

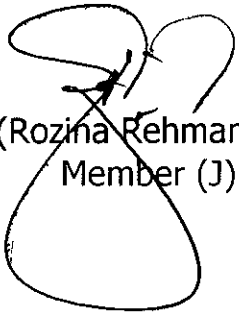
12.04.2021

Appellant present through counsel. Preliminary arguments heard. Record perused.

Points raised need consideration. Instant appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notice be issued to respondents for submission of written reply/comments. To come up for reply/comments on 30.06.2022 before S.B.

Rs-500/-
Amount Deposited
Security & Process Fee

A. Ullah
18/4/22


(Rozina Rehman)
Member (J)

30.06.2022

Appellant present in person. Mr. Kabir Ullah Khattak, Additional Advocate General for respondents present.

Learned AAG seeks time for submission of written reply/comments. Request accepted. To come up for reply/comments on 02.08.2022 before S.B.


(Fareeha Paul)
Member (E)

The appeal of Mr. Ihtisham Ex-Constable no. 2343 FRP Peshawar Range received today i.e. on 14.03.2022 is incomplete on the following score which is returned to the counsel for the appellat for completion and resubmission within 15 days.

- 1- Copy of order dated 26/11/2021 is illegible which may be replaced by legible/better one.
- 2- Copy of departmental appeal is not attached with the appeal which may be placed on it.

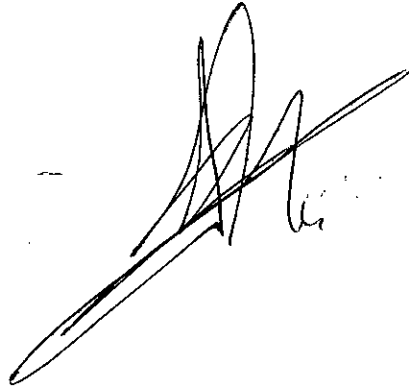
No. 671 /S.T,

Dt. 15-3- /2022


REGISTRAR,
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Sahibzada Inam-ur-Rehmna Adv. Pesh.


Re Submitted 8/4/2022



Respected Sir,

1. objection no.1 is removed.
2. the copy of departmental appeal is not available with appellat but appellate order is available on file. So, the departmental appeal may be requisition from deptt.

Re Submitted

 11-4-22.

**BEFORE THE HONBLE KHYBER PAKHTUNKHWA
SERVICES TRIBUNAL PESHAWAR**

APPEAL NO. 561 /2022

IHTISHAM

VERSUS

POLICE DEPTT

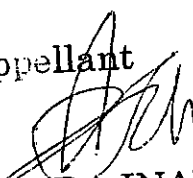
INDEX

S#	Description of Documents	Annex	Pages
1.	MEMO OF APPEAL		1-4
2.	CONDONATION OF DELAY APPLICATION		5
3.	COPY OF ORDER	A	6
4.	COPY OF REJOINDER	B	7
5.	COPY OF CHARGE SHEET	C	8-9
6.	COPY OF REPLY	D	10
7.	COPY OF PERSONAL Remand Order	E	11
8.	COPY OF FINAL APPELLATE	F	12
9.	WAKALAT NAMA		13

Dated : 14-03-2022

Appellant

Through


SHAIBZADA INAM UR
RAHMAN DIRVE
Advocate High Court,
Peshawar.

①
BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

APPEAL NO. _____/2022

Ihtisham Ex-Constable No. 2343
FRP Peshawar, Range.

.....(Appellant)

VERSUS

1. The IG Police, Khyber Pakhtunkhwa Peshawar.
2. The Dy: Commandant FRP, KP, Peshawar.
3. The Commandant FRP, KP, Peshawar.

.....(Respondents)

APPEAL UNDER SECTION 4 OF THE KP SERVICES TRIBUNAL ACT, 1974 AGAINST THE FINAL APPELLATE ORDER DATED 26.11-2021 WHEREBY THE APPELLANT WAS AWARDED PUNISHMENT OF FORFEITURE OF THREE MONTHS APPROVED SERVICE ILLEGALLY WITHOUT LAWFUL AUTHORITY.

PRAYER:

THAT ON THE ACCEPTANCE OF THIS APPEAL, THE ORDER DATED 26.11.2021 MAY KINDLY BE MODIFIED TO THE EXTENT OF FORFEITURE OF THREE MONTHS SERVICE AND THE PERIOD TREATED AS LEAVE WITHOUT PAY TO REINSTATEMENT IN TO SERVICE WITH ALL BACK AND CONSEQUENTIAL BENEFITS. ANY OTHER REMEDY WHICH THIS AUGUST TRIBUNAL DEEMS FIT AND APPROPRIATE THAT MAY ALSO BE AWARDED IN FAVOR OF APPELLANT.

2

RESPECTFULLY SHEWETH:

FACTS:

1. That the appellant was appointed in police department FRP as a constable and Performing his duty with the entire satisfaction of his superior.
2. That the appellant was transferred on complaint basis from FRP Peshawar Range to FRP Malakand Range vide order dated 24.11.2020 but the appellant was directed to performed his duties with the Dy: commandant FRP, on direction the appellant performing his duties with Dy: Commandant FRP. **Copy of order and Roznamcha is attached as annexure-A & B.**
3. That the charge sheet was issued to the appellant on basis of absentia, which was properly replied by the appellant and denied the allegation therein. the ex-party inquiry was conducting against the appellant because the appellant was not associating with the same which is against the law and norms of the justices. **Copy of charge sheet and statement of allegation and reply is attached as annexure-C & D.**
4. That neither the show cause notice was served upon the appellant nor inquiry report was provided to appellant to defend himself and directly the removal order was passed vide order dated 17- 12- 2020. **Copy of the removal order is attached as annexure-E.**
5. That the appellant feeling aggrieved filed departmental appeal against the impugned order which was accepted vide order dated 26.11.2021 and the appellant was re-instated into service and penalty of removal was converted into forfeiture of three months approve service and intervening period treated as leave without pay. The appellant being feeling aggrieved from the order dated 26.11.2021 therefore constrained to filed this appeal' on the following grounds amongst other. **Copy of impugned appellate order is attached as annexure-F.**

GROUND:

- A. That authority has passed that impugned order without properly evaluating the evidence and material on record. The evidence supporting the case of appellant was wrongly brushed aside and

3

disbelieved without advancing any reasons and grounds. So the impugned order liable to be modified to the extent of forfeiture of three months approve service and leave without pay.

- B. That the inquiry report along with the show cause was also not provided to the appellant, which is clear violation of Superior Court judgment. That principal is also held in the appeal of the **Waleed Mehmood vs Police Deptt.**
- C. That the impugned order is clear violation of supreme court judgment that charge sheet and statement of allegation not only be issued but shall be communicated to the person by before imposing major punishment to the accused.
- D. That no proper and regular inquiry was conducted. Neither the appellant was associated with the enquiry proceedings nor any statement of witnesses recorded in the presence of appellant. Even a chance of cross examination was also not provided to the appellant which is violation of norms of justice.
- E. That the sufficient grounds of innocence of the appellant exist as per provision of supreme court judgment cited as NLR 2005 TD supreme Court Page 78" as no one punished for the fault of others. So the impugned order is illegal.
- F. That according to Federal Shariyat court Judgment cited as **PLD 1989 FSC 39** the show cause notice is must before taking any adverse action, non-issuance of show cause notice is against the injunction of Islam. Hence the impugned order is liable to be set-aside.
- G. That the show cause is the demand of natural justice and also necessary for fair trial and also necessary in light of injunction of Quran and Sunnah but show cause was not given to the appellant. So, fair trail denied to the appellant which is also violation of Article 10-A of the constitution. Further it is added that according to reported judgment cited as **1997 PLD page 617** stated that every action against natural justice treated to be void and unlawful. Hence impugned order is liable to be set-aside. The natural justice should be considered as part and parcel of every statute according to superior court judgment cited as **2017 PLD 173 and 1990 PLC cs 727.**
- H. That no show cause notice was issued before taking adverse action which is violation of Superior Court judgments cited as **1987**

(4)


SCMR 1562, 2019 PLC cs 811, 2008 PLC cs 921 and 209 SCMR 605. Further it is added that inquiry report was also not provided to the appellant which was also violation of Superior Court judgments cited as 1981 PLD SC 176 and 1987 SCMR 1562.

- I. That the attitude and conduct of the Department shows that they were bent upon to remove the appellant at any cost.
- J. That there is no chance of self-defense was provide to the appellant and according to Supreme Court judgment mere on the basis of allegation no one should be punished.
- K. That it is the maxim of the law (audi alteram peltrum) that no one should be unheard, and the impugned order is also passed in violation of article of 10-A OF the constitution of Pakistan which told us about the fair trial which was the fundamental right of the appellant but denied to the appellant. So the impugned order is not tenable in the eye of law.
- L. That the impugned order is against the articles 2A , 4,and 25 , of the constitution of Pakistan 1973.
- M. That no chance of personal hearing was provided to the appellant and as such the appellant has been condemned unheard throughout.
- N. That the appellant seeks permission to advance others grounds and proofs at the time of hearing.

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

**APPELLANT
IHTISHAM**

THROUGH:


Sahibzada Inam-ur-Rahman Diru
ADVOCATE, HIGH COURT.

5

BEFORE THE KP SERVICE TRIBUNAL PESHAWAR

APPEAL NO. _____/2022

Ihtisham

V/S

Police Deptt:

**APPLICATION FOR CONDONATION
OF DELAY IN THE INSTANT APPEAL**

RESPECTFULLY SHEWETH:


1. That the instant appeal is pending before this Honourable Tribunal in which no date has been fixed.
2. That the appellant was removed from service illegally. According to superior court judgment when order was not passed according to law the said is is void order and no limitation run against the same(2015 SCMR 795).
3. That the august Supreme Court of Pakistan has held that decision on merit should be encouraged rather than knocking-out the litigants on technicalities including limitation. Therefore, appeal needs to be decided on merit (2003, PLD (SC) 724.
4. That according to sec-30 of Epidemic Control and Relief Act 2020, limitation was frozen hence the appeal of the appellant may treated in time, otherwise, the appeal of the appellant on merit is good enough to be decided on merits.

It is therefore most humbly prayed that the instant appeal may be decided on merit by condoning the delay to meet the ends of justice.

APPELLANT

Ihtisham

THROUGH:


Sahibzade Inam-ur-Rahman D

ADVOCATE, HIGH COURT.



6

OFFICE OF THE
COMMANDANT FRONTIER RESERVE POLICE
KHYBER PAKHTUNKHWA PESHAWAR

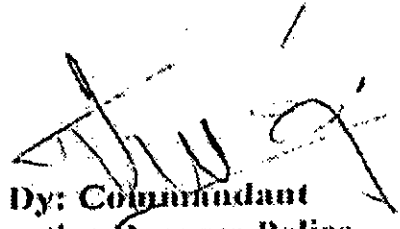
Email: frpkpk@mail.com

No. 10841-45 /OASL dated 24/11/2020, P/o No. 091-9214114 Fax No. 091-9212602

O.R.D.E.R

The following lower subordinates of FRP KPK are hereby transferred and posted on complaint basis with immediate effect.

S.No	Name & No	From	TO
1.	FC Ihtisham No.2343	FRP Peshawar Range	FRP Malakand Range
2.	FC Khaista Rahman No. 764	FRP HQrs Peshawar	FRP Hazara Range


Dy: Commandant
Frontier Reserve Police
Khyber Pakhtunkhwa Peshawar

Copy of above is forwarded for information and necessary action to the:-

1. Superintendent of Police FRP Peshawar Range Peshawar.
2. Superintendent of Police FRP Malakand Range.
3. Superintendent of Police FRP Hazara Range.
4. Acct / SRC FRP/HQrs Peshawar.

(7)

B

در ایستگاه اطلاع

سپاه پاسداران ساعت ۱۲:۳۰ ب.ع. ایستگاه تهران - ۱۱/۲۰

موضوع

من ماکو به درخواست اطلاع می‌دهم که ملازمان و همکاران ایشان ۲۳۴۳
 خانسارهای ۷۶۴ بود که به افسران مابین کلازین
 گشته که کوهسار الحاکم می‌باشد. در این مورد نیز کلاه
 و دستکش و سایر تجهیزات سرانجام در تهران گم شده است. این
 اطلاع در تاریخ ۱۱/۲۰ در روز کور و با ملازمان کوهسار
 و در تهران سرانجام در تهران گم شده است. در تاریخ ۱۱/۲۰
 در تهران در کوهسار الحاکم در تهران کوهسار کاروان
 افسران مابین کوهسار الحاکم -

مهره علیا

مهره علیا



mm | P Line
28/11/2020



OFFICE OF THE COMMANDANT
FRONTIER RESERVE POLICE
KHYBER PAKHTUNKHWA, PESHAWAR.
Ph. No. 091-9212602 Fax No. 091-9214114

CHARGE SHEET

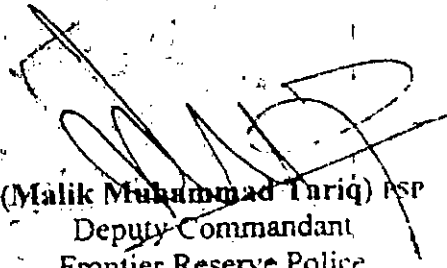
I, Malik Muhammad Tariq, Dy: Commandant FRP Khyber Pakhtunkhwa, Peshawar as competent authority, under Khyber Pakhtunkhwa Police Rules 1975 hereby charge you Constables Khaista Rahman No. 764 FRP HQrs. and Jhtisham No. 2343 for committing the Omission / Commission that:-

Constables of this establishment while posted at CCP Platoon Peshawar and closed to FRP / HQrs: on the direction of the competent authority but deliberately failed to obey the order of superiors which is a gross misconduct on his your part and punishable Under Section 118 of the Khyber Pakhtunkhwa Police Rules 1975 amended in 2014 and you both constables absented yourselves from lawful duty with effect from 18.11.2020 till date.

You are, therefore, required to submit your written defense within (07) seven days of the receipt of this charge sheet to the Enquiry Committee / Enquiry Officer as the case may be.

Your written defense, if any, should reach the Enquiry Officer / Enquiry committee within the specified period, failing which it shall be presumed that you have no defense to put in and in that case ex-parte action shall follow against you.

A statement of allegations is enclosed.


(Malik Muhammad Tariq) DSP
Deputy Commandant
Frontier Reserve Police
Khyber Pakhtunkhwa
Peshawar.

No. 1730/PA

Date. 1-12-2020



(9)

**OFFICE OF THE COMMANDANT
FRONTIER RESERVE POLICE
KHYBER PAKHTUNKHWA, PESHAWAR**
Ph: No. 091-9212602 Fax No. 091-9214114

Statement of allegation

I, **Malik Muhammad Tariq, Dy: Commandant FRP Khyber Pakhtunkhwa, Peshawar** am of the opinion that Constables Khaista Rahman No. 764 / FRP HQrs: and Ihtisham No. 2343 have rendered themselves liable to be proceeded against departmentally, as they have committed the following acts/omission within the meaning of Khyber Pakhtunkhwa Police Rules 1975 amended in 2014.

That they while posted at CCP Platoon Peshawar and closed to FRP / HQrs: on the direction of the competent authority but they failed to obey the order of the superiors which is gross misconduct on their part and punishable Under Section 118 of the Khyber Pakhtunkhwa Police Rules 1975 amended in 2014. The defaulter constables absented from lawful duties with effect from 18.11.2020 till date.

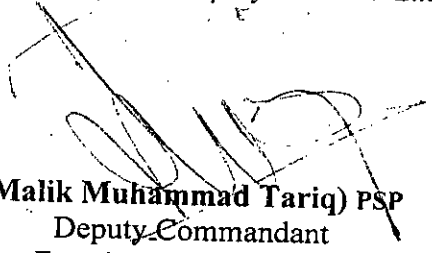
For the purpose of enquiry against the said officials with reference to the above allegations an Enquiry Officer / Enquiry Committee consisting of the following is constituted.

Mr. Jehanzeb Khan, SSP/FRP Peshawar Range

Mr. Noor Zamin Shah, DSP FRP HQrs: Peshawar


The Enquiry Officer / Enquiry Committee shall, in accordance with the provision of the said Rules, provide reasonable opportunity of hearing to the accused, record & submit its findings within **14 days** of the receipt of this order, and make recommendations for punishment or other appropriate action against the accused officials.

The defaulter officials and a well conversant representative of the department shall remain present in the proceedings on the date, time and place fixed by the Enquiry Officer / Enquiry Committee.


(Malik Muhammad Tariq) PSP
Deputy Commandant
Frontier Reserve Police,
Khyber Pakhtunkhwa,
Peshawar

CNIC 17103-0382604-1

FDs 0305-9202434


01/12/20

(15) بیان دیگر کینٹ اہتمام الحف 2343

D

کسٹمر ہارٹ آف کارپوریشن - اس کے ساتھ ساتھ خود اپنے
خود سے کہہ سکتے ہیں کہ وہ 18 11/20 کو اپنے فنانس
سے اطلاع دہول پر کہہ کر اپنے کلیہ افسانوں پر HRP کو
پہلے سے اپنے فنانس لکھی تھی -

this Reply received by
PA/Adman. 9/12/2020

پہلے سے اس کے ساتھ ساتھ خود اپنے
کے افسانوں کے لئے سے کہا گیا تو کہنا - اس کے ساتھ ساتھ
اس کے ساتھ ساتھ خود اپنے فنانس لکھی تھی -
کسٹمر ہارٹ پر اطلاع دیا تو وہ اپنے فنانس لکھی تھی -
ملا کہ دیگر کینٹ اہتمام الحف 2343 کے ساتھ ساتھ خود اپنے
سے اور دیگر سے لکھی تھی کہ اس کے ساتھ ساتھ خود اپنے
تو اس کے ساتھ ساتھ خود اپنے فنانس لکھی تھی -

اس کے ساتھ ساتھ خود اپنے فنانس لکھی تھی -
تو اس کے ساتھ ساتھ خود اپنے فنانس لکھی تھی -
واقف و غیر واقف (فائل) کو اس کے ساتھ ساتھ خود اپنے
آئندہ کیلئے فنانس لکھی تھی -

Handwritten signature

کینٹ اہتمام الحف 2343

O.R.D.E.R.

This order will dispose off the Departmental Enquiry against Constable Ihtisham No. 2343 of FRP/PR: Peshawar.

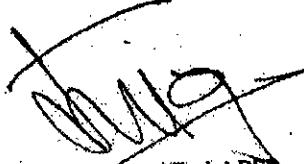
Brief facts of the case are that Constable Ihtisham No. 2343 of FRP PR. Peshawar posted at CCP Platoon Peshawar and closed to FRP/HQrs; on the direction of the competent authority, but remained absent from lawful duty w.e. from 18.11.2020 to 27.11.2020 for the total period of (09) days without taking leave permission of the competent authority. In this regard charge sheet was issued vide this office No. 1730/PA dated 01.08.2020 and a committee constituted of the following officers to the dig out findings of the matter:

1. Mr. Jehanzeb Khan (SSP/FRP Peshawar Range)
2. Mr. Noor Zamin Shah (DSP/FRP/HQrs)

The enquiry committee submitted finding report wherein mentioned that constable Ihtisham No. 2343 of FRP/PR was closed to FRP/HQrs, therefore being a member of Police/Discipline Force, he should obey the order of High-ups and should submit report right on time. According to DD report No.11 dated 20.11.2020. he was informed through control room of FRP/HQrs time and again as you are closed to FRP/HQrs Line but failed to submit arrival report and using delay tactics and also approach to High-ups of CCP Peshawar which is gross misconduct on his part and punishable under section 118 of Khyber Pakhtunkhwa Police Rules 1975 Amendment 2014. The Enquiry committee further added that the said constable is found guilty and recommended for major punishment.

In view the aforementioned facts, recommendations of the Enquiry Officer and other material available on record it has come crystal clear that the said Constable has deliberately disappeared/absented himself from duty without any leave/information. Being a member of the discipline force, he does not take interest in his official duty and not fit for Police active duties.

Keeping in view the findings narrated above, I, Malik Muhammad Tariq, PSP, Deputy Commandant FRP Khyber Pakhtunkhwa Peshawar being a competent authority is hereby awarded Major punishment of Removal from service of Constable Ihtisham No. 2343 of FRP/PR Peshawar under Police Rules 1975 amended 2014. However his absence period is treated as leave without pay.


(Malik Muhammad Tariq) PSP,
Deputy Commandant,
Frontier Reserve Police
Khyber Pakhtunkhwa Peshawar

No. 1806-07 /PA dated Peshawar, the 17 / 12 /2020.

Copy to the:-

1. Worthy Commandant, FRP Khyber Pakhtunkhwa Peshawar for information please
2. SP FRP PR for necessary action.



F ⑫

OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
PESHAWAR.

ORDER

This order is hereby passed to dispose of Revision Petition under Rule 114 of Peshawar Police Rule-1975 (amended 2014) submitted by Ex-FC. Ihtisham No. 2343. The petitioner was removed from service by Deputy Commandant, FRP, Khyber Pakhtunkhwa, Peshawar, Memo No. 1806-07 PA, dated 17.12.2020 on the allegations that he while posted at CCP Peshawar was absent from duty and was closed to FRP HQrs on the direction of the competent authority but he absented himself from duty on 18.11.2020 to 27.11.2020 for 09 days.

Meeting of Appellate Board was held on 26.10.2021 wherein petitioner was heard. The petitioner contended that he was performing his duty in CCP Peshawar.

The petitioner has long service of 06 years, 03 months & 07 days at his credit. It is noted that the petitioner is of the opinion that the penalty imposed on petitioner is harsh and decided that the petitioner is hereby reinstated in service and his punishment of removal from service is converted into forfeiture of 09 months approved service. However, the intervening period including period of absence from duty to be treated as without pay.

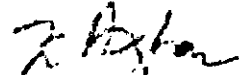
Sd/-

(MOAZZAM JAH ANSARI) PSP
(QPM, UNPM, NSWC)
Inspector General of Police
Khyber Pakhtunkhwa, Peshawar

No. S. 1446/21, dated Peshawar, the 28/11/2021

Copy of the above is forwarded to the:

1. Commandant, FRP, Khyber Pakhtunkhwa, Peshawar, (one Service Roll and one D-file of the above named FC received vide your office Memo No. 954 Sl Legal, dated 27.07.2021) returned herewith for your office record.
2. Deputy Commandant, FRP, Khyber Pakhtunkhwa, Peshawar
3. PSO to IGP/Khyber Pakhtunkhwa, CPO Peshawar
4. AIG/Legal, Khyber Pakhtunkhwa, Peshawar
5. PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa, Peshawar
6. PA to DIG/HQrs: Khyber Pakhtunkhwa, Peshawar
7. Office Supdt: E-IV CPO Peshawar


(ZEESHAN ASGHAR) PSP
AIG Establishment,
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar

**OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
PESHAWAR**

(12)

ORDER

This order is hereby passed to dispose of Revision Petition under Rule 11-A of Khyber Pakhtunkhwa Police Rule-1975 (amended 2014) submitted by Ex-FC Ihtisham No. 2343. The petitioner was removed from service by Deputy Commandant, FRP, Khyber Pakhtunkhwa, Peshawar vide order Endst: NO. 1806-07/PA, dated: 17.12.2020 on the allegation that he while posted at CCP Platoon Peshawar was closed to FRP HQrs: on the direction of the competent authority but he absented himself from duty w.e.f. 18.11.2020 to 27.11.2020 for 09 days.

Meeting of Appellate Board was held on 26.10.2021 wherein petitioner was heard in person. Petitioner contended that he was performing his duty in CCP Peshawar.

The petitioner has long service of 06 years, 03 months & 07 days at his credit. The Board in of the opinion that the penalty imposed on petitioner is harsh and decided that the petitioner is hereby re-instated in service and his punishment of removal from service is converted into forfeiture of three months approved service. However, the intervening period including period of absence from duty to be treated as without pay.

Sd/-
(MOAZZAM JAH ANSRARI) PSP
(QPM, UNPM, NSWC)
Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

No. S/4464-70/21, dated Peshawar, the 26,11/2021

Copy of the above is forwarded to the:

1. Commandant, FRP, Khyber Pakhtunkhwa, Peshawar. One Service and one D-file of the above named FC received vide your office Memo: No. 954/SI Legal, dated 27.01.2021 is returned herewith for your office record.
2. Deputy Commandant, FRP, Khyber Pakhtunkhwa, Peshawar.
3. PSO to IGP/Khyber Pakhtunkhwa, CPO Peshawar.
4. AIG/Legal, Khyber Pakhtunkhwa, Peshawar.
5. PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa, Peshawar.
6. PA to DIG/HQrs: Khyber Pakhtunkhwa, Peshawar.
7. Office Supdt: E-IV CPO Peshawar.

Sd/-
(ZEESHAN ASGHAR) PSP
AIG/Establishment,
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

SAHIBZADA LAW CHAMBER

POWER OF ATTORNEY

Before the Service Tribunal KPK Peshawar
Zhtisham VERSUS FRP Police

Nature of Case Service Appeal On behalf of Zhtisham

FIR # _____ Dated ____/____/____ U/S's _____ P/S _____

I do here by appoint **M/S Sahibzada Inam ur Rahman Dirve & Associates**

(hereinafter called as Advocates), as my counsel in this case with the following terms & conditions:-

- 1- That to sign and verify, pleading & all kind of application including those for notices, appeal, review, execution etc;
 - 2- To withdraw, compromise, refer to arbitration, bind me by oath, receive documents & money and give discharge;
 - 3- To appoint with him another lawyer and Generally for me & in my name and on my behalf to do all acts, deeds, matters & things relating to the case in all its stages that I personally could do if this instrument had not been executed.
 - 4- If at any time, the said counsel is unable to attend the court through illness or absence from station, he will make arrangement with some lawyer to appear for him, but he shall not be responsible for any lose caused to me, if his arrangement fails.
 - 5- I will make my own arrangement for attending the court on every hearing, to inform my said counsel, when the case is called. The counsel shall in no way be responsible for any loss caused to me through my failure to so inform him.
 - 6- The fee paid, or agreed to be paid, to the said counsel is for his work in this court alone, the retainer, however shall continue and remain in the court though I will make separate arrangement as to his fees in respect of appeal, revision, review, transfer proceeding and execution of decree or orders.
 - 7- Unless the whole amount of fee is paid the said counsel is no bound to prosecute my case, nor is he bound to do so (unless specially paid in separate arrangement) at any place other than the court house beyond the usual court hours, on a public holiday or in any other court.
 - 8- Not part of the said counsel's fee is returnable under any circumstances and cost of adjournments payable by the opposite party will be received and retained by him in addition to his fee payable by me.
- I have read the above terms & conditions & the same have been explained to me and I accept them as binding in witness whereof I have set my hand this _____ day of _____ 2021 at _____

Executants.

(Handwritten signature in Urdu)
1. _____
2. _____
3. _____

Accepted & Attested. Subject to the terms mentioned above

Sahibzada Inam ur Rahman Dirve

BC No. 15-5805
CNIC: 15702-2701325-5
Cell#: 0301-5505224, 0315-9084150
E-mail: inampak17@gmail.com

"B"

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

13 B

No.

Appeal No. 561 of 20 22

..... Htisham Appellant/Petitioner

Versus

..... The K.P.K.P. Pesh. Respondent

Respondent No. 3

Notice to: - The Commandant FRP, KP 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..... 30/5/2022 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 along with 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 19th

Day of April 20 22

(For Reply)

[Handwritten signature]
12/5/22

[Handwritten signature]

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,
PESHAWAR.

33

No.

Appeal No. 561 of 2022

Htisham Appellant/Petitioner

Versus

The K.P. KP Respondent

Respondent No. 2

Notice to: The Dy: Commandant FRP KP 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 30/6/2022 at 8.00 A.M. If you wish to urge anything against the appelland/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 19th

Day of April 2022

(For Reply)

[Handwritten signature]
17/02

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,
PESHAWAR.

S.B

No.

Appeal No.....561..... of 2022

.....Htisham..... Appellant/Petitioner

Versus

The ICP Kp Pesh..... Respondent

Respondent No.....1.....

Notice to: - The ICP Police Kpk 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.....30/6/2022.....at 8.00 A.M. If you wish to urge anything against the appelland/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...19/11.....

Day of.....April.....2022

(For Reply)

17/8

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.