follows:

I) That the Chairperson was on winter spell as per rules of the Peshawar High Court, Peshawar from 24-12-2021 to 09-01-2022. That the staff of the Tribunal after availing the winter vacation assumed their duties on 03-01-2022. That you accused/official Hameed Ullah Naib Qasid was attached rather working with the Chairperson and that was also dealing with all the affairs/work of the chamber of the Chairperson in as much as it was your responsibility to lock/open the chamber. That you are the only person to have access the chamber of the Chairman, where reserved judgments and other official documents (secret) are readily available.

II) That it was reported by the Registrar of this Tribunal in writings that on 05-01-2022 after court hours you accused/official brought transgender guests to the chamber of the Chairperson which you denied but admitted that the guests were your friends and as such are associated with transgender community with added statement that their moral character is not above board. That on checking of the chamber and washroom the Registrar found condom in the commode of the washroom, the image of which is available in the camera of cell phone of the Registrar who later on saved the same in the USB, however you and hurriedly flashed the same.

III) That notwithstanding with any other issues mentioned above how you made access of guests of immoral character to the chamber of the authority and even to the washroom. That you have been accused of mistrust and involved in indecent activities.

IV) That in order to conceal the evidence you switched off the CCTV camera of the EPT. That during the queries made from you by the Registrar, the conversation has been saved as audio record.



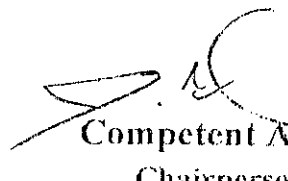
KHYBER PAKHTUNKHWA
ENVIRONMENTAL PROTECTION TRIBUNAL
PESHAWAR

PIE: 091-9219003
kpkept@gmail.com

vi) Your acts and omission enumerated herein above make it evident that your above conduct was highly objectionable rather exposed you to the criminal proceedings that your conduct and activities mentioned above valid ground for disciplinary action as prescribed under the Khyber Pakhtunkhwa Government Servants (Efficiency & Disciplinary) Rules, 2011. As a result thereof, I, as Competent Authority, have tentatively decided to impose upon you one or more penalties as provided under Rule 4 of the said Rules by dispensing the inquiry as sufficient evidence of your misconduct is before the authority.

vii) You are, therefore, required to show cause, as to why the aforesaid penalties should not be imposed upon you, and also intimate whether you desire to be heard in person.

viii) If no reply to this notice is received within seven (07) days of its delivery, it shall be presumed that, you have no defence to put in, and in that case, an ex-parte action shall be taken against you.


Competent Authority
Chairperson
(Mr. Justice (R) Syed Afsar Shah)

10.1.2022

Copy forwarded to:

- Registrar EPT.
- Hameed Ullah Naib Qasid (BPS-03)
- Personal file official concerned.

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KHYBER PAKHTUNKHWA
ENVIRONMENTAL PROTECTION TRIBUNAL
PESHAWAR

PH: 091-9219003
kpkept@gmail.com

No. EPT/Admn/2022/623

Dated: 21/01/2022

Final Show Cause Notice

1) I, Justice @ Syed Afsar Shah, Chairperson, Khyber Pakhtunkhwa Environmental Tribunal Protection Peshawar, as Competent Authority, under the KPK government servants, (Efficiency and Discipline) Rules 2011, after receiving your reply to the show cause notice dated 10-01-2022, you accused/official Hamid Ullah Naib Qasid (BPS-03) had shifted the responsibility on the registrar of the Tribunal who being Administrative In-charge of the Tribunal made report against you which speaks about the malafide on your part and to save your own skin from the charges which are highly objectionable and are moral turpitude.

2) That audio recording between you and the registrar has been saved in the USB, the English translate of which is also attached with this show cause notice and where you had admitted allowing of people of immoral character to the chamber and then to the washroom of the chairperson.

3) In the given circumstance, you are required to show cause as to why major penalty under (E&D rules 2011) from dismissal of service should not be imposed upon you.

4) You are, therefore, required to show cause, as to why the aforesaid penalties should not be imposed upon you and also intimate whether you desire to be heard in person.

5) If no reply to this final notice is received within Seven (07) days of its delivery, it shall be presumed that, you have no defence to put in, and in that case, an ex-parte action shall be taken against you.

Competent Authority
(Mr. Syed Afsar Shah)
Chairperson
Environmental Protection Tribunal

Copy forwarded to:

- Registrar EPT.
- ✓ Hameed Ullah Naib Qasid (BPS-03)
- Personal file official concerned.

21.1.22

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DRAFT TRANSCRIPTION/TRANSLATION OF AUDIO RECORDING



Q-1. What time these people came?

A. It was approximately 2.30pm.

Q-2. Who were present in office at that time?

Q-3. Who else apart from you were in office?

A. All had left and I had done for the day and was in my room. My guests came here.

Q-4. How many people?

A. Four (4) persons.

Q-5. They were your friends, four (04) of them.

A. Yes. They had come from Swat. There were too many people in room so I made them sit here.

Q-6. So they were using "Sathi" and throw it there. Now confirm for me here and give me the confirmation that when Sathi used, no one brings "Sathi" from there but they will throw it away.

A. Some had left and some were here.

Q-7. Or this activity has taken place here.

A. I swear (Qasm) that it hasn't taken place here.

Q-8. But there are two things here.

A. I swear by religion that it hasn't taken place here.

Q-9. My mind doesn't accept this. Hameed Khan. But there are two things here. If you say that these persons throw Sathi in the Chairman's office and they brought it from there, did not throw it on the way but here. Do you believe this?

A. Can't say anything.

Q-10. Who else was there with them?

28

A. Where?

Q-11. The Camera switch was unplugged. Why? The Cameras were off. Why?

A. The Cameras are laying electricity was going and coming (fluctuation) so I turned them off.

Q-12. No. No. No.

A. I swear by religion. The electricity was going and coming and that's why.

Q-13. The electricity spark is not caused by it. You have committed grave mistakes yesterday.

Q. You have switched off the camera.

A. No. When I leave I turned off the camera. The electricity was going and coming (fluctuation).

Q-14. Who put of these persons do "transgender" business?

A. All four (04) of them.

Q-15. Were transgender with these four persons yesterday?

A. No. Yesterday no transgender accompanied these persons. They were leaving.

Q/A. Hamced. You have to explain these matters to the Chairman. Give me in writing the words you have used. Give me in writing as I will give you the explanation. Give me in writing. Ok. The remaining/rest you will explain to the Chairman, sorry I can't help you in this matter. This is not an office but an immoral place.



Aneel E (26)

جواب نوٹس:

جناب عالی!

شوکانو نوٹس مورخہ 10-01-2022 کے جواب میں درج ذیل عرض کرتا ہوں۔

1. سائل کے خلاف الزام سراسر بے بنیاد ہے۔
2. رجسٹرار EPT (نعیم اللہ) نے سائل کے خلاف نام نہاد رپورٹ ذاتی عناد کی بنیاد پر دی ہے۔ سائل کا ہاتھ روم کے ساتھ کوئی سروکار نہیں ہے یہ خاکروب کی ڈیوٹی ہے۔
3. سائل کے خلاف الزام کا کوئی جواز نہیں۔ منادقت مبینہ جرم نہیں بتایا گیا نہ ہی تاریخ دی گئی ہے۔ رجسٹرار (نعیم اللہ) کی رپورٹ مورخہ 05-01-2022 مفروضہ جات پر مبنی ہے۔ رجسٹرار (نعیم اللہ) مذکور سائل کے ساتھ کلاس فور ایک سال قبل تھا اور ذاتی وجوہات کی بنیاد پر اور دفتری مخالفت کی وجہ سے سائل کے خلاف جھوٹا الزام لگایا گیا ہے۔
4. Show Cause Notice کے پیر گراف نمبر 2 میں سائل پر یہ الزام لگایا گیا ہے کہ اس نے Transgender کو لایا تھا اور اس کے ساتھ جو دوست آئی تھی وہ Transgender کا کاروبار کرتی ہے۔ اب میرا Competent Authority سے سوال ہے کہ جو ڈیشنل سپلیکس میں اتنی زیادہ سیکورٹی کے باوجود میں Transgender کیسے لاسکتا ہوں۔ عزت مآب چیئرمین صاحب EPT سب پولیس والوں سے پوچھ سکتے ہیں اور سیکورٹی انچارج سے پوچھ سکتے ہیں اور اس کے علاوہ CCTV کمروں میں بھی دیکھ سکتے ہیں جو اس پوری بلڈنگ میں نصب ہیں۔ اس سے زیادہ میں اپنی بے گناہی ثابت کرنے کیلئے اور کیا ثبوت دور ہی بات Condom کی تو وہ رجسٹرار (نعیم اللہ) میرے ساتھ ذاتی عناد کی بنیاد پر شاید اس نے ڈالا ہو گا اور مجھے بدنام کرنے کیلئے رجسٹرار نے سارا کھیل کھیلا ہے۔ جناب چیئرمین صاحب EPT میرا آپ سے یہ گزارش ہے کہ آپ میرے اور رجسٹرار (نعیم اللہ) کے Character کے بارے میں پوری سٹاف ممبرز سے پوچھ سکتے ہیں۔
5. دفتر کی چابی صرف سائل کے پاس نہیں ہوتی بلکہ ایک چابی رجسٹرار (نعیم اللہ) کے پاس بھی ہوتی ہے۔
6. سائل کی ڈیوٹی لسٹ میں ہاتھ روم کی صفائی شامل نہیں ہے اور نہ ہی رجسٹرار (نعیم اللہ) کی ڈیوٹی ہے کہ وہ ہاتھ روم میں جا کر کموڑ کی تصویریں لیں سائل کے خلاف کموڑ کو فلٹیش کرنے کا کوئی ثبوت نہیں ہے۔ مفروضہ تصویر کنڈوم رجسٹرار نے کہا ہے لی یہ امر شہادت کے بغیر ثابت نہیں ہو سکتا۔

(27)

7. عزت مآب چیئر پرسن کے دفتر سے کاغذ کا ایک پُر زابھی تک آگے پیچھے نہیں ہوا ہے۔ کوئی مہمان ساکل نے چیئر مین صاحب کے دفتر میں نہیں بٹھایا ساکل نے CCTV کیمریں بند نہیں کی ہے اور یہ کام ساکل کے علاوہ جسٹرار، خاکروب یا دیگر نائب قاصد بھی کر سکتے ہیں۔ اگر جسٹرار (نعیم اللہ) ساکل کے خلاف یہ الزام لگاتا ہے تو اسے انکوائری میں یہ الزام ثابت کرنا ہوگا۔

8. جسٹرار (نعیم اللہ) کی بدینتی اس امر سے ظاہر ہے کہ اس نے کنڈوم کی تصویر نہ جانے کہاں سے لی اور پھر سے USB میں محفوظ کیا

9. ساکل دفتر بند کر کے وقت پر چلا گیا تھا۔

10. جسٹرار (نعیم اللہ) کی ساکل کے خلاف ذاتی عناد اس امر سے بھی ثابت ہوتا ہے کہ اس نے منسوبہ بندی کے تحت جملہ اشیاء کو ریکارڈ کیا جو سراسر غلط اور حقیقت کے برعکس ہے۔

جناب عالی ساکل نے تمام نوکری دیانتداری سے کی ہے اور آج تک کسی قسم کی Explanation بھی نہیں کی گئی۔

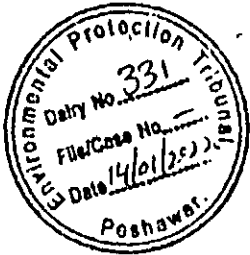
ساکل بے گناہ ہے الزامات کی تصدیق بذریعہ انکوائری / شہادت کی استدعا عزت مآب سے کرتا ہے اور بغیر شہادت کے الزام پر ساکل کے خلاف کارروائی فطرت کے ذریعہ اصول No Person Should be Condeme کے خلاف

ہے۔

حمید اللہ نائب قاصد EPT پشاور

الرقوم : 14/01/2022

Received on 14/01/2022



Anon F (28)



KHYBER PAKHTUNKHWA
ENVIRONMENTAL PROTECTION TRIBUNAL
PESHAWAR

PH: 091-9219003

kpken@gmail.com

No./EPT/Admn/22/ 624.

Dated the 31-Jan-2022

Order

- I) WHEREAS on the report of Registrar dated 07-01-2022 about your immoral activities, access of guests of immoral character to the chamber of Chairperson of the Tribunal during the days when the Chairperson was on winter spell you were issued a show cause notice on 10-01-2022 where charges were explained to you with added direction to give reply to the said show cause notice within seven (7) days.
- II) That the show cause notice was dully replied by you where you shifted the burden on the registrar of this court.
- III) That after going through your reply dated 14-01-2022 which was not only unsatisfactory but was based on assumption, final show cause was given to you on 21-01-2022 which was replied by you on 26-01-2022.
- IV) That during the incident the registrar recorded your audio voice which is saved in the USB with English translation dully attested.
- V) That your reply, stance taken by you during the personal hearing and audio recording negates the facts available on record and expose your conduct as a Naib Qasid attach to the authority.
- VI) That on one hand you says that the CCTV cameras was off because of power fluctuation but on the other hand you denied that you have switched off the cameras.
- VII) That as per report of IC special branch dated 12-01-2022 the system was properly functioning and that there was no fluctuation, that in fact in order to conceal the evidence you have switched off the CCTV Cameras.
- VIII) That the registrar noticed condom in the commode of the washroom which was confirmed by Shahzad Hussain Naib Qasid whose statements is available on file.

IX) That even if the guests were not of immoral character how you allowed them to have access to chamber of the Chairperson, that in your audio recording you had admitted the above fact.

X) That there are confidential files in the chamber of the Chairperson and your act of permitting stranger to the said chamber expose you to the criminal proceedings.

XI) That as per your version the audio recording made by the Registrar is pre planted but it is nothing rather barking towards moon as you failed as to why he leveled charged of immoral character against you.

XII) That you had not denied the conversation made between you and the Registrar saved in the USB which was recorded just after the incident.

XIII) That in view of the report of the Registrar dully supported by images, taken from the commode (also seen by another Naib Qasid as well whose statement is also available on file), audio recording where you had admitted at least the bringing of guests of immoral character to the chamber of the Chairperson, inconsistent statements given by you in writing and during your personal hearing you are found guilty of gross misconduct.

XIV) That since sufficient evidence is available against you accused/official Hamid Ullah (Naib Qasid BPS-03), therefore, the enquiry as required in rule 5 of the Act is dispensed with by the Competent Authority.

XV) NOW, THEREFORE, the undersigned in the capacity of Competent Authority imposes major penalty of dismissal from service under (E&D) rule 2011 section 4(1)(b)(iv) of the ibid Rules and hence dismiss you accused/official Hamid Ullah (Naib Qasid BPS-03) from service with immediate effect.

~~Chairperson~~
Mr. Justice @ Syed Aisar Shah
Environmental Protection Tribunal
Peshawar
31.1.2022

Copy forwarded to.

1. The Accountant General KPK Peshawar.
2. The Registrar EPT Peshawar.
3. The Accounts Clerk EPT Peshawar.
4. The Official concerned by name.

Anex 29

30

To

The Chairman
Environmental Protection Tribunal Peshawar.

Subject: Departmental appeal against the order dated 31 January 2022.

Reference to the subject noted above the appellant respectfully submits as under:

1. That the appellant is obedient and respectful employee of this Hon'able Environmental Protection Tribunal and served the office in the capacity of Naib Qasid to the best of his ability and understanding.
2. That the allegation leveled by the Senior Stenographer (acting Registrar EPT) is baseless and mis-leading which gave rise to the un-fateful episode.
3. That Senior Stenographer has personal grudges with the appellant since his appointment as Driver in the EPT and later on he was appointed as Senior Stenographer.
4. That senior stenographer has attitude problem and remained involved in allegation leveled against other employee of the Tribunal.
5. That on such flimsy and empty allegation the appellant may not be forced for such major penalty of removal from service.
6. That mere telephonic discussion with registrar in informal manner may not be considered as confessional statement of the appellant as the appellant has unblemished record before your worthy office.
7. That major penalty mentioned in the subject of this appeal violates the fundamental rights of the appellant which are protected by the Constitution of Islamic Republic of Pakistan.
8. That the appellant belongs to a respectable family and enjoys peaceful life and the allegation leveled against him will damage his reputation for ever.

It is humbly submitted that major penalty imposed against the appellant may please be set aside on humanitarian as well as legal basis because the appellant assures your honors to abide by the law.



Hameed Ullah

Naib Qasid

EPT, Peshawar.

Dated, 10-2-2022.

AM

Anex H (31)



KHYBER PAKHTUNKHWA ENVIRONMENTAL
PROTECTION TRIBUNAL PESHAWAR

PH: 091-9219003

info@epptribunal.gov

No./EPT/Admiv20/ 277

Dated: 02/06/2020.

The following employees of EPT have to perform the following duties

Mr. Naeem Ullah (P.S to Chairman/ Acting Registrar).

1. To maintain diary for Chairman EPT.
2. To receive files from EPA with the help of Mr. Mehtab Alam.
3. To attend the calls.
4. To prepare Court tours/Camp Court.
5. To contact all the department regarding officials work.
6. To keep record of vehicle.
7. To arrange meetings of Chairman.

Mr. Naveed Khan (Accountant)

1. To maintain accounts record.

Stenographers

1. To prepare daily order sheets/Judgements authored by Chairman EPT.
2. To record evidence, statement of accused, PWs produced by public prosecutor/Lawyers.

Mr. Muisam Khan (Reader)

1. To maintain diary/register.
2. To prepare cause list with the help of Stenographers.
3. To complete file paging number/index etc. after the decision for consignment.
4. To control the class IV staff inside the court.
5. To prepare and sent files on requisition from High Court/Courts of appeal.

Mr. Mehtab Alam.

1. To collect application etc. /order sheet.
2. To maintain of record room.
3. To convey the messages/information to other departments.
4. To maintain admin files.
5. To maintain service books.
6. To assist Mr. Naeem in respect of all administrative matters.
7. To maintain attendance register and leave record with the supervision of Acting Registrar.

Mr. Bashirat Qayyum (Record room incharge).

1. To keep Record.
2. To issue notice/ summon.
3. To maintain dispatch register.
4. Numbering of all new files/ cases submitted by EPA
5. To maintain stationary.

Mr. Marjan Ali

32

Mr. Ahsan Hassan Khan

1. Prepare daily Chairman files.
2. Prepare tea & cleaning of tea cups/etc.
3. To operate the photo state machine.

Mr. Shahzad Hassan

1. Cleaning all disk, chairs inside the court room and the chamber of Chairman.
2. To make calls in Court Room.
3. Assist to Mr. Maisam.

Mr. Hameed Ullah.

1. To perform duty during court hours.
2. To assist all stenographers inside the court during duty hours.
3. To bring files from record room to court and then back to the record room.

Mr. Fahcem Ullah.

1. Assist Stenographers & Mr. Maisam during the court hours.
2. To convey all order sheet from court/ chairman chamber.
3. Watering of all trees/ plants of EPT and take care.

Mr. Sheraz Khan

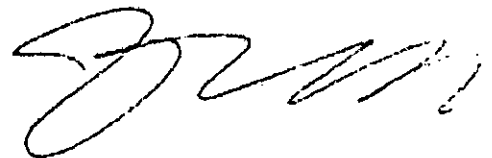
1. Prepare Member technical files.
2. Bailiff of the court.
3. Write Summon/ warrant in case of absence of Mr. Basharat Qayyum.

Mr. Ahsan Farooq

1. Prepare Member Legal file.
2. To convey letters to other departments.
3. To wash and maintain Chairman's Car.

Mr. Nasir Khan.

1. To drive car of Member Legal
2. To receive notices, when required.



Chairman
{Environmental Protection Tribu.

وکالت نامہ

33

احدالت جناب..... لئیابور سرورس ٹریبونل لئیابور

منجانب..... اسلڈنگ

عبداللہ..... نام..... حیرین انور ٹریبونل لئیابور

دعویٰ یا جرم..... سرورس اسلڈنگ

باعث تحریر آنکہ! نامہ

لئیابور.....

اندریں مقدمہ عنوان بالا اپنی طرف سے برائے ہیروئی و جواب دہی بہ تمام

سید احمد منشاہ (مقدمہ) صاحب

کو بیڈس شرف وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختیار خاص رُوبہ عدالت حاضر ہوں گا اور بوقت پکارے جانے وکیل صاحب موصوف کو اطلاع دیکر حاضر کروں گا۔ اگر کسی پیشی پر مظہر حاضر نہ ہو اور غیر حاضری کی وجہ سے کسی طور پر مقدمہ میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام پکھری کے علاوہ کسی اور جگہ سماعت ہو یا پکھری کے اوقات کے آگے پیچھے سماعت ہونے پر مظہر کو کوئی نقصان پہنچے تو صاحب موصوف ذمہ دار نہ ہوں گے اور صاحب موصوف کو عرضی دعویٰ اور درخواست اجراء کے ذکر و نظر ثانی، اپیل نکرانی دائر کرنے نیز ہر قسم کی درخواست پر دستخط تصدیق کرنے کا بھی اختیار ہوگا اور کسی حکم یا ڈگری کے اجراء کرنے اور ہر قسم کاروبار وصول کرنے اور رسید دینے اور داخل کرنے کا ہر قسم کا بیان دینے اور سپرد ثانی و راضی نامہ و دستبرداری و اقبال دعویٰ کا اختیار ہوگا اور بصورت اپیل و برآمدگی مقدمہ یا مفسوخ ذگری یکطرفہ درخواست حکم اتنا ہی یا فیصلہ نقل از میں ذکر و اجراء کے ذکر بھی صاحب موصوف کو بشرط امانت علیٰ عہدہ ہیروئی مختار نامہ کرنے کا مجاز ہوگا۔ بصورت ضرورت بدوران مقدمہ یا اپیل و نکرانی کسی دوسرے وکیل یا ایئر سٹر کو بجائے خود یا اپنے ہمراہ مقرر کریں اور ایسے مشیر قانونی کو بھی اس امر میں وہی اختیارات حاصل ہوں گے جیسے صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں تو صاحب موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ کی ہیروئی نہ کریں اور ایسی حالت میں میرا مطالبہ صاحب موصوف کے برخلاف نہیں ہوگا۔ مجھے کل ساختہ پرداختہ موصوف مثل ذات خود منظور و قبول ہوگا۔ لہذا وکالت نامہ لکھ دیا ہے تاکہ سند آ رہے۔ مضمون وکالت نامہ سن لیا اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔

مورخہ..... 200

Attested & accepted
Attested

عبداللہ ولی محمد لئیابور
سنہ ۱۴۰۲ھ
محلہ راولپنڈی
منگورہ محلہ ماہرزی سوات