

15th June 2022

Learned counsel for the Appellant present and seeks adjournment as he has not made preparation for preliminary hearing. Last chance is given for preliminary hearing. To come up for preliminary hearing on 03.08.2022 before S.B.



(Kalim Arshad Khan)
Chairman

21.04.2022

Learned counsel for the appellant present.


Learned counsel for the appellant argued the case on stage of preliminary hearing and contended that the appellant was initially appointed as Junior Clerk on 05.09.2013. He was departmentally proceeded against and major penalty of "dismissal from service" imposed on him vide impugned order dated 02.07.2021. His departmental appeal dated 23.07.2021 was considered by the Appellate Authority and the punishment having found harsh was converted into "stoppage of three annual increments for the coming consecutive three years" vide appellate order dated 17.02.2022. The appellant filed the instant service appeal on 20.04.2022. Learned counsel for the appellant when confronted with the question of limitation under Appeal Rules 1986, he could not advance plausible reason except quoting the surge of Covid-19. There is no application for condonation of delay to have been submitted with the service appeal and as such **the instant service appeal cannot be provisionally admitted**. Learned counsel for the appellant requested for adjournment to come up with preparation so as to properly assist the court on the next date. Adjourned. To come up for preliminary hearing on 03.06.2022 before S.B.


(MIAN MUHAMMAD)
MEMBER(E)

3rd June, 2022

Counsel for the appellant present.

Learned counsel for the appellant sought adjournment to further prepare the brief. Last opportunity granted. To come up for preliminary hearing on 15.06.2022 before S.B.


(Kalim Arshad Khan)
Chairman

**BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR
CHECKLIST**

Case Title: _____ vs _____

S.#	Contents	Yes	No
1.	This appeal has been presented by: _____		
2.	Whether Counsel / Appellant / Respondent / Deponent have signed the requisite documents?	✓	
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 A.G/D.A.G?	✓	
14.	Whether Power of Attorney of the Counsel engaged is attested and signed by petitioner/appellant/respondents?	✓	
15.	Whether numbers of referred cases given are correct?	✓	
16.	Whether appeal contains cuttings/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 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/documentation as required in the above table have been fulfilled.

Name: _____

Majid Hameed Kakakhel

Signature: _____

[Handwritten Signature]

Dated: _____

14-4-2022

Majid Hameed Kakakhel
Advocate High Court Peshawar

BEFORE HON'BLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 579 /2022

Mr. Amir Ali S/O Zard Ali (late) Junior Clerk BPS-11 office of the Deputy Commissioner
Lakki Marwat Bannu Division KPK [Appellant]

VERSUS

1. The Commissioner Bannu Division KPK
2. The Deputy Commissioner Lakki Marwat

[Respondents]

SERVICE APPEAL U/S-4 OF KPK SERVICE TRIBUNAL ACT 1974 AGAINST THE ORDER DATE 17-02-2022 OF COMMISSIONER BANNU DIVISION WHEREBY APPELLANT'S DEPARTMENTAL APPEAL DATED 23-07-2021 FOR RE-INSTATEMENT HAS BEEN ACCEPTED BUT PUNISHMENT AWARDED UPON APPELLANT OF THE KIND "STOPPAGE OF THREE ANNUAL INCREMENTS FOR THE COMING CONSECUTIVE THREE YEARS" AND THE DEPUTY COMMISSIONER LAKKI MARWAT VIDE OFFICE ORDER NO.1242/ESTAB: DATED 31-03-2022 IMPOSED UPON THE APPELLANT "STOPPAGE OF INCOMING THREE YEARS ANNUAL CONSECUTIVE INCREMENTS".

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Amir Ali S/O Zard Ali (late)
Junior Clerk BPS-11 (London)
Lakki Marwat Bannu Division (Peshawar)


Appellant

Tharanga
Majid Hussain
Vakalat
Advocate

Service Appeal

1

BEPRE HON'BLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR
Service Appeal No. 579/2022

Mr. Amir Ali S/O Zard Ali (late) Junior Clerk BPS-11 office of the Deputy Commissioner
Lakki Marwat Bannu Division KPK [Appellant]

VERSUS

1. The Commissioner Bannu Division
2. The Deputy Commissioner Lakki Marwat

[Respondents]

SERVICE APPEAL U/S-4 OF KPK SERVICE TRIBUNAL ACT 1974 AGAINST THE ORDER DATE 17-02-2022 OF COMMISSIONER BANNU DIVISION WHEREBY APPELLANT'S DEPARTMENTAL APPEAL DATED 23-07-2021 FOR RE-INSTATEMENT HAS BEEN ACCEPTED BUT PUNISHMENT AWARDED UPON APPELLANT OF THE KIND "STOPPAGE OF THREE ANNUAL INCREMENTS FOR THE COMING CONSECUTIVE THREE YEARS" AND THE DEPUTY COMMISSIONER LAKKI MARWAT VIDE OFFICE ORDER NO.1242/ESTAB: DATED 31-03-2022 IMPOSED UPON THE APPELLANT "STOPPAGE OF INCOMING THREE YEARS ANNUAL CONSECUTIVE INCREMENTS".

PRAYER:-

On acceptance of the instant appeal it is earnestly and very humbly requested to set aside the impugned Order dated 17-02-2022 passed by Commissioner Bannu Division wherein punishment of **"STOPPAGE OF THREE ANNUAL INCREMENTS FOR THE COMING CONSECUTIVE THREE YEARS"** and also set aside the Office Order No.1242/Estab: dated 31-03-2022 issued by Deputy Commissioner Lakki Marwat wherein punishment imposed upon the appellant **"STOPPAGE OF INCOMING THREE YEARS ANNUAL CONSECUTIVE INCREMENTS"**.

Respectfully Sheweth:

FACTS:

1. That appellant was initially appointed as Junior Clerk BPS-11 on 05-09-2013 in the office of Deputy Commissioner Lakki Marwat. Appellant has unblemished service record and there is no complaint against him during the entire service.
2. That the appellant belongs to a respectable family and have a dignified and integrated status among the family, society.
3. That the appellant since his appointment, always performed his assigned duties to the entire satisfaction of superiors and there is no complaint against him.
4. That the appellant was dismissed from government service vide office order bearing No.1877/Estab: dated 02-07-2021 issued by the Deputy Commissioner Lakki Marwat [Copy of Office Order as annexure-A].
5. After that the appellant filed departmental appeal dated 23-07-2021 against the impugned order of Deputy Commissioner dated 02-07-2021 before Appellate Authority/Commissioner Bannu Division. [Copy of Department Appeal as annexure-B].

Amir Ali S/O Zard Ali
Junior Clerk BPS-11
Office of the Deputy Commissioner
Lakki Marwat Bannu Division
Peshawar

6. That Appellate Authority/Commissioner Bannu Division decided/accepted the departmental appeal and passed an order dated 17-02-2022, wherein the appellant has been re-instated into service w.e.f 02-07-2021 but the punishment was modified/reduced into **"STOPPAGE OF THREE ANNUAL INCREMENTS FOR THE COMING CONSECUTIVE THREE YEARS"**. [Copy of order dated 17-02-2022 as annexure-C].
7. That in pursuance to the order passed by Appellate Authority/Commissioner Bannu Division dated 17-02-2022, an office order regarding re-instatement into service along with punishment of stoppage of incoming three years annual consecutive increments was issued by the Deputy Commissioner Lakki Marwat bearing No.1242/Estab: dated 31-03-2022 [Copy of re-instatement order as annexure-D]
8. That even in the aforesaid situation, the concerned Appellate/Departmental Authorities adopted the lethargic attitude toward the finalization of appellant's re-instatement case.
9. That feeling aggrieved from the impugned order dated 17-02-2022 of Commissioner Bannu (being final order), the appellant submitted instant Service Appeal before the Honorable Tribunal viza viz on the following grounds:-

GROUND:

1. That the impugned orders dated 17-02-2022 & 31-03-2022 are against the law, rules and facts on the record.
2. That the Inquiry Officer was illegally recommended/pointed out that appellant was not posted as Diary Clerk w.e.f 16.03.2020 (14-03-2020) to 29-05-2020 (31.05.2020) while as per office order bearing No.605/DC/LM/Estab:/F.03 dated 04-02-2020 issued by Deputy Commissioner Lakki Marwat, the appellant was remained as Diary Clerk (Dual Charge) till 20-03-2020 and also continue the work as Diary Clerk two days more. [Copy of Inquiry Report and office order as annexure-E & F].
3. That during those days, Provincial Government decisions and in the wake of escalation in the transmission of COVID-19 and declared emergency in the whole province, the Govt. of Khyber Pakhtunkhwa ordered that period from 24-03-2020 and onward shall be public Holidays throughout the Province bearing No.(SO(Estt)RR&SD/3-5/2019 dated 23-03-2020. (Copy of Notification is enclosed as Annexure-G).
4. It is also point out here for good kind that in the wake of COVID-19, the Govt. of Khyber Pakhtunkhwa was also decided to order that Inter District & Intra district passengers, public transport shall continue to remain


Secretary, Government of Khyber Pakhtunkhwa
 Peshawar
 Peshawar

suspended/stopped for a period till 05-04-2020 and onwards bearing No.(SO(Estt)RR&SD/3-5/2019 dated 29-03-2020 and all addas, vehicles terminals of the transport shall remain closed. (Copy of Notification as Annexure-H).


5. Sir, while I am the resident of Mohallah Mina Khel Lakki City and DC Office Lakki Marwat District Headquarter Complex is 16 Kilometers away from the Lakki City.
6. During the Emergency days of COVID-19, I was also patient of the Flu and as per Government instructions vide Notification No.SO(Admn)RR&SD/2-49/2020 dated 13-03-2020 wherein those employees a serious co-morbidity, such as cardiovascular diseases, diabetes etc will be granted leave for the next 15 days. (Copy of Notification as Annexure-I).
7. That the respondents have not treated appellant in accordance with law, departmental rules, regulations and policy on the subject and have acted in violation of Article-4 of the constitution of Islamic Republic of Pakistan 1973 & unlawfully issued the impugned orders, which are unjust, unfair, hence are liable to be set aside/declared as ineffective to the extent appellant's rights.
8. That instant appeal is well within time and this Hon'ble Service Tribunal has got every jurisdiction to entertain and adjudicate upon the same.

PRAYERS:

It is therefore, humbly prayed that on acceptance of instant Service Appeal, this Hon'ble Tribunal may please be gracious enough to set aside the impugned Order dated 17-02-2022 passed by Commissioner Bannu Division wherein punishment of **"STOPPAGE OF THREE ANNUAL INCREMENTS FOR THE COMING CONSECUTIVE THREE YEARS"** and also set aside the Office Order No.1242/Estab: dated 31-03-2022 issued by Deputy Commissioner Lakki Marwat wherein punishment imposed upon the appellant **"STOPPAGE OF INCOMING THREE YEARS ANNUAL CONSECUTIVE INCREMENTS"**. Any other relief which this Hon'ble Tribunal deems fit may be granted. I shall be very thank full to you for your this act of kindness.

 Appellant
Amir Ali Junior Clerk BPS-11 office of the
Deputy Commissioner Lakki Marwat.

Dated ___/04/2022


Niaz Matkhar Haleem Kakakhel
Kakakhel Adv.

VERIFICATION:

It is verified that contents of instant Service Appeal are true and correct to the best of my knowledge and belief and nothing has been concealed thereof.

Dated: 14/04/2022


Appellant

Niaz Matkhar Haleem Kakakhel
LLB (University of London)
Advocate High Court Peshawar.

Annex: A

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OFFICE OF THE DEPUTY COMMISSIONER

LAKKI MARWAT (KHYBER PAKHTUNKHWA) Ph: # 0969-588390-91 Fax: # 0969-588333
email: dclakki@marwat.net.pk facebook: www.facebook.com/dclakki@marwat website: www.lakki@marwat.gp.pk

No. 1877 / ESTB:

Dated: 02, 07, 2021

OFFICE ORDER

WHEREAS, disciplinary proceedings were initiated against Amir Ali Junior Clerk (BPS-11) of this office bearing No.985/AG-Estab: dated 18-06-2020, under the provisions of Khyber Pakhtunkhwa Government Servant (Efficiency & Disciplinary) Rules-2011, on account of charges contained in the charge sheet/statement of allegations served upon him vide this office order No.985-86/AG-Estab: dated 18-06-2020.

WHEREAS, the Assistant Commissioner Lakki Marwat was appointed as Inquiry Officer, who conducted inquiry and submitted report.

AND WHEREAS, the Inquiry Officer vide letter No.20/Complaint/Inquiry dated 15-01-2020 has proved guilty and recommended infliction of major penalty of the Khyber Pakhtunkhwa (E&D) Rules-2011 upon the accused official.

AND WHEREAS, he was served with show cause notice along with Inquiry Report to which he did not respond or submit reply. He was also called for personal hearing on 22-06-2021 bearing this office No.1662/DC/LM/Estab: dated 16-06-2021 but he failed to do so.

NOW THEREFORE, in exercise of the powers conferred upon me under Rule-14 of the Khyber Pakhtunkhwa Government Servant (Efficiency & Discipline) Rules, 2011, major penalty to the extent of "Dismissal from Service" is hereby inflicted on Amir Ali Junior Clerk with immediate effect.

Attested

[Signature]
LITIGATION OFFICER
Deputy Commissioner
Evening Office, Lakki Marwat

[Signature]
Deputy Commissioner
Lakki Marwat

Copy forwarded to:

1. The Senior Member Board of Revenue, Govt. of Khyber Pakhtunkhwa Revenue & Estate Department Peshawar
2. The Commissioner Bannu Division *Lakki Marwat*
3. The Additional Deputy Commissioner *Bannu*
4. The Assistant Commissioner HQ Lakki Marwat
5. The District Accounts Officer, Lakki Marwat
6. Amir Ali Ex-Junior Clerk
7. *Accountant Own Office*

[Signature]
Deputy Commissioner
Lakki Marwat

To: Worthy Commissioner
Bannu Division Bannu

Attested

Subject:

**DEPARTMENTAL APPEAL AGAINST THE ORDER OF DEPUTY
COMMISSIONER LAKKI MARWAT**

PRAYER IN DEPARTMENTAL APPEAL:

By accepting this departmental appeal, regarding office order No.1877/Estab: dated 02-07-2021 issued by Deputy Commissioner Lakki Marwat in respect of Amir Ali Junior Clerk (BPS-11) may be set aside and directed to re-instate into the service along with all back benefits:

LITIGATION OFFICER
Deputy Commissioner
Office Lakki Marwat

Respected Sir,

That the appellant files the departmental appeal before Appellate Authority / Worthy Commissioner Bannu Division Bannu inter alia on the following grounds:

GROUND:

1. That the appellant was serving as Junior Clerk (BPS-11) in the office of Deputy Commissioner Lakki Marwat since 05-09-2013.
2. That on 18-10-2019, the appellant's posting was made in Establishment branch DC Office as To Assist the AG-Establishment by the Deputy Commissioner, Lakki Marwat bearing No.3131/AG-Estab/F.02 (copy of transfer order is enclosed as annexure-A).
3. That the appellant submitted charge assumption report for duty in Establishment branch DC Office on 22-10-2019 (copy of charge report is enclosed as annexure-B).
4. That on 04-02-2020, the appellant was entrusted the additional duties of Diary Clerk DC Office bearing No.605/DC/LM/Estab:/F.03.
5. That the appellant submitted charge assumption report for duty as Diary Clerk (dual charge) on 06-02-2020.
6. That the appellant served the duties till his posting as Diary Clerk with zeal and zest in the office of Deputy Commissioner Lakki Marwat.
7. That on 29-05-2020, the appellant was transferred from Establishment branch to Diary Clerk DC Office bearing No.893.
8. That the appellant submitted charge assumption report for duty as Diary Clerk DC Office Lakki on 02-06-2020.

Respected Sir,

1. As per provincial government decisions and in the wake of escalation in the transmission of COVID-19 and declared emergency in the whole province, the Govt. of Khyber Pakhtunkhwa ordered that period from 24-03-2020 and

3807
27-07-21

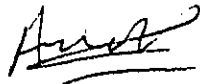
onward shall be public Holidays throughout the Province bearing No.(SO(Estt)RR&SD/3-5/2019 dated 23-03-2020. (copy of Notification is enclosed as Annexure-C).

2. It is also point out here for good kind that in the wake of COVID-19, the Govt. of Khyber Pakhtunkhwa was also decide to order that Inter District & Intra district passengers, public transport shall continue to remain suspended/stopped for a period till 05-04-2020 and onwards bearing No.(SO(Estt)RR&SD/3-5/2019 dated 29-03-2020 and all addas, vehicles terminals of the transport shall remain closed. (copy of Notification is enclosed as Annexure-D).
3. During the Emergency days of COVID-19, I was also patient of Flu etc.
4. Sir, while I am the resident of Mohallah Mina Khel Lakki City and District Headquarter Complex is 16 Kilometers away from the Lakki City.
5. Now the Appointment Authority / Deputy Commissioner Lakki Marwat Issued office order regarding Dismissal from Service with the reasons/based on the inquiry report that he had not attended the office from 16-03-2020 to 31-05-2020.
6. Sir, I am poor man enabling with my widow mother residing in Mohallah Mina Khel Tehsil and District Lakki Marwat.
7. Sir, My father namely Zard All (Late) was also died during service and the whole family depends on my Income.

In view of the above, narrated facts it is humbly prayed that office order bearing No.1877/Estab: dated 02-07-2021 issued by the Deputy Commissioner Lakki Marwat may kindly be set aside and directed re-instate the appellant into services along with all back benefits. I shall be very thank full to you for your this act of kindness.

Dated: 23/07/2021

Yours Obediently



Amir Ali Ex-Junior Clerk (BPS-11)
Deputy Commissioner Office Lakki Marwat

6

Attested


LITIGATION OFFICER
Deputy Commissioner
Office Lakki Marwat



COMMISSIONER
BANNU DIVISION

P.O. Box. 12, Postal Code 28100, Bannu.
Phone: 0928-9270043 & 621144
Fax: 0928-9270041
E-mail: secy.bannu@yahoo.com

No. 464 / Reader / F-105

Date. 22-03-2022

The Deputy Commissioner,
Lakki Marwat.

Subject: SERVICE APPEALS

I am directed to enclose herewith attested copy of order dated 17-02-2022 passed by the learned Commissioner Bannu Division in the services appeal titled Mr. Amir Ali (Junior Clerk) Versus Deputy Commissioner Lakki Marwat for implementation please.

Secretary to Commissioner
Bannu Division

Even no. & date:
Copy forwarded to the

PS to Commissioner Bannu Division.

Secretary to Commissioner
Bannu Division

RECEIVED	
No.	<u>1676</u>
Date:	<u>28-03-2022</u>
Return Date:	<u>EA</u>
Action:	<u>all file</u>

Attested

LITIGATION OFFICER
Deputy Commission
Office Lakki Marwat

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8

IN THE COURT OF COMMISSIONER BANNU DIVISION
BANNU

Mr. Amir Ali (Ex-Junior Clerk)..... (Appellant)

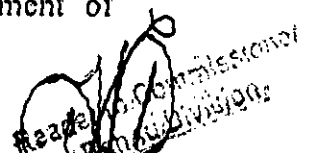
Versus

Deputy Commissioner, Lakki Marwat..... (Respondent)

ORDER:

Mr. Amir Ali, Ex-Junior Clerk, District Lakki Marwat has preferred an appeal against the impugned order No.1877/Estab: dated 02-07-2021 issued by the Deputy Commissioner Lakki Marwat, in respect of Amir Ali Ex-Junior Clerk for setting aside the said order and that the Deputy Commissioner Lakki Marwat be directed to re-instate the appellant into the service along with all back benefits.


Brief history of the case is that the appellant namely Amir Ali (Ex-Junior Clerk) often remained absent from duty or he usually left the office before the closing official hours. The Deputy Commissioner Lakki Marwat conducted proper departmental inquiry against the appellant in connection with his absence. In this regard explanations were called bearing No.3721/EA/Estab/F.14 dated 07-11-2019 and No.234/PA dated 18-02-2020 with aim to get his assurances that appellant will be punctual in office and will perform his duties efficiently but appellant failed to do so. After which appellant habitually continued his act, the Respondent issued show cause notice to appellant Bering No.846/DC/LM/Estab:/2020/F.12 dated 25-12-2020. For initiating a discreet inquiry into the matter, vide office order No.985/AG-Estab: dated 18-06-220 along with Statement of Allegation & charge sheet No.985-86/AG-Estab. The Deputy Commissioner Lakki Marwat assigned the subject inquiry to Assistant Commissioner Lakki Marwat with the directions to recommend that whether the appellant can be retained in the government service or otherwise. In response, the Assistant Commissioner Lakki Marwat/Enquiry Officer submitted his recommendation that appellant was posted as Diary Clerk on 29-05-2020 vide order No.893 dated 29-05-2020 and that no official order available that he was posted as Diary Clerk before his absence period i-e 16-03-2020 (14-03-2020) to 29-05-2020 (31-05-2020) during which he was on the post of Establishment Clerk. Against the given charge sheet and Statement of


Commissioner
Bannu Division

Allegation the appellant could not prove to justify otherwise. In last the Enquiry officer recommended that the appellant was deliberately absent from duty and that, strict disciplinary action was to be initiated against him under Efficiency and Disciplinary Rules. Therefore, in exercise of the powers under Rule-14 of the Khyber Pakhtunkhwa Government Servant (Efficiency and Disciplinary) Rules-2011, major penalty was imposed on him vide No.1877/Estab: dated 02-07-2021.

Parties present and heard in detail.

Comments furnished by the Deputy Commissioner Lakki Marwat and case file perused. Perusal of the record shows that an inquiry was conducted against the appellant whereas it has been observed that the penalty of removal from service awarded to Junior Clerk seems to be very harsh which is converted into stoppage of three annual increments for the coming consecutive three years with accumulative effect and with warning that if the appellant is reported as absent again he shall not be retained into Government service further. The same may be entered in his service dossier and he is reinstated in service. The appeal is disposed of accordingly.


COMMISSIONER,
BANNU DIVISION

Announced
17/02/2022


Reader to Commissioner
Bannu Division



'D'
10

OFFICE OF THE
DEPUTY COMMISSIONER

LAKKI MARWAT (KIYBER PAKITUNKIWA) Ph: # 0969-538330-31 Fax: # 0969-538333
email: delakkiarwat@hotmail.com facebook: www.facebook.com/ddakkiarwat website: www.lakkiarwat.gov.pk

No. 1262 / Estab:

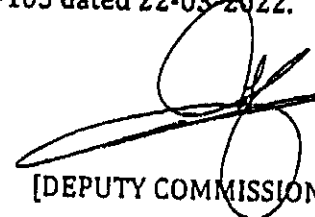
Dated: 31 / 03 / 2022

OFFICE ORDER

WHEREAS, an order regarding "Dismissal from Service" was issued against one Amir Ali Junior Clerk of this office bearing No.1877/Estab: dated 02-07-2021.

AND WHEREAS, Worthy Commissioner Bannu Division decided/accepted the Departmental Appeal vide order dated 17-02-2020 in favour of Appellant/Amir Ali (Junior Clerk BPS-11) that "an inquiry was conducted against the appellant whereas it has been observed that the penalty of removal from service awarded to Junior Clerk seems to be very harsh which is converted into stoppage of three annual increments for the coming consecutive three years with accumulative effect and with warning that if the appellant is reported as absent again he shall not be retained into Government Service further. The same be entered in his service dossier and he is re-instated in service."

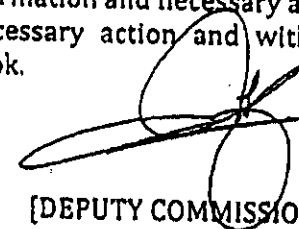
NOW THEREFORE, in pursuance to the decision dated 17-02-2022 of Worthy Commissioner Bannu Division, Mr. Amir Ali Junior Clerk BPS-11 is hereby re-instated into service w.e.f 02-07-2021 along with stoppage of incoming three years annual consecutive increments bearing letter No.464/Reader/F-105 dated 22-03-2022.


[DEPUTY COMMISSIONER]

Even No. & Date:

Copy forwarded to:

1. The Commissioner Bannu Division
2. The Additional Deputy Commissioner Lakki Marwat
3. The District Accounts Officer, Lakki Marwat for information and necessary action
4. Accounts Clerk DC Office, Lakki Marwat for necessary action and with the direction to made necessary entry in his service book.


[DEPUTY COMMISSIONER]

Attested

Litigation Assistant/Misc.-2021


LITIGATION OFFICER
Deputy Commission
Office Lakki Marwat

201

'E'

11



**OFFICE OF THE ASSISTANT COMMISSIONER, LAKKI MARWAT
(KHYBER PAKHTUNKHWA)**

Ph No. 0989-510548, Fax No. 512148 Email: aclakki@marwat@gmail.com

No. 20 /Complaint/Enquiry

dated: 5 / 01 / 2020

To

The Deputy Commissioner
Lakki Marwat

SUBJECT:


OFFICE ORDER - ENQUIRY AGAINST JUNIOR CLERK AMIR ALI

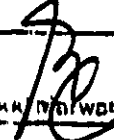
Memo:

Kindly refer to your office letter No. 985/AG-Estab dated 18.6.2020.

In this respect, detail Inquiry Report alongwith its enlosures are sent herewith for further necessary action, please.

Encl: a.a.


Assistant Commissioner
Lakki Marwat

RECEIVED	
No.	<u>421</u>
Date	<u>27/01/2021</u>
Return Date	
Action	<u>AG-Estab: 9</u>
	
DC LAKKI MARWAT	

Attested


LITIGATION OFFICER
Deputy Commission
Office Lakki Marwat

دفتر اسٹنٹ کمشنر، لکی مروت

12

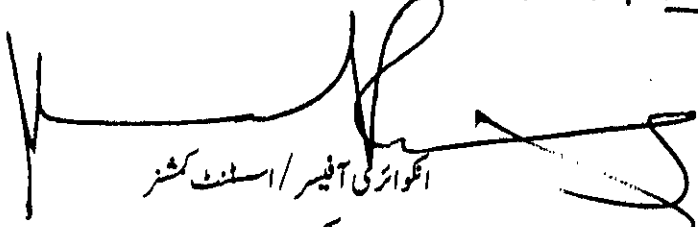
بجوال ڈپٹی کمشنر لکی مروت کی چھٹی انگریزی نمبر AG-Estab/985 مورخہ: 18.6.2020 عامر علی جو نیئر کلرک کی نوکری معطل ہو چکی ہے۔ اس کے خلاف شکایت یہ ہے کہ انہوں نے 14.3.2020 تا 31.5.2020 ڈیوٹی سرانجام نہیں دی ہے۔ جس بابت اسٹنٹ کمشنر لکی مروت کو بحیثیت انکوائری آفیسر مقرر کیا گیا۔ مذکورہ بالا کلرک کو بذریعہ سمن لیٹر نمبر 696/Enq مورخہ: 26.6.2020 دفتر ہڈا برائے بیان طلب کیا گیا۔

عامر علی جو نیئر کلرک حاضر ہوئے۔ اس نے اپنا تحریری بیان بعد چند ثبوت کی نقول پیش کیں۔ (مراہ لف ہیں)۔

عامر علی جو نیئر کلرک کا بیان اور ریکارڈ ملاحظہ ہوا۔ ریکارڈ سے پایا گیا کہ عامر علی جو نیئر کلرک جب اسٹیبلشمنٹ کلرک تھے تو اسی دوران بذریعہ لیٹر نمبر 605/DC/LM/Estab/F-3 مورخہ: 04.02.2022 فتح اللہ خان جو نیئر کلرک (ڈائری کلرک) کو 45 دن کی چھٹی از مورخہ: 04.02.2020 تا 15.3.2020 کے آرڈر ہوئے اور عامر علی جو نیئر کلرک کو ڈائری کلرک کا اضافی چارج 45 دن کے لئے سونپ دیا گیا۔ (نقل آرڈر کاپی مراہ لف ہے)۔

بعد ازاں بذریعہ لیٹر نمبر 893 مورخہ: 29.5.2020 کو عامر علی جو نیئر کلرک مستقل طور پر ڈائری کلرک تعینات کیا گیا۔ واضح ہوا کہ 16.3.2020 (14.3.2020) تا 29.5.2020 (31.5.2020) عامر علی ڈائری کلرک نہیں تھے بلکہ اسٹیبلشمنٹ کلرک تھے۔ جس کی بابت عامر علی اپنی حاضری کا کوئی ثبوت پیش نہ کر سکے۔

چونکہ عامر علی جو نیئر کلرک قصد اڈیوٹی سے غیر حاضر رہے، لہذا عامر علی کے خلاف E&D رولز کے تحت سخت تادیبی کارروائی کی سفارش کی جاتی ہے۔


انکوائری آفیسر / اسٹنٹ کمشنر
لکی مروت
Assistant Commissioner
Lakki Marwat

Attested


LITIGATION OFFICER
Deputy Commission
Office Lakki Marwat

بہت مبارکباد

سما دیوٹی اسٹیبلشمنٹ دار لکی مروت

313L 440-2304/502

Dated: 18/10/2019

OFFICE ORDER

The following ministerial staff of this office is hereby transferred / posted mentioned against in the best of general public;

S/N	Name of Official	From	To
1.	Amir Bayan JSS	AG-III	AG-I
2.	Ihsan Ullah-II Assistant	AC Office Lakki	AG-V
3.	Muhammad Ayub Khan Assistant	AG-V	Reader AAC-II Naurang
4.	Abdul Halim Junior Clerk	Waiting for posting	Copy Branch
5.	All Akbar Assistant	Relief Assistant	AG-III
6.	Abdullah Junior Clerk	Copy Branch	To Assist the AG-III
7.	Abdul Jalil Junior Clerk	Budget Assistant	Levy branch in addition to his own duties.
8.	Bilal Ahmad CO	SDC Lakki	CO to AAG-I Lakki in addition to his own duties.
9.	Abdul Wadood Junior Clerk	Waiting for posting	Court Clerk
10.	Aamir Ali Junior Clerk	Court Clerk	To Assist the AG-Estab

NOTE. The work of Relief Assistant is hereby entrusted to Abdul Halim Junior Clerk in addition to his own duties.

Deputy Commissioner
Lakki Marwat

Even No. & date:

Copy forwarded to:-

1. The Additional Deputy Commissioner, Lakki Marwat.
2. The Additional Deputy Commissioner (F&P) Lakki Marwat.
3. The Assistant Commissioner Lakki Marwat.
4. The Additional Assistant Commissioner -I Lakki Marwat.
5. The Additional Assistant Commissioner-II Naurang.
6. Officials concerned for strict compliance.

Attested

LITIGATION OFFICER
Deputy Commission
Office Lakki Marwat

Deputy Commissioner
Lakki Marwat



'G'

14

GOVERNMENT OF KHYBER PAKHTUNKHWA
RELIEF, REHABILITATION & SETTLEMENT
DEPARTMENT

Dated Peshawar the 23rd of March, 2020

NOTIFICATION

No. SO(Estt)RR&SD/3-5/2019: In the wake of the escalation in the transmission of COVID-19 and owing to the immediate requirement of further preventive measures for social distancing; in continuation of the Emergency already declared under Section 16(A)(1) of the National Disaster Management Authority (Khyber Pakhtunkhwa) Act 2010, the Government of Khyber Pakhtunkhwa is pleased to order that period from 24th March 2020 (Tuesday) till 28th March 2020 (Saturday) shall be a public holiday throughout the Province.

SECRETARY
RELIEF, REHABILITATION AND SETTLEMENT DEPARTMENT

Endst No & date even

Copy to:

1. Principal Secretary to Chief Minister Khyber Pakhtunkhwa
2. Secretary Information Department for urgent wide publicity in all media
3. All Administrative Secretaries
4. Registrar Peshawar High Court, Peshawar
5. All Divisional Commissioners in Khyber Pakhtunkhwa
6. All Deputy Commissioners in Khyber Pakhtunkhwa
7. HQ 11 Corps Peshawar
8. PSO to Chief Secretary Khyber Pakhtunkhwa

Attested

[Signature]
Deputy Secretary (Admin)

[Signature]
LITIGATION OFFICER
Deputy Commission
Office Lakki Marwat

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OFFICE OF THE
DEPUTY COMMISSIONER

LAKKI MARWAT (KHYBER PAKHTUNKHWA)

Ph#: 0969-538330-31 Fax # 0969-538333

Email: dclakkiarwat@hotmail.com Facebook: www.facebook.com/dclakkiarwat

Website: www.lakkiarwat.gkp.pk

No. 708 /Corona-Correspondence

Dated: 01 / 05 /2020

15

NOTIFICATION

In continuation of this office Notification No.669/Corona-Correspondence and in pursuance to the Relief, Rehabilitation and Settlement Department Khyber Pakhtunkhwa Peshawar Notification No.SO(Admn)/RR&SD/2-49/2020 dated 30-04-2020 regarding closures, exemptions and SOPs to adopted for the closures and exemptions, and in conjunction with the declaration of emergency, the following closures are extended for period as mentioned against each, with immediate effect in the best interest of public.

- a. The Public Holidays shall stand extended till 15th May, 2020 (except exemptions at para 1(a) of notification dated 15th April, 2020).
- b. All Restaurants, eateries, fast food joints shall remain closed till further orders. Home delivery and take away already allowed, under parameters, shall continue.
- c. All tourist spots already vacated, including in upper parts of the Province, aside Rivers and other spots shall remain closed till further orders.
- d. Entry of visitors to Jails shall remain temporary banned to avoid spread of infection in confined places till further orders.
- e. Inter-District passenger public transport shall remain suspended / stopped till further orders.
- f. Intra-District passenger public transport shall remain suspended / stopped till further orders except Rickshaw, private vehicles and vehicles chartered for labour movement of exempted (these exemptions are subject to observance of protocol Issued).
- g. The limitation of remaining open not later 04 p.m in the day shall not apply to milk and yogurt shops and their supply chains too.
- h. Mawaishi Mandis and their supply chains shall stand opened subject to the condition of framing and implementation of specific SOPs for this purpose by the Agriculture Department.

Deputy Commissioner
Lakki Marwat

Attested

Even No. & Date:

Copy forwarded to:

1. The Commissioner Bannu Division
2. The District Police Officer, Lakki Marwat
3. The Additional Deputy Commissioner Lakki Marwat
4. All Assistant Commissioners in Lakki Marwat
5. All Additional Assistant Commissioners in Lakki Marwat
6. The District Health Officer, Lakki Marwat
7. The District Food Controller Lakki Marwat
8. The Tehsil Municipal Officer, TMA Lakki/Naurang
9. The President District Press Club Lakki Marwat

LITIGATION OFFICER
Deputy Commission
Office Lakki Marwat

Deputy Commissioner
Lakki Marwat

the Govt. of Khyber



GOVERNMENT OF KHYBER PAKHTUNKHWA
RELIEF REHABILITATION & SETTLEMENT
DEPARTMENT

Dated Peshawar the 30th April, 2020

16

NOTIFICATION

No. SO (Admin) RR&SD/7-49/2020 in pursuance of the decisions of Provincial Cabinet taken on 30th April, 2020 and in continuation of Relief, Rehabilitation & Settlement Department notification of even No. dated 15th April, 2020 regarding closures, exemptions and SOPs to be adopted for the closures and exemptions, and in conjunction with the declaration of emergency under Section 15 (A)(1) of the National Disaster Management (Khyber Pakhtunkhwa) Act 2010 in respect of Corona Virus, read with provisions of Section 10, 33 and 38 particularly, the following closures are extended for period as mentioned against each, with immediate effect and in the public interest:

- (a) The Public Holidays shall stand extended till 15th May, 2020 (except exemptions of para 1(a) of notification dated 15th April, 2020).
- (b) All Restaurants, eateries, fast food joints shall remain closed till further orders. Home delivery and take away already allowed, under parameters, shall continue.
- (c) All tourist spots already vacated, including in upper parts of the Province, aside Rivers and other spots shall remain closed till further orders.
- (d) Entry of visitors to Jatis shall remain temporarily banned to avoid spread of infection in confined places till further orders.
- (e) Inter-District passenger public transport shall remain suspended / stopped till further orders.
- (f) Intra-District passenger public transport shall remain suspended / stopped till further orders except Rickshaw, private vehicles, and vehicles chartered for labour movement of exempted (these exemptions are subject to observance of protocols issued).
- (g) The limitation of remaining open not later than 4 p.m. in the day shall not apply to milk and yogurt shops and their supply chains too.
- (h) Mawalsi Mandis and their supply chains shall stand opened subject to the condition of framing and implementation of specific SOPs for this purpose by the Agriculture Department.

-8/-

SECRETARY
RELIEF, REHABILITATION AND SETTLEMENT DEPARTMENT

Attested

Encl No & date even

Copy to:

1. Principal Secretary to Chief Minister Khyber Pakhtunkhwa
2. All Administrative Secretaries, Khyber Pakhtunkhwa
3. All Divisional Commissioners in Khyber Pakhtunkhwa
4. All DIGs Police Khyber Pakhtunkhwa
5. All Deputy Commissioners in Khyber Pakhtunkhwa
6. HQ 11 Corps Peshawar
7. PSO to Chief Secretary, Khyber Pakhtunkhwa

LITIGATION OFFICER
Deputy Commission
Office Lakki Marwat

Deputy Secretary (Admin)
RR&S Department



GOVERNMENT OF KHYBER PAKHTUNKHWA
RELIEF, REHABILITATION & SETTLEMENT
DEPARTMENT

Dated Peshawar the 5th of April, 2020.

'H'

17

NOTIFICATION

No. SO(ESII)RR&SD/3-5/2019: In continuation to this department notification of even no. dated 29th March, 2020 and in the wake of the escalation in the transmission of COVID-19 and owing to the immediate requirement of further preventive measures for social distancing; in continuation of the Emergency already declared under Section 18(A)(1) of the National Disaster Management Authority (Khyber Pakhtunkhwa) Act 2010, the Government of Khyber Pakhtunkhwa is pleased to order that Inter-District and Intra-District passenger public transport shall continue to remain suspended / stopped for a further period of 7 days till Sunday 12th of April, 2020.

2. All Addas, vehicle terminals of the above transport shall remain closed.
3. All Goods / Cargo transport shall be allowed to operate unhindered on inter-provincial, inter-district and intra-district routes, but for carriage of goods items only. All Goods Forwarding agencies shall be allowed to function with three number of staff. Transport union along with district administration shall identify take away food points for driver(s) operating goods vehicles on main highways and district roads.
4. The above order shall not be applicable to plying of private vehicles. However, for safety purposes all such persons intending to travel in private vehicles shall be advised to do so when extremely essentially required, and to ensure precautions of minimum distance and use of disinfectants, sanitizers during such travel.

SECRETARY
RELIEF, REHABILITATION AND SETTLEMENT DEPARTMENT

Endst No & date even

Copy to:

1. Principal Secretary to Chief Minister Khyber Pakhtunkhwa
2. Secretary Transport Department, for necessary corresponding action
3. Secretary Local Government, for necessary corresponding action
4. Secretary Information Department for urgent wide publicity in all media
5. All Divisional Commissioners in Khyber Pakhtunkhwa
6. All Deputy Commissioners in Khyber Pakhtunkhwa
7. HQ 11 Corps Peshawar
8. PSO to Chief Secretary Khyber Pakhtunkhwa

Attested

LITIGATION OFFICER
Deputy Commission
Office Lakki Marwat

Deputy Secretary (Addl)

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GOVERNMENT OF KHYBER PAKHTUNKHWA
RELIEF, REHABILITATION & SETTLEMENT
DEPARTMENT

Dated Peshawar the 29th of March, 2020

18

NOTIFICATION

No. SO(Est)RR&SD/3-5/2019: In the wake of the escalation in the transmission of COVID-19 and owing to the immediate requirement of further preventive measures for social distancing; in continuation of the Emergency already declared under Section 16(A)(1) of the National Disaster Management Authority (Khyber Pakhtunkhwa) Act 2010, the Government of Khyber Pakhtunkhwa is pleased to order that Inter-District and Intra-District passenger public transport shall continue to remain suspended / stopped for a further period of 7 days till Sunday 5th of April, 2020.

2. All Addas, vehicle terminals of the above transport shall remain closed.
3. All Goods / Cargo transport shall be allowed to operate unhindered on inter-provincial, inter-district and intra-district routes, but for carriage of goods items only. All Goods Forwarding agencies shall be allowed to function with three number of staff. Transport union along with district administration shall identify take away food points for driver(s) operating goods vehicles on main highways and district roads.
4. The above order shall not be applicable to plying of private vehicles. However, for safety purposes all such persons intending to travel in private vehicles shall be advised to do so when extremely essentially required, and to ensure precautions of minimum distance and use of disinfectants, sanitizers during such travel.

Attested

SECRETARY
RELIEF, REHABILITATION AND SETTLEMENT DEPARTMENT

Endst No & date even

Copy to:

1. Principal Secretary to Chief Minister Khyber Pakhtunkhwa
2. Secretary Transport Department, for necessary corresponding action
3. Secretary Local Government, for necessary corresponding action
4. Secretary Information Department for urgent wide publicity in all media
5. All Divisional Commissioners in Khyber Pakhtunkhwa
6. All Deputy Commissioners in Khyber Pakhtunkhwa

[Signature]
LITIGATION OFFICER
Deputy Commission
Office Lakki Marwat

the
Govt. of Khyber

the
ice,
020 and



**DEPUTY COMMISSIONER
LAKKI MARWAT (KHYBER PAKHTUNKHWA)**

Ph# 0969-538330-31 Fax# 538333

www.lakki-marwat.gov.pk

Dated: 22/03/2020

No. 371/PA

19

NOTIFICATION

According to Notification No. SO (Estt) RR&SD/3-5/2019 dated: 21.03.2020 issued by Relief, Rehabilitation and Settlement Department Khyber Pakhtunkhwa to curb the escalation of spread of COVID-19 and owing to immediate need of social distancing, District Administration Lakki Marwat under Section 16 (A) (1) of NDMA Act, 2010 hereby directs all inter - district passengers public transport shall stand suspended / stopped with effect from 09.00 am on 23rd of March 2020 for a period of EVEN days.

The above order shall not be applicable to intra-district passengers transport, lying of private vehicles and goods / freight transport.

Deputy Commissioner
Lakki Marwat

Copy No. & Date:

- Secretary Transport Khyber Pakhtunkhwa Peshawar
- Commissioner Bannu Division
- District Police Officer, Lakki Marwat
- Additional Deputy Commissioner Lakki Marwat
- All Assistant Commissioners in District Lakki Marwat
- All Addl. Assistant Commissioners in District Lakki Marwat
- Tehsil Municipal Officer, TMA Lakki Marwat and Naurang for necessary action
- President District Press Club Lakki Marwat

Attested

Deputy Commissioner
Lakki Marwat

LITIGATION OFFICER
Deputy Commission
Office Lakki Marwat

transmission of COVID-19
the Govt. of Khyber Pakhtunkhwa ordered that



GOVERNMENT OF KHYBER PAKHTUNKHWA
RELIEF REHABILITATION & SETTLEMENT
DEPARTMENT

Dated Peshawar the 10th April, 2020

20

NOTIFICATION

No. SO (Admn) RR&SD/2-49/2020 In continuation to this Department Notification No. SO(Estt)RR&SD/3-5/2019: dated 29th March, 2020 and in the wake of the escalation in the transmission of COVID-19 and owing to the immediate requirement of further preventive measures for social distancing; in continuation of the Emergency already declared under Section 16(A)(1) of the National Disaster Management Authority (Khyber Pakhtunkhwa) Act 2010, the Government of Khyber Pakhtunkhwa is pleased to order that Inter-District and intra-District passenger public transport shall continue to remain suspended / stopped for a further period of 2 days till Tuesday 14th of April, 2020.

2. All Addas, vehicle terminals of the above transport shall remain closed.
3. All Goods / Cargo transport shall be allowed to operate unhindered on inter-provincial, inter-district and intra-district routes, but for carriage of goods items only. All Goods Forwarding agencies shall be allowed to function with three number of staff. Transport union along with district administration shall identify take away food points for driver(s) operating goods vehicles on main highways and district roads.
4. The above order shall not be applicable to plying of private vehicles. However, for safety purposes all such persons intending to travel in private vehicles shall be advised to do so when extremely essentially required, and to ensure precautions of minimum distance and use of disinfectants, sanitizers during such travel.

SECRETARY
RELIEF, REHABILITATION AND SETTLEMENT
DEPARTMENT

Attested

Endst No & date over

Copy to:

1. Principal Secretary to Chief Minister Khyber Pakhtunkhwa
2. Secretary Transport Department, for necessary corresponding action
3. Secretary Local Government, for necessary corresponding action
4. Secretary Information Department for urgent wide publicity in all media
5. All Divisional Commissioners in Khyber Pakhtunkhwa
6. All Deputy Commissioners in Khyber Pakhtunkhwa
7. HQ 11 Corps Peshawar
8. All DIGs Police Khyber Pakhtunkhwa
9. PSO to Chief Secretary Khyber Pakhtunkhwa

[Signature]
LITIGATION OFFICER
Deputy Commission
Office Lakki Marwat

[Signature]
Deputy Secretary (Admn)
RR&S Department
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transmitted
the Govt. of Khyber Pakhtunkhwa



GOVERNMENT OF KHYBER PAKHTUNKHWA
RELIEF REHABILITATION & SETTLEMENT
DEPARTMENT

Dated Peshawar the 13th March, 2020

NOTIFICATION:

No. SO (Admn) RR&SD/2-49/2020: In continuation to this department Notification of even No. dated 13th March, 2020 and in pursuance of decisions of the meeting held by Chief Secretary Khyber Pakhtunkhwa on 16-03-2020 regarding preventive and precautionary measures to control spread of Corona Virus and attended by Minister Health Khyber Pakhtunkhwa, the following instructions are hereby notified for strict compliance:-

- (1) Further clarity on the social distancing being created through closure of educational institutions would be communicated that all the teaching as well as administrative staff will not attend the institutions, except the medical colleges and KMU staff which are required for clinical, pathological and radiological purposes connected with patient care. Here also the administrative and non-clinical staff will not be in attendance.

For Govt: Offices:

- (1) Secretaries of departments will identify for temporary closure of 15 days, the non-essential and non-critical directorates, attached institutions and submit the same to the Chief Secretary for orders.
- (2) Secretaries will also identify non-essential and non-critical staff within the departments, in Directorates, attached departments, authorities, semi-autonomous bodies and district offices, and such staff may be allowed to not attend office for the next fifteen days.
- (3) Where an office is considered essential, bare minimum/skeletal staff will be retained to carry out essential work.
- (4) Employees having more than 50 years of age and a serious co-morbidity, such as cardiovascular diseases, diabetes etc will be granted leave for the next 15 days.
- (5) Female employees in the family way, will also be granted leave for the next fifteen days.
- (6) All official visitors will first be urged to discuss the matter on phone, and if extremely essential, come in person.
- (7) All non-official visitors will preferably be dealt at the reception desks. And, Information Department will inform the general public that a ban on visiting offices for the next fifteen days is in the offing.

For other matters:

- (1) Private ceremonies including weddings and other festivities are already banned in wedding halls, marques etc. However, a ban will also stand imposed on all such functions in open areas or spaces.
- (2) Processes of all tests and interviews for all recruitments except essential services and first responders will stand deferred.
- (3) Administration Department through Assembly Secretariat to issue advisory to all the Members of the Provincial Assembly to avoid social gatherings at the residences, hujras etc.
- (4) Establishment Department will issue instructions to all the provincial government employees to ensure social distancing, advocate the same to the people around them, and also to avoid all such gatherings in their private lives where there is a risk of not ensuring social distancing.

-sd-

Secretary to Govt: of Khyber Pakhtunkhwa
Relief, Rehabilitation and Settlement Department

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Attested

LITIGATION OFFICER
Deputy Commission
Office Lakki Marwat

'Affidavit'

BEFORE HON'BLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

22

Service Appeal No. _____/2022

Mr. Amir Ali S/O Zard Ali (late) Junior Clerk BPS-11 office of the Deputy Commissioner
Lakki Marwat Bannu Division KPK [Appellant]

VERSUS

1. The Commissioner Bannu Division
2. The Deputy Commissioner Lakki Marwat

[Respondents]

SERVICE APPEAL U/S-4 OF KPK SERVICE TRIBUNAL ACT 1974 AGAINST THE ORDER DATE 17-02-2022 OF COMMISSIONER BANNU DIVISION WHEREBY APPELLANT'S DEPARTMENTAL APPEAL DATED 23-07-2021 FOR RE-INSTATEMENT HAS BEEN ACCEPTED BUT PUNISHMENT AWARDED UPON APPELLANT OF THE KIND "STOPPAGE OF THREE ANNUAL INCREMENTS FOR THE COMING CONSECUTIVE THREE YEARS" AND THE DEPUTY COMMISSIONER LAKKI MARWAT VIDE OFFICE ORDER NO.1242/ESTAB: DATED 31-03-2022 IMPOSED UPON THE APPELLANT "STOPPAGE OF INCOMING THREE YEARS ANNUAL CONSECUTIVE INCREMENTS".

AFFIDAVIT

Amir Ali Junior Clerk BPS-11 office of the Deputy Commissioner Lakki Marwat do hereby solemnly affirm and declare that all the contents of this **Service Appeal** is true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Tribunal.




Deponent

Mian Mubhar Hameed Kakakhel
LAWYER (Sole Practitioner)
Advocate High Court Peshawar

'Memo of Addresses' 23

BEFPRE HON'BLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. _____/2022

Mr. Amir Ali S/O Zard Ali (late) Junior Clerk BPS-11 office of the Deputy Commissioner
Lakki Marwat Bannu Division KPK [Appellant]

VERSUS

- ❖ The Commissioner Bannu Division
- ❖ The Deputy Commissioner Lakki Marwat

[Respondents]

SERVICE APPEAL U/S-4 OF KPK SERVICE TRIBUNAL ACT 1974 AGAINST THE ORDER DATE 17-02-2022 OF COMMISSIONER BANNU DIVISION WHEREBY APPELLANT'S DEPARTMENTAL APPEAL DATED 23-07-2021 FOR RE-INSTATEMENT HAS BEEN ACCEPTED BUT PUNISHMENT AWARDED UPON APPELLANT OF THE KIND "STOPPAGE OF THREE ANNUAL INCREMENTS FOR THE COMING CONSECUTIVE THREE YEARS" AND THE DEPUTY COMMISSIONER LAKKI MARWAT VIDE OFFICE ORDER NO.1242/ESTAB: DATED 31-03-2022 IMPOSED UPON THE APPELLANT "STOPPAGE OF INCOMING THREE YEARS ANNUAL CONSECUTIVE INCREMENTS".

MEMO OF ADDRESSES

- ❖ The Commissioner Bannu Division KPK
- ❖ The Deputy Commissioner Lakki Marwat

Amir Ali Junior Clerk BPS-11 office of the Deputy Commissioner Lakki Marwat do hereby solemnly affirm and declare that aforementioned addresses of respondents are correct.


Appellant

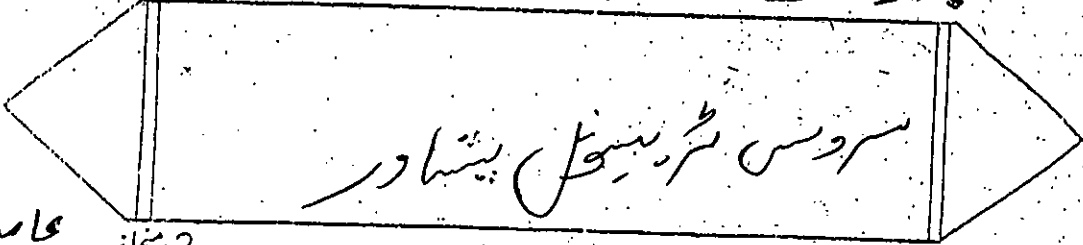
Through

Majid Hussain
Kakakhel

Adv High Courts.

Amir Ali S/O Zard Ali (late) Junior Clerk BPS-11 office of the Deputy Commissioner
Lakki Marwat Bannu Division KPK
Address: High Court Peshawar

بعد الت



عامر علی (مسئلہ 411)
2 پنجاب
عامر علی بنام گٹسز ہون

20-4-2022
Service Appeal
دعویٰ
ج 2

باعث تحریر آئنگے

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی اور جواب دہی دکن کاروائی متعلقہ
آن مقام ~~سروس ٹریڈنگ پشاور کیلئے~~ ~~موجر حلیم کاکھل~~ ~~موجر حلیم کاکھل~~
مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کھن کاروائی کا کامل اختیار ہوگا۔ نیز
دیکھیں صاحب کو رضی نامہ کرنے و تقرر ثالث فیصلہ برحلف دیئے جواب دہی اور اقبال دعویٰ اور
بصورت ڈگری کرنے اجراء اور صوبی چیک درو پیار عرضی دعویٰ اور درخواست ہر قسم کی تصدیق
ذرا میں پر دستخط کرانے کا اختیار ہوگا۔ نیز بصورت عدم پیروی یا ڈگری کی طرف یا اپیل کی برادگی 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 لیا اپنے بجائے تقرر کا اختیار
ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ با اختیار حاصل ہوں گے اور اس کا ساختہ
پرداختہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ ہر جانب التوائے مقدمہ کے سب سے دہوگا۔
کوئی تاخیر پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی
مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ مندر ہے۔

المرقوم 20-4-2022 تاہ 04 2022

Mian Mafkhar Haleem Kakakhel
Advocate High Court Peshawar

Accepted
[Signature]