

16th June 2022

Learned counsel for the appellant present. Mr. Kabirullah Khattak, Addl. AG for the respondents present.

Respondents No.1,2,3 and 4 have already submitted written reply/comments, while respondents No. 5,6,7 and 8 have not submitted written reply/comments. Learned AAG seeks time for submission of written reply/comments. Last chance is given. To come up for written reply/comments on 02.08.2022 before S.B.



(Kalim Arshad Khan)
Chairman

question of limitation relating to filing of instant appeal intact for determination during full hearing, this appeal, subject to all just and legal objections including objection of limitation is admitted for regular hearing. 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 01.12.2021 before the D.B.

Appellant Deposited
Security & Process Fee
28/11


Chairman

01.12.2021

Counsel for the appellant present. Mr. Kabirullah Khattak,
Addl: AG for respondents present.

Written reply/comments on behalf of respondents No. 1,2,3, and 4 have already been submitted through office which is placed on file. A copy of the same is also handed over to the learned counsel for the appellant. To come up for written reply/comments of the remaining respondents No. 5,6,7 and 8 on 01.02.2022 before S.B.


(MIAN MUHAMMAD)
MEMBER (E)

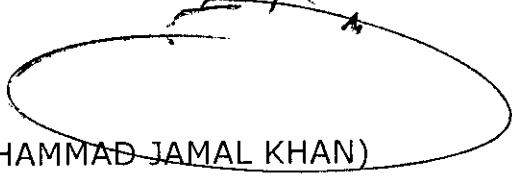
Due to non availability of bench to come up for the same as before on 16-6-2022.

14.07.2021 Counsel for the appellant present. Preliminary arguments heard.

The departmental appeal against the impugned order dated 12.05.2020 was filed on 05.06.2020, which was rejected on 27.07.2020, and the present appeal was filed on 27.08.2020. If the limitation is reckoned from the date of decision of appellate authority, it is time barred; because the appeal was required to be preferred within 30 days from the said date. However, it has been filed one day beyond the next 30 days. In view of particular legal position to be discussed herein-after, the bar of limitation for the time-being is immaterial. In wake of COVID, 19, the Government of Khyber Pakhtunkhwa for the first time declared Public Health Emergency in March, 2020 for three months which was extended from time to time for further term and presently it has been extended by the Government vide Notification No. SOG/HD/1-102/Covid-19/2020/3062, dated 30.06.2021 for the period from 01.07.2021 to 30.09.2021. The case of the appellant falls within the period of emergency. In view of Section 30 of the Khyber Pakhtunkhwa Epidemic Control and Emergency Relief Act, 2020, the limitation period provided under any law shall remain frozen. This appeal having been filed after promulgation of the said Act, is not affected by bar of limitation. Excluding the case of appellant from rigors of limitation, his appeal is fit for full hearing. Keeping the

07.01.2021

Junior to the senior counsel is present for appellant. According to him learned senior counsel is not available today and requested for adjournment. Request is allowed. The appeal is adjourned to 07.04.2021 on which date file to come up for preliminary hearing before S.B.


(MUHAMMAD JAMAL KHAN)
MEMBER (JUDICIAL)

07.04.2021

Due to demise of the Worthy Chairman the Tribunal is defunct, therefore, case is adjourned to 14.07.2021 for the same as before.





READER

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 10519 /2020


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	10/09/2020	<p>The appeal presented today by Mr. Abbas Khan Mohmand 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>27/10/2020</u></p> <p style="text-align: right;"> CHAIRMAN</p> <p>27.10.2020</p> <p>Appellant in person present.</p> <p>Lawyers are on general strike, therefore, case is adjourned to 07.01.2021 for preliminary hearing, before S.B.</p> <p style="text-align: right;"> (Rozina Rehman) Member (J)</p>

The appeal of Mr. Muhammad Sabir son of Ali Khan Khwaizai Sub Division District Mohmand received today i.e. on 27.08.2020 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Annexures of the appeal may be flagged.
- 2- Annexures-A and E of the appeal are illegible which may be replaced by legible/better one.
- 3- Eight more copies/sets of the appeal along with annexures i.e. complete in all respect for respondent may also be submitted with the appeal.

No. 2569 /S.T,

Dt. 02/09 /2020


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Abbas Khan Mohmand Adv. Pesh.

*Case Resubmitted after
necessary completion,
my
Advocate*

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

SERVICE APPEAL No. 10519/2020

MUHAMMAD SABIR..... (Appellant)

VERSUS

Inspector General Of Police, KP CPO Peshawar

& others (Respondents)

I N D E X

S. No	Description of documents	Annexure	Page
1.	Para-wise comments		1-5
2.	Affidavit		6
3.	Authority Letter		7
4.	Copy of The Khyber Pakhtunkwa Khasadar Force (Amendment) Act.	A	8-9
5.	Copy of Report/Statement of SDPO Khwaizai (Respondent No.8)	B	10-12

Respondents

Through


Abdul Khaliq

Focal Person for
DPO Mohmand.

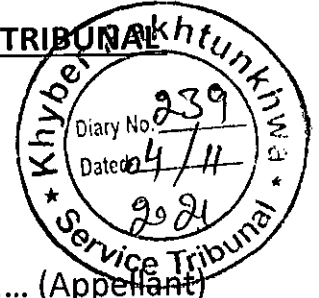
Cell: 0345-9426323

CNIC: 17301-1965811-9

Dated: 4 / 11.2021

BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**PESHAWAR**

SERVICE APPEAL No. 10519/2020



MUHAMMAD SABIR..... (Appellant)

VERSUS

Inspector General Police KP CPO Peshawar & others.....(Respondents)

PARAWISE REPLY BY RESPONDENTS NO 1,2,3 & 4

RESPECTFULLY SHEWETH:

Preliminary Objections:-

1. That the instant service appeal is not maintainable under the law.
2. That the appeal is not based on facts.
3. That the appellant has got no cause of action and locus standi.
4. That the appellant has concealed the real facts from the honorable Tribunal.
5. That the service appeal is bad for miss-joinder and non-joinder of necessary and proper parties.
6. That the appellant is estopped to file the service appeal by his own conduct.
7. That the appeal is barred by law & limitation.

REPLY ON FACTS:-

1. Pertains to record of ex Political Agent, Mohmand Agency and record is not available with answering respondents.
2. Pertains to record of ex-Political Agent Mohmand. Appellant has not

performed duty with answering respondents and remained deserter from official duty during active service.

3. Incorrect, Khasadari was in the name of the appellant but due to militancy in District Mohmand, the appellant deserted himself from khasadar service and never personally performed duties as Khasadar/Police. In facts duty was performed by substitute (Iwazi) khasadar on behalf of appellant and salary were paid to the Iwazi Khasadar who actually performing duty. The term "Iwazi" was defined in THE KHYBER PAKHTUNKHWA KHASADAR FORCE (AMENDMENT) ACT, 2020 dated 12th August, 2020, Clause (e-i) **(Annexure A)** is enclosed. When Khasadar Force was merged in KP Police the District Scrutiny Committee recommended Iwazi Khasadar (who performed duties in time of insurgency) for absorption in KP Police, copy of Report/Statement of SDPO Khwaizi (Respondent No.8) **(Annexuer B)**
4. Correct to the extent that the petitioner approached the office concern and the judgment of Honorable Peshawar High Court in writ petition No 5944-p/2019 titled Murad Khan and others vs Govt of KPK, dated 13-02-2020, but the appellant failed to provide any cogent justification regarding remaining silent for such a long period pertaining to their restoration of Khasadar Service, hence declared unfit for absorption in KP Police service.
5. Incorrect, Respondent No.3/ DPO Mohmand always obeyed the law and directions of Honorable High Court and the case of appellant was decided according to rules/ laws and policies and direction of Honorable Peshawar Highcourt, because the appellant deserted from his services during peak of militancy in Mohmand Tribal district. Hence, in order to maintain peace and

security, the then Political Agent Mohmand Agency arranged "Iwazi" Khasadar, who actually performed duties in place of the appellant in time of insurgency and salaries were paid to the Iwazi Khasadar. The appellant remained silent and never performed duties during militancy in the area, but when peace and order restored and Mohmand tribal district was merged in Khyber Pakhtunkhwa Province and Khasadar Force were merged in KP Police, the appellant filed application to get permanent Police job, for which he was found ineligible and Iwazi Khasadar was absorbed in KP Police.

6. Pertain to record, both the orders were convincing, based on cogent reasons and in accordance with rules/Policy of Government and the Departmental Appeal being unsatisfactory, hence rejected.
7. Appellant has got no cause of action, therefore, the instant appeal may kindly be dismissed on the following grounds.

REPLY ON GROUNDS:-

- A.** Incorrect, both orders of the respondents are based on facts, justice in accordance with law/ rules and Policy of Government.
- B.** Incorrect, as explained above the orders are legal and justified under the existing rules/Policy of Government.
- C.** Incorrect, as the appellant is not being the regular employee of KP Police, hence there is no record available regarding his services. It is pertinent to mention that in this Para of Service appeal the appellant himself admitted

that he run away to District Charsada and left the duty in Mohmand Agency without any permission.

- D. Incorrect, as the appellant was not the employee of KP Police and nor he was discriminated by the respondents. The appellant salaries were paid to the Iwazi Khasadar who performed duty in place of the appellant before merger of erstwhile FATA and after merger the appellant was ineligible for absorption in kp police, hence the Iwazi Khasadar was absorbed in KP Police in accordance with rules.
- E. Incorrect, the reason mentioned in the order of Respondents are totally in accordance with law/rules and based on facts, because the appellant deserted from his services as Khasadar at time of militancy in the area before merger of erstwhile FATA and there is no record available regarding appellant services with answering respondents.
- F. The orders of Respondents are totally in accordance with law/rules and the appellant has not performed duty with answering respondents, therefor he is not entitled for any relief/back benefits.
- G. Incorrect, appellant being not regular employee of KP Police, the service law/rules is only applicable to KP Police employees, in fact the appellant was deserted from his services as khasadar before merger of erstwhile FATA, therefor the orders of respondents are based on facts, law/rules.
- H. Incorrect, the plea of the appellant badly barred by law, in fact he deserted from duty during active service in Mohmand Agency under the command of ex-Political Agent Mohmand Agency and appeared after merger of Mohmand Agency in KP.
- I. Incorrect, the appellant has not done duty before and after merging of Khasadar in Khyber Pakhtunkhwa Police. Appellant is not now employee of KP Police and he is not entitled for any payment under the rules. Respondents have acted in accordance with law/rules and never violated any provision of constitution.

J. Respondent may kindly be allowed to add any other grounds/ documents at the time of hearing.

PRAYERS:

Keeping in view the above stated facts it is humbly prayed that the appeal being not maintainable, barred by law/ limitation may kindly be dismissed with costs, please.



**District Police Officer,
Mohmand
(Respondent No. 3)**



**Regional Police Officer,
Mardan, Khyber Pakhtunkhwa,
(Respondent No. 4)**



**Inspector General of Police,
Khyber Pakhtunkhwa,
Peshawar.
(Respondent No. 1)**

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

SERVICE APPEAL No. 10519/2020.

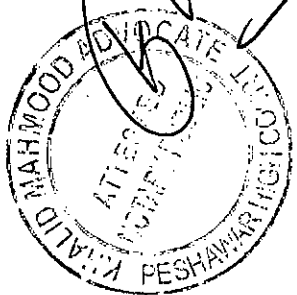
MUHAMMAD SABIR..... (Appellant)

VERSUS

Inspector General Of Police, KP CPO Peshawar & others (Respondents)

AFFIDAVIT

I, **Abdul Khaliq** Focal Person for, District Police Officer, Mohmand do hereby solemnly affirm on oath that the contents of accompanying comments on behalf of Respondents No 1, 2, 3 & 4 is correct to the best of my knowledge and belief. Nothing has been concealed from this Honorable Khyber Pakhtunkwa Service Tribunal Peshawar.



DEPONENT

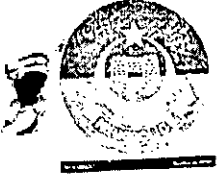
ABDUL KHALIQ

Focal Person for,
DPO, Mohmand

CNIC: 21407-1965811-9

CELL: 0345-9426323

7



OFFICE OF THE DISTRICT POLICE OFFICER,
MOHMAND TRIBAL DISTRICT AT HQ GHALLANAI

Email: dpomohmand@gmail.com
Ph: 0924-290179 Fax: 0924-290056

No. 211 /DPO/M
Dated:- 24/03/2021

AUTHORITY LETTER

I do hereby authorized Mr. Abdul Khaliq No.1154 (Focal Person for District Police Officer Mohmand), to submit legal documents, comments and affidavit on my behalf before the Honorable Service Tribunal, Peshawar.

(SALAH UD DIN KUNDLI)
DISTRICT POLICE OFFICER
MOHMAND TRIBAL DISTRICT

21

EXTRAORDINARY
GOVERNMENT



REGISTERED NO. PIII
GAZETTE

KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, WEDNESDAY, 12th AUGUST, 2020.

PROVINCIAL ASSEMBLY SECRETARIAT KHYBER PAKHTUNKHWA

NOTIFICATION

Dated Peshawar, the 12th August, 2020.

No. PA/Khyber Pakhtunkhwa/Bills-109/2020/3266.— The Khyber Pakhtunkhwa Khasadar Force (Amendment) Bill, 2020 having been passed by the Provincial Assembly of Khyber Pakhtunkhwa on 31st July, 2020 and assented to by the Governor of the Khyber Pakhtunkhwa on 10th August, 2020 is hereby published as an Act of the Provincial Legislature of the Khyber Pakhtunkhwa.

THE KHYBER PAKHTUNKHWA KHASADAR FORCE (AMENDMENT) ACT, 2020. (KHYBER PAKHTUNKHWA ACT NO. XXX OF 2020)

(First published after having received the assent of the Governor of the Khyber Pakhtunkhwa in the Gazette of the Khyber Pakhtunkhwa, (Extraordinary), dated the 12th August, 2020).

AN ACT

*to amend the Khyber Pakhtunkhwa
Khasadar Force Act, 2019.*

WHEREAS it is expedient to amend the Khyber Pakhtunkhwa Khasadar Force Act, 2019 (Khyber Pakhtunkhwa Act No. XXXIV of 2019), for the purposes hereinafter appearing:

It is hereby enacted as follows:-

1. **Short title and commencement.**--- (1) This Act may be called the Khyber Pakhtunkhwa Khasadar Force (Amendment) Act, 2020.

(2) It shall come into force at once.

2. **Amendment of section 2 of the Khyber Pakhtunkhwa Act No. XXXIV of 2019.**--- In the Khyber Pakhtunkhwa Khasadar Force Act, 2019 (Khyber Pakhtunkhwa Act No. XXXIV of 2019), hereinafter referred to as the said Act, in section 2, after clause (e), the following new clause shall be inserted, namely:

9

“(c-i) “Iwazi” means a surrogate member of the Khasadar Force, who is actually performing duties in place of a member of the Khasadar Force and is getting full or split remuneration for the services rendered, whereas the salary is still drawn in name of the one in whose place he is performing such duties in the Khasadar Force;”.

3. **Amendment of section 3 of the Khyber Pakhtunkhwa Act No. XXXIV of 2019.**--- In the said Act, in section 3, in sub-section (1), after the word “members”, occurring at the end, the words and comma “or Iwazis, as the case may be” shall be inserted.

4. **Repeal of the Khyber Pakhtunkhwa Ordinance No. VIII of 2020.**---- The Khyber Pakhtunkhwa Khasadar Force (Amendment) Ordinance, 2020 (Khyber Pakhtunkhwa Ordinance No. VIII of 2020) is hereby repealed.

BY ORDER OF MR. SPEAKER
PROVINCIAL ASSEMBLY OF KHYBER
PAKHTUNKHWA

(NASRULLAH KHAN KHATTAK)
Secretary
Provincial Assembly of Khyber Pakhtunkhwa

(10)

Amendment B. 11

No. 60 SDPO/Tehsil Khwaizai

رپورٹ بابت سروس اپیل نمبر SA-10519/2020 بنام محمد صابر VS سرکار گورنمنٹ خیبر پختونخواہ

میں مسی نادر شیر SDPO تحصیل خویزی اقرار کر کے رپورٹ عرض کرتا ہوں کہ
سروس اپیل نمبر SA-10519/2020 بنام محمد صابر بنام سرکار گورنمنٹ خیبر پختونخواہ جو خاصداری
بنام محمد صابر پرسل نمبر 352280 درج ہے۔ اس پر سال 2015 سے نور محمد ولد محمد خان بطور عوضی ڈیوٹی سرانجام دیتا تھا۔
جبکہ اصل خاصدار محمد صابر پرسل نمبر 352280 سال 2015 سے ڈیوٹی سے غیر حاضر ابھگوڑا تھا۔ اسلئے جب خاصدار ایویز
کو پولیس میں ضم کیا جا رہا تھا تو مذکورہ خاصدار پر بطور عوضی خاصدار مسی نور محمد ولد محمد خان جس نے شدید مشکل حالات میں ڈیوٹی سرانجام
دی کو پولیس میں ضم کر دیا گیا۔

دستخط

SDPO, Tehsil Khwaizai

Mohmand Tribal District

(11)

**Home & Tribal Affairs Department
(Levy & Khassadars Wing)**



No. CS(F)/L&K/4-Khasadar/Appeal/Task Force/ 1039-43

Dated: 23/8/2021

200

1. APPEAL TITLE: RAB NAWAZ & 199 OTHERS, ZAHIR SHAH S/O MUHAMMAD ZAMAN, MURAD KHAN S/O HAJI DILAWAR, ALI AKBAR S/O HAJI DILAWAR, MUHAMMAD HUSSAIN S/O MURAD KHAN, MUHAMMAD SABIR S/O ALI KHAN, MUHAMMAD SADIQ S/O NOOR KHAN, AJMAL S/O BISMILLAH.
2. APPEAL TITLE: MUHAMMAD DAWOOD FAQIR, BILAL MUSTAFA AND GHULI MUSTAFA.

ORDER.

1. Whereas, the above captioned appeals having identical question of law and facts, have been clubbed together.
2. And whereas, appellants ex-Khassadars of Mohmand Tribal District, submitted appeals for their re-instatement in service with back benefits.
3. And whereas, after the merger of erstwhile FATA with the Khyber Pakhtunkhwa, Home and Tribal Affairs Department Khyber Pakhtunkhwa has been entrusted with the affairs of the Levies and Khassadars.
4. And whereas, the competent authority has been pleased to place the above appeals before the Committee already constituted for such purpose in Home and Tribal Affairs Department Khyber Pakhtunkhwa.
5. And whereas, appellants were called for personal hearing on 29.04.2021 and 22.06.2021. Appellants (Rab Nawaz, Rehmat Ullah and Fazal Rabi; and Bilal Mustafa & others) averred that they had regularly performed their duties till 2008 and due to military operation in the area, they were forced to leave their native areas therefore, could not perform duties. Appellants further contended that their colleagues, who were also dismissed on desertion charges were reinstated by the respondent while they have been discriminated by not reinstating in the service.
6. And whereas, Representative of Department responded that appellants deserted and left their posts without getting permission of the Commandant/Administration. Further argued that appellants were time and again directed to report for duty but to no avail.

Attested

The then District Administration/Commandant Khassadar Force had managed substitutes/Ewzi in their places.

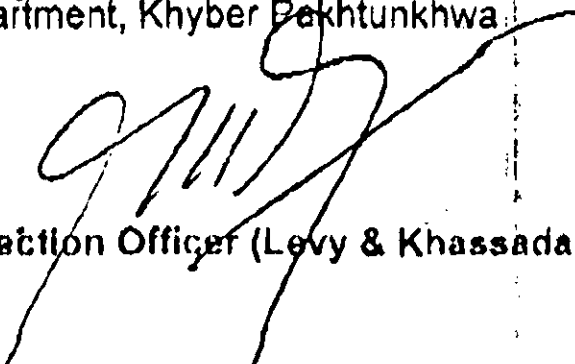
- 7. And whereas, the Khassadars Force (Absorption in Khyber Pakhtunkhwa Police Rules 2019, provides absorption of Ewzi/substitute in place of the original Khassadars their substitutes, recommended by the Scrutiny Committee, have been absorbed in Police Department.
- 8. Now therefore, after thorough examination of record and hearing the parties, it reveals that appellants showed cowardice and became deserters in the period when their services were utmost required in war against terror/militancy; they are not fit to be reinstated in the Force. Hence, appeals in hand are dismissed.

Secretary
to Government of Khyber Pakhtunkhwa
Home & Tribal Affairs Department

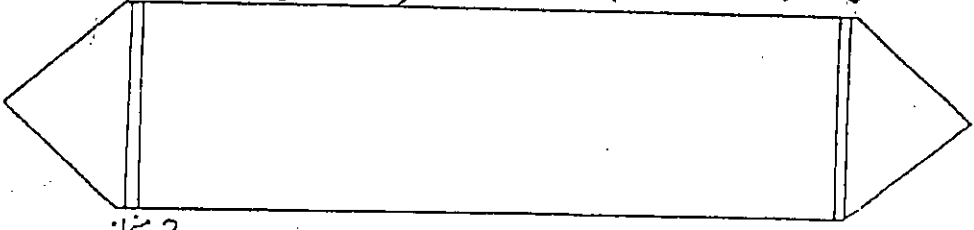
Endst. No. & date even.

CC to:

- 1. Inspector General of Police, Khyber Pakhtunkhwa
- 2. Registrar, Peshawar High Court, Peshawar
- 3. Deputy Commissioner, Mohmand
- 4. District Police Officer, Mohmand
- 5. Deputy Secretary (Judicial), Home & TAs Department, Khyber Pakhtunkhwa


Section Officer (Levy & Khassadars)

بعدالت حد۔ سندھ ہائی کورٹ فیصلہ ۱۵



۲۰۲۰ء منجانب
بنام

موزعہ
مقدمہ
دعویٰ
جرم
سر جس ایس ایس

باعث تحریر آئنگہ

صورتی طور پر

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ
آن مقام سر جس ایس ایس کیلئے سندھ ہائی کورٹ
مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار دیا گیا۔ نیز
وکیل صاحب کو راضی نامہ کرنے و تقرر نہالت ہ فیصلہ بر حلف دیئے جواب دہی اور اقبال دعویٰ اور
بصورت ڈگری کرنے اجراء اور سولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق
زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی
نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور
کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار
ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ با اختیارات حاصل ہوں گے اور اس کا ساتھ
پرواختہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ دہر جانہ التوائے مقدمہ کے سبب سے وہ ہوگا۔
کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی
مذکورہ کریں۔ لہذا وکالت نامہ لکھد یا کہ سند ہے۔

الرتوم _____ مہ _____ ۲۰۲۰ء

واہ البیہ _____

کے لئے منظور ہے۔

بمقام سر جس ایس ایس

Accepted & accepted
Abbas Khan Advocate
Hafiz Hidayatullah

Leila Farman
Advocate

تعمیر و اصلاحی کار
جوڑی سب کو تیز سے حل ہونے

"B"

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

No.

10519 to 10523 20

Appeal No. *M. Sabir & 4 others* of 20

Appellant/Petitioner

1-G-1-1974 versus *Shahzad*

Respondent

Respondent No.

Deputy Inspector General of Police
Mardan.

Notice to: —

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.

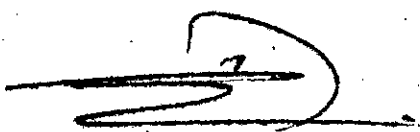
Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition 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..... 9th

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

Day of.....20

(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, P.B.
PESHAWAR.

No.

Appeal No. 10519 to 10523 of 20 20

M. Sabir & (4) others Appellant/Petitioner

Versus

J.G.P. KPK Peshawar Respondent

Respondent No. 3

Notice to: —

Distt. Police Officer Ghallani
Mohmand.

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 11/12/21 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 9/16

Day of Nov 20 21

[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. DB

No.

Appeal No. 10519 to 10523 of 20 20

M. Sabir & (4) Others Appellant/Petitioner

Versus

Govt. of KP Peshawar Respondent

Respondent No. 6

Notice to: —

Govt. of KP Secretary Home
Deptt. Peshawar

10/11/21

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 11/12/21 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 9/11

Day of Nov 20 21

(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, P.B
PESHAWAR.

No.

Appeal No. 10519 to 10523 of 20 20

M. Sabir & (4) others Appellant/Petitioner

Versus

1. C. P. KPK Peshawar Respondent

Respondent No. 1

Notice to: — Inspector General of 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 12/2/21 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 9th

Day of Nov 20 21

For Reply
11/11

[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. DB

No.

Appeal No. 10519 to 10523 of 20 20

M. Sabir & (4) others Appellant/Petitioner

Versus

1-G-12 KPK Peshawar Respondent

Respondent No. 4

Kept

Notice to: Regional Police Officer Mardan

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 12/12/21 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 9th

Day of Nov 20 21

(for Reply)

[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.**

No.

Appeal No. 10519 to 10523 of 20 20
M. Sabir & (4) others Appellant/Petitioner

Lead

1-G-12 KP Versus Respondent

Respondent No. 7

Notice to: — Deputy Commissioner Mohmand.

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 1/12/21 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 9/12

Day of Nov 20 21

(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, PESHAWAR. *D.B*

No.

Appeal No. *10519 to 10523* of 20 *20*
M. Sabir & (4) others Appellant/Petitioner

1-5-12 KP/ Peshawar Respondent

Respondent No. *8*

DSP Nadir Shah S/o Rawesh Khan
Bairai Sub Division Khwairai
Mohmand

Notice to: —

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..... *9/11*

Day of..... *Nov* 20 *21*

for Reply

[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, D.B
PESHAWAR.

No.

Appeal No. 10519 to 10523 of 20 20

M. Sabir & (5) others Appellant/Petitioner

1-5-12 KPN Peshawar Versus Respondent

Respondent No. 5

Notice to: — 17011 of KPN through Chief Secretary 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 11/12/21 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 9/11

Day of Nov 20 21

(for Reply)

[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.