

07. 16.02.2015 Appellant in person and Syed Riaz-
Ali Shah, Assistant on behalf of respondents
alongwith Mr. Muhammad Tahir Avrangzeb, G.P
present. Appellant submitted application
for withdrawal of his service appeal fixed
for 17.2.2015 while Syed Riaz Ali Shah
authority letter. Application as well as
authority letter placed on record. Appellant
informed the Court that the respondents are
ready to promote him and he, therefore,
intends to withdraw the present appeal.

In the light of submission of the
appellant as well as application submitted
today, the appeal is dismissed as withdrawn,
with no order as to costs. File be consigned
to the record.

ANNOUNCED

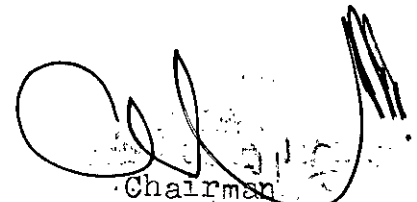
16.02.2015


CHAIRMAN
Camp Court A/Abad

16.02.15

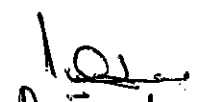
6 —

18.8.2014 Appellant with counsel and
Mr. Muhammad Ali, SDFO on behalf of official
respondents No. 1 to 5 with Mr. Muhammad Mahr-
Aurangzeb, G.P. present. Private respondent
No. 6 is not present. Private respondent No. 6
be summoned again through registered post.
Written reply has not been received. Another
chance is given for written reply/comments on
behalf of the respondents at camp court
A/Abad on 17.11.2014.


Chairman
Camp Court A/Abad

17-11-14

counsel for the appellant a Syed Riaz Ali Sher
Assistant, for official respondents present.
The Tribunal is incomplete. To come up for
written reply at camp court A/Abad on
17-2-15.


Razvi

Appeal No. 48/2014.

Mr. Amir Samad.

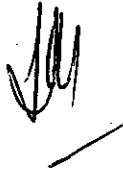
3.

29.1.2014

Counsel for the appellant present. Preliminary arguments heard and record perused. Through the instant appeal, the appellant has impugned order dated 16.09.2013 vide which the appellant was not considered for promotion to the post of Forester despite the fact that he qualified the requisite criteria. Against the same impugned order, the appellant filed departmental appeal which was not responded within the statutory period of ninety days, hence the instant appeal.

Since the matter required further consideration, hence admitted for regular hearing, subject to all legal objections. 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 on 16.4.2014. at camp court, Abbottabad.

Appellant Deposited
Security & Process Fee
Rs. 240 Bank
Receipt is Attached with File.

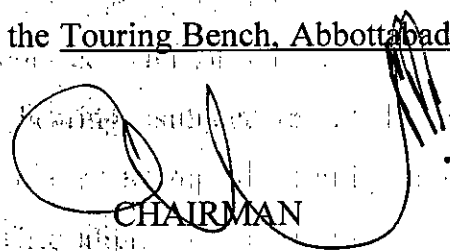


MEMBER

4.

29.1.2014

This case be put up before the Touring Bench, Abbottabad for further proceedings.

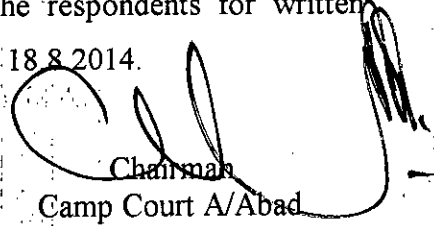


CHAIRMAN

5.

16.4.2014

Appellant in person present. Respondents are absent despite their service through registered post/concerned official. However, Mr. Muhammad Tahir Aurangzeb, G.P is present for official respondents and would be contacting the respondents for written reply/comments at camp court A/Abad on 18 & 2014.





Chairman
Camp Court A/Abad

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 48/2014

S.No.	Date of order Proceedings	Order or other proceedings with signature of Judge or Magistrate
1	2	3
1	10/01/2014	<p>The appeal of Mr. Amir Samad Khan resubmitted today by Mr. Hamayun Khan Advocate may be entered in the Institution register and put up to the Worthy Chairman for preliminary hearing.</p> <p style="text-align: right;">  REGISTRAR </p>
2	15-1-2014	<p>This case is entrusted to Primary Bench for preliminary hearing to be put up there on <u>29-1-2014</u>.</p> <p style="text-align: right;">  CHAIRMAN </p>

This is an appeal filed by Mr. Amir Samad today on 11/12/2013 against the order dated 16.09.2013 against which he preferred a department appeal on 01.10.2013 which is premature as laid down in an authority reported as 2005-SCMR-890.

As such the instant appeal is returned in original to the appellant/counsel. The appellant would be at liberty to resubmit fresh appeal after maturity of cause of action and also removing the following deficiencies.

- 1- Memorandum of the appeal may be got signed by the appellant.
- 2- Application for grant of interim relief is unsigned.

No. 1766/ST.

Dt. 11/12/2013

Leone
REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Hamayun Khan Adv.
High Court Abbottabad.

Reply of objections

Respectfully Sheweth:-

- 1:- that the memorandum of appeal, ^{now} duly signed by Appellant.
- 2:- that similarly Application now signed by Appellant
- 3:- that the title appeal is matured because now today is filing after 95 days from the date of departmental appeal.

It is therefore requested kindly title appeal may kindly be fix for preliminary argument as soon as possible. Before the learned member of the tribunal.

Dated 6/1/14

Hamayun Khan
Appellant
through,
Hamayun Khan Advocate
High Court Abbottabad

BEFORE THE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA, PESHAWAR

Service Appeal No. 48 /2013

Amir Samad S/o Siraj Khan, Forest Guard Kohistan Forest Water Shed Division at Basham.

...APPELLANT

VERSUS

Government of Khyber Pakhtunkhwa through Secretary Forest Department Peshawar and others.

....RESPONDENTS

SERVICE APPEAL

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5.	Copy of order No. 854-64/U.W.S	12	"C"
6.	Copy of appeals	13-16	"D"
7.	Copy of appeal	17	"E"
8.	Copy of order No. 180-82/UWS dated 16/09/2013	18	"F"
9.	Copy of writ petition along with judgment dated 08/10/2013	19-28	"G" & "H"
10.	Copy of appeal	29	"I"
11.	Copy of covering letter dated 09/10/2013	30	"J"
12.	Wakalatnama		


...APPELLANT

Through

Dated: 11/12 /2013


(HAMAYUN KHAN)
Advocate High Court, Abbottabad

1

BEFORE THE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA, PESHAWAR

Service Appeal No. 48 /2014

Amir Samad S/o Siraj Khan, Forest Guard Kohistan Forest Water Shed Division at Basham.

...APPELLANT

VERSUS

M.W.F. Province
Kohistan Water Shed
No. 1638
11-12-13

1. Government of Khyber Pakhtunkhwa through Secretary Forest Department Peshawar.
2. Chief Conservator Forest Northern Region-II, Abbottabad.
3. Conservator Project Director Water Shed Circle, Abbottabad.
4. Division Forest Officer Kohistan Water Shed Division at Basham.
5. Division Forest Officer Forest Unhar Water Shed Division, Mansehra.
6. Noor Habib Shah Forester Kohistan Water Shed Division, Besham.

....RESPONDENTS

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHAWA SERVICE TRIBUNAL ACT, 1974, AGAINST THE IMPUGNED ORDER NO. 80-82/UWS. DATED MANSEHRA 16/09/2013. THE APPELLANT IS ELIGIBLE, FIT AND QUALIFIED IN ALL RESPECT FOR THE PROMOTION OF THE POST OF FORESTER IN BPS-9 WHEREAS THE TRANSFER ORDER OF RESPONDENTS NO. 6 DATED 16/09/2013 AGAINST VACANT POST OF FORESTER FROM UNHAR WATER SHED DIVISION MANSEHRA TO KOHISTAN WATER

Filed to the
Registrar
11/12/13

Re-submitted to
and filed.

Registrar
10/1/2014

SHED DIVISION, IS ILLEGAL, AGAINST THE LAW, RULES, FACT AND MALAFIDE WHICH IS UNDER THE LAW NOT SUSTAINABLE AND LIABLE TO BE SET-ASIDE.

PRAYER: ON ACCEPTANCE OF INSTANT APPEAL, THE IMPUGNED TRANSFER ORDER IN FAVOUR OF RESPONDENT NO. 6 BE DECLARE IS ILLEGAL, AGAINST THE LAW, RULE AND WITH MALAFIDE BE SET-ASIDE AND RESPONDENTS BE DIRECTED TO PROMOTE THE APPELLANT ON THE POST OF FORESTER (BPS-9) W.E.F 11/06/2013 IN THE INTEREST OF JUSTICE.

Respectfully Sheweth: -

Brief facts giving rise to the instant appeal are as under:-

1. That the appellant was appointed as Forest Guard vide order No. 32/DPD on 06/09/1975 in Kohistan Development Project. Copy of appointment order is annexed as Annexure "A".
2. That the appellant was promoted as a Forester vide order No. 42 dated 12/03/1979. Copy of order is annexed as Annexure "B".

3. That on 31/12/1982 Kohistan Development Project was winding up and water shed management adjusted the appellant along with all employees of the Kohistan Development Project vide order No. 854-64/U.W.S w.e.f. 01/01/1982 as a forest guard. Copy of order is annexed as Annexure "C".
4. That, the appellant after joining Service submitted many appeals again and again before the respondents for promotion to his original post of forester. Copy of appeals are annexed as Annexure "D".
5. That the respondents give assurance to the appellant that they will be promoted be in his original post when the post become vacant.
6. That, on 11/06/2013, the appellant again filed appeal for promotion against vacant post of forester in Kohistan Water Shed Division at Basham. Copy of appeal is annexed as Annexure "E".
7. That, the respondents No. 3 filled the said vacant post through order No. 180-82/UWS dated 16/092013 transfer order of respondent from Unhar Water Shed Division Mansehra to Kohistan Water Shed Division Besham with malafide and collusion. Copy of order is annexed as Annexure "F".

8. That, the appellant filed writ petition No. 736-A/2013 before Peshawar High Court, Abbottabad bench which was disposed off on 08/10/2013 with the following observation of the Honourable judges "It is admitted fact that the controversy involved in this Constitutional Petition relate to the terms and conditions of service of civil servant, therefore, the service tribunal has the exclusive jurisdiction in the matter while the constitutional jurisdiction of this Court is barred under Article 212 of the Constitution of Islamic Republic of Pakistan 1973, thus, this court cannot proceed with the present case being out of its preview". Copy of writ petition along with judgment dated 08/10/2013 are annexed as Annexure "G" & "H".

9. That the appellant filed an appeal against the impugned order dated 16/09/2013 before respondent No. 2 on 01/10/2013, which was entrusted to respondent No. 3 and the same was forwarded from respondent No. 3 to respondent No. 4 on 09/10/2013, but respondents not passed any final order against the impugned order dated 16/09/2013 till date. Copy of appeal and covering letter dated 09/10/2013 are annexed as Annexure "I" & "J". Hence, this appeal on the following grounds:-

GROUNDS :-

- a. That the appellant has good reputation and performed duties with full devotion and liability.
- b. That the act of respondents is against the law, rules and fundamental rights of the appellant.
- c. That, the respondents ignored many time the promotion of the appellant with malafide from the date of adjustment.
- d. That, appellant was eligible and entitled for promotion to the post of Forester as the appellant was already forester in Kohistan Development Project and being winding up the Project, the appellant was adjusted as Forest Guard due to non availability of the post of forester in Kohistan Water Shed Division, Besham.
- e. That now the availability of the post of Forester in Kohistan Water Shed Division, appellant being eligible fit suitable for the said post and senior most for the promotion instead of respondent No. 6.

f. That, the transfer order issued by respondent No. 3 in favour of respondent No. 6 from Unhar Water Shed Division Mansehra to Kohistan Water Shed Division is illegal, against the rules, policy, fundamental rights of the appellant, natural justice, which is not sustainable and liable to be set-aside.

It is, therefore, humbly prayed from this Honourable court that on acceptance of instant appeal, the impugned transfer order in favour of respondent No. 6 be declare is illegal, against the law, rule and with malafide be set-aside and respondents be directed to promote the appellant on the post of forester (BPS-9) w.e.f 11/06/2013 in the interest of justice. Any other relief which this Honourable Court deemed fit and proper in the circumstances of the case.

Dated: 11/12/2013

Through


...APPELLANT


(HAMAYUN KHAN)

Advocate High Court, Abbottabad.

VERIFICATION: -

Verified on oath that the contents of forgoing writ petition are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court


APPELLANT

BEFORE THE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA, PESHAWAR

Service Appeal No. _____/2013

Amir Samad S/o Siraj Khan, Forest Guard Kohistan Forest Water Shed Division at Basham.

...APPELLANT

VERSUS

Government of Khyber Pakhtunkhwa through Secretary Forest Department Peshawar and others.

...RESPONDENTS

SERVICE APPEAL

AFFIDAVIT

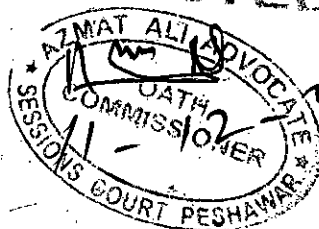
I, Amir Samad S/o Siraj Khan, Forest Guard Kohistan Forest Water Shed Division at Basham, do hereby solemnly affirm and declare that the contents of forgoing appeal are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court.


DEPONENT

Identified by:


(HAMAYUN KHAN)
Advocate High Court, Abbottabad

ATTESTED



BEFORE THE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA, PESHAWAR

C.M No. _____/2013

Amir Samad S/o Siraj Khan, Forest Guard Kohistan Forest Water Shed Division at Basham.

...APPLICANT / APPELLANT

VERSUS

Government of Khyber Pakhtunkhwa through Secretary Forest Department Peshawar and others.

....RESPONDENTS

SERVICE APPEAL

APPLICATION FOR SUSPENSION OF TRANSFER ORDER DATED 16/09/2013 PASSED BY RESPONDENT NO. 5 TILL THE FINAL DISPOSAL OF THE TITLED APPEAL.

Respectfully Sheweth:-

1. That the above titled appeal is being filed in this Honourable Tribunal, contents of the same may be treated as an integral part of this application.
2. That appellant has good prima facie case and there is every likely hood in his success, moreover balance of convenience also lies in his favour.
3. That if the operation of transfer order is not suspended till final disposal of instant appeal, the purpose of filing appeal would become infructuous,

4. That other points would be argued at the time of arguments with the kind permission of this Honourable Court.

It is, therefore, very humbly prayed from this Honourable Court, that the operation of transfer order may graciously be suspended till final disposal of instant appeal.

...APPLICANT / APPELLANT

Through

Dated: 11/12 /2013

(HAMAYUN KHAN)

Advocate High Court, Abbottabad

AFFIDAVIT:-

I, Amir Samad S/o Siraj Khan, Forest Guard Kohistan Forest Water Shed Division at Basham, do hereby solemnly affirm and declare that the contents of forgoing application are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court.

DEPONENT

Identified by:

(HAMAYUN KHAN)

Advocate High Court, Abbottabad

ATTESTED
AZMAT ALI ADVOCATE
DATE 11/12/13
COMMISSIONER
SESSIONS COURT PESHAWAR

The following are appointed as Forest Guards on temporary establishment on six months probation in National Scale No. 1 (100-2-116/3-140) with usual allowances admissible under the Rules W.e.f. to date they report for duty to Deputy Project Director, Kohistan Development Project, Abbottabad.

1. Rasool Khan S/O Najam Khan Vill: & P.O. Ranolia Distt: Swat.
2. Gul Faraz S/o Amzar Vill: & P.O. Butial Distt: Swat.
- ✓ 3. Amir Samad Khan S/O Siraj Vill: & P.O. Mairu Distt: Swat.
4. Sultan Room S/O Q.Said Ahmed Vill: & P.O. Bankhad Distt: Swat.

Their appointment is subject to the following conditions:-

1. The appointment is purely temporary, on adhoc basis and their services can be terminated at one month's notice at any time without any reason being assigned irrespective to that the date to which they were originally recruited or on payment of one month's pay in lieu of the notice.
2. In case they wish to resign at any time, one month's notice be necessary otherwise one month's pay shall be forfeited.
3. They should be governed by such Rules and orders relating to leave Travelling Allowance/Medical attendance/Pay/pension as may be issued by Govt: from time to time for category of Government servants to whom they will belong.
4. They will join duty on their own expenses.
5. They will have to produce a Medical Certificate of fitness reporting for duty.
6. The offer is subject to the condition that they are Domicile of N.W.F.P.
7. They will have to serve any where in the N.W.F.P. and in Department of Government of Pakistan when they are called to do so in the interest of public service.
8. They will have to produce original certificate in connection with their qualification, Domicile and Age at the time of joining service.

Sd/- (MOHAMMAD IQBAL KHAN)
DEPUTY PROJECT DIRECTOR
KOHISTAN DEVELOPMENT PROJECT
ABBOTTABAD.

No. _____ /DPD.

Copy forwarded to:-

1. Assistant Director Administration Kohistan Development project, Abbottabad.
2. District Account Officer, Abbottabad.
3. Divisional Forest Officer, Besham.
4. Above named Individuals.

Munir
DEPUTY PROJECT DIRECTOR
KOHISTAN DEVELOPMENT PROJECT
ABBOTTABAD.

Attested
[Signature]

Annexure "B"
11

KHISTAN DEVELOPMENT BOARD
ABOTABAD.

OFFICE ORDER No. 42

DATED: 15th March, 1979

OFFICE ORDER

The following officials serving in KHISTAN Development Board are hereby promoted to the posts/grades as shown against their names with effect from 15.12.1978 :-

Sl. No.	Name	Present Post	Present Grade	Number	Promoted to Post	Grade
1.	Mr. Gulistan Khan.	Swat.	P/Guard	1	Forester	
✓ 2.	Mr. Mohammad Sabir	-do-	-do-	1	-do-	
3.	Mr. Muhammadullah.	-do-	-do-	1	-do-	
4.	Mr. Abdur Kader.	-do-	-do-	1	-do-	
5.	Mr. Mohammad Mangoon.	Maheshwar	-do-	1	-do-	
6.	Mr. Abdul Mannan.	-do-	-do-	1	-do-	
7.	Mr. Mir Ahmad.	-do-	-do-	1	-do-	
8.	Mr. Muhammad bin Shah	-do-	-do-	1	-do-	
9.	Mr. Mohammad Qureshi.	-do-	-do-	1	-do-	
10.	Mr. Sahib Malik.	-do-	-do-	1	-do-	
11.	Mr. Muhammad Gul.	Swat.	-do-	1	-do-	
12.	Mr. Nazali Arif	-do-	-do-	1	-do-	
x 13.	Mr. Sultan-e-Munim	-do-	-do-	1	-do-	
14.	Mr. Khan Jehan	-do-	-do-	1	-do-	
X 15.	Mr. Mir Saad.	-do-	-do-	1	-do-	
16.	Mr. Masood Khan	Khistan	-do-	1	-do-	
17.	Mr. Hassan Mahab	Swat.	-do-	1	Senior Forester	
18.	Mr. Hassan Khan	-do-	-do-	1	-do-	
19.	Mr. Yousaf Khan	Maheshwar	-do-	1	-do-	
20.	Mr. Mukhtar Ahmad	Khistan	-do-	1	-do-	
21.	Mr. Abdul Wahid	-do-	-do-	1	-do-	
22.	Mr. Azam Noor	-do-	-do-	1	-do-	
23.	Mr. Farid Khan	Maheshwar	-do-	1	-do-	
24.	Mr. Abdul Haq.	-do-	-do-	1	-do-	
25.	Mr. Javed.	Khistan	-do-	1	-do-	
26.	Mr. Abdul Haq	-do-	-do-	1	-do-	
27.	Mr. Sultan-e-Munim	-do-	-do-	1	-do-	
28.	Mr. Sardar Jehan	-do-	-do-	1	-do-	
29.	Mr. Inayatul Haq.	-do-	-do-	1	-do-	

Distribution.

- Director Land Development, (Lt. Col. (Retired))
- Chief Officer, Begabir Ali Khan
- Chief Account Officer, For Chairman,
- Assistant Director Forest, Maheshwar, Khistan Development
- Assistant Director Forest, Shekot, Abotabad.

Attested: A

Attested
H
Paw

Annexure C 12

OFFICE ORDER NO. 63 DATED 29th FEBRUARY, 1983 BY SHAMSHAD KHAN,
DIVISIONAL FOREST OFFICER, UNAR WATERSHED DIVISION, MANSHERA.

Consequent upon winding up of K.D.B. the following staff having become surplus, are hereby appointed with effect from 1.1.83 against temporary vacant posts in this Division in N.P.S. No.5 & No.1 as mentioned below against each:-

Forester

1. Mr. Zahir Khan S/o Shomus Khan

District N.P.S. No.5

Swat (290-10-350/124470/14-500)
@Rs.290.00 per month with usual allowances as admissible under the rule.

Forest Guard

1. Nadar Khan S/O Roghbad Khan

District N.P.S. No.1

Mansehra (250-5-280/6-340-7-335)
Swat @Rs.250.00 per month with usual allowances as admissible under the rules.

2. Nasim Khan S/O Saifoor Khen

3. Hysaal Maab S/O Maavia

4. Wali Mohammad S/O Hizbur Rehman

5. Amir Smad S/O Mohammad Siraj

Their appointment as Forester/Forest Guards in Unar watershed Division, Mansehra is purely temporary and their services can be terminated at any time in accordance with the Govt of West Pakistan and General Administration Department Notification No.50.XVIII.I.8/65 dated 10.9.1978 at any time irrespective of the facts that they are holding the charge of post other than that for which they are originally appointed.

They will be governed by such rules and orders relating to leave, travelling allowance, medical attendance, pay and transfers etc; prevailing at the time of the issue of this office order and any order issued by the Govt. in future for the category of the Government servants to which they belong.

In case they wish to resign at any time they will have to serve one month's notice for the purpose, otherwise their one month's pay will be forfeited in lieu of that.

Their appointment is subject to the following conditions:-

- i) They have to produce original certificates in support of their qualification and age.
- ii) They have to produce a medical certificate of fitness.
- iii) They have to join their duties at their own expenses.

Sd/- (SHAMSHAD KHAN)
DIVISIONAL FOREST OFFICER
UNAR WATERSHED DIVISION
MANSHERA.

854-64 /UWS dated Mansehra the 29 /27/1983

Copy forwarded to:-

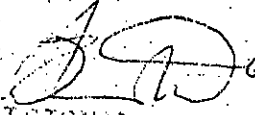
The Conservator of Forests, Watershed Management Project, Abbottabad for favour of information with reference to his No.1669/WFP dated 17.2.83.

The Director Admn: Kohistan Development Board, Abbottabad for favour of information.

Haji Muqaddar Shah, Divisional Forest Officer for Inf; Divisional Accountant for information.

All Concerned for information.

Attested
H. J. J. J.


DIVISIONAL FOREST OFFICER
UNAR

786

کھڑنا سٹریٹ سہولت کمیٹی کے لیے درخواست نمبر لٹا 24/12/79

درخواست نمبر لٹا 24/12/79 کے لیے درخواست نمبر لٹا 24/12/79

فنا

بابت 1975-76 سے 1982 تک KDB میں تاخیر کے لیے درخواست نمبر لٹا 24/12/79

اور درخواست نمبر لٹا 24/12/79 کے لیے درخواست نمبر لٹا 24/12/79

1975 تا 1982 تک کے لیے درخواست نمبر لٹا 24/12/79

بابت 1975 تا 1982 تک کے لیے درخواست نمبر لٹا 24/12/79

24/12/79

امیر محمد خان نارنگ

(درخواست نمبر لٹا 24/12/79)

نور محمد خان

24/12/79

DFO (W. Peshawar) Bishan

This proposition case should be considered purely on merit. Pl. make sure that no injustice is done in this case.

22/12/79

Attested
H Adv

کھنڈر خانیہ کنویرٹرز صاحب دہشتگردی کے سرکل ریٹائرڈ

اپیل

مانار اعلیٰ سنیائی کی اپیل کوستان دہشتگردی کے سرکل کے سامنے اپیل کرنا
کامیابی تکلف بنا جا رہا ہے۔

استدعا اپیل

مکمل طور پر اپیل کرنا سنیائی کی اپیل مرتب شدہ مسترد فرمائی جا۔ اور سنیائی کا حاضری سرکل کرنا
یہ داد دینی تھی۔

وجوہات اپیل

خاتمان


- 1- سنیائی کی اپیل کے متعلق اپیل کے وقت
یہ کہ سنیائی کو صرف آرڈر نمبر 63 دورہ $22 \frac{2}{93}$ کے سرکل کے تحت اپیل کرنا اور سنیائی کی اپیل کے وقت
عمل میں آس چاہی ہے۔
- 2- یہ کہ دورہ آرڈر میں سنیائی کے ساتھ تین نام لکھے ہیں اور سنیائی کے ساتھ لکھے ہیں اور سنیائی کے ساتھ
اپنی اپنی فائزٹ ناموں کے تحت اپیل کرنا چاہی تھی۔
- 3- یہ کہ دورہ آرڈر میں سنیائی کے ساتھ تین فائزٹ ناموں کے ساتھ KDB میں اپیل کرنا چاہی تھا اور سنیائی کے ساتھ
میں اپیل کرنا چاہی تھا۔ جس کا آرڈر نمبر 42 دورہ $12 \frac{3}{79}$ ہے۔
- 4- یہ کہ $original$ سنیائی کے ساتھ KDB میں سنیائی کے ساتھ فائزٹ ناموں کے ساتھ آرڈر نمبر 42
میں اپیل کرنا چاہی تھا اور سنیائی کے ساتھ فائزٹ ناموں کے ساتھ آرڈر نمبر 18 اور
سنیائی کے ساتھ فائزٹ ناموں کے ساتھ آرڈر نمبر 17 اور سنیائی کے ساتھ فائزٹ ناموں کے ساتھ آرڈر نمبر 17
میں ہے۔

سنیائی کے ساتھ عداوت ہے کہ میں سنیائی کے ساتھ فائزٹ ناموں کے ساتھ فائزٹ ناموں کے ساتھ اور سنیائی کے ساتھ
فائزٹ ناموں کے ساتھ فائزٹ ناموں کے ساتھ فائزٹ ناموں کے ساتھ فائزٹ ناموں کے ساتھ اور سنیائی کے ساتھ
اور سنیائی کے ساتھ فائزٹ ناموں کے ساتھ فائزٹ ناموں کے ساتھ فائزٹ ناموں کے ساتھ فائزٹ ناموں کے ساتھ اور سنیائی کے ساتھ
سنیائی کے ساتھ فائزٹ ناموں کے ساتھ فائزٹ ناموں کے ساتھ فائزٹ ناموں کے ساتھ فائزٹ ناموں کے ساتھ اور سنیائی کے ساتھ

تاریخ $05 \frac{10}{92}$

عمر لقمہ

امیر محمد خان نارٹ اور دہشتگردی کے سرکل
نام

Attest


کھنجر خباب ڈویژن نارٹ انٹر صائب کوشن دہلی ڈویژن 26

درمندانک اپیل برائے سٹیٹ بینک آف پاکستان، قسٹ کنٹریکٹ KDB، دہلی ڈویژن نارٹ

استعداد: اسپیشل انچارجنگ سٹیٹ بینک آف پاکستان، قسٹ کنٹریکٹ KDB، دہلی ڈویژن نارٹ

خفا خانی!

اس کے لیے تیار ہے۔

۱۔ یہ سائل موجب آرڈر نمبر 82 مورخ 11/75 کا نمبتہ فارٹ مارڈ کم خفا خانی کے ذریعہ KDP عمل میں لائی گئی۔

۲۔ یہ سائل کم خفا خانی کے ذریعہ نارٹ انٹر صائب کوشن دہلی ڈویژن 42 مورخ 3/79 کا نمبتہ فارٹ مارڈ کوشن خانی سے۔

اور سائل دیانتدارانہ، زرخ سٹائیٹ فرسٹ انٹرویو سے 12/83 کا نمبتہ فارٹ مارڈ کوشن دہلی ڈویژن سے۔

صحت مشعلہ انٹرنیٹ کے تحت لینی انکارڈی انسا د امداد آرڈر زکامی کن اپیل صواب ہے۔

۳۔ یہ سائل 1/83 KDB کے کوشن دہلی ڈویژن 26 نارٹ انٹر صائب کوشن دہلی ڈویژن سے۔

SHIFT خانی سے۔ حاکمہ سائل کو نمبتہ فارٹ مارڈ کنٹریکٹ سٹائیٹ سائل کے ساتھ KDB

نارٹ انٹر صائب کوشن دہلی ڈویژن 42 مورخ 3/79 کا نمبتہ فارٹ مارڈ کوشن دہلی ڈویژن سے۔

حرف سے ساتھ حکم براتی اور صحت تلفی سٹائیٹ سے۔ جسے فارٹ مارڈ کوشن دہلی ڈویژن سے۔

۴۔ یہ سائل KDB کے ذریعہ سٹائیٹ آرڈر 11/75 کا نمبتہ 31/82 Const خانی سے۔ کوشن سائل سے۔

سٹائیٹ سائل سے کوشن سٹائیٹ نہیں ہے۔ بلکہ up to date Van price سے۔

۱۵۔ یہ سائل سٹائیٹ کوشن دہلی ڈویژن 26 نارٹ انٹر صائب کوشن دہلی ڈویژن سے۔ جس میں کوشن سٹائیٹ سے۔ جس میں کوشن سٹائیٹ سے۔ جس میں کوشن سٹائیٹ سے۔

سٹائیٹ سائل سے۔ جس میں کوشن سٹائیٹ سے۔ جس میں کوشن سٹائیٹ سے۔ جس میں کوشن سٹائیٹ سے۔

سٹائیٹ سائل سے۔ جس میں کوشن سٹائیٹ سے۔ جس میں کوشن سٹائیٹ سے۔ جس میں کوشن سٹائیٹ سے۔

سٹائیٹ سائل سے۔ جس میں کوشن سٹائیٹ سے۔ جس میں کوشن سٹائیٹ سے۔ جس میں کوشن سٹائیٹ سے۔

سٹائیٹ سائل سے۔ جس میں کوشن سٹائیٹ سے۔ جس میں کوشن سٹائیٹ سے۔ جس میں کوشن سٹائیٹ سے۔

سٹائیٹ سائل سے۔ جس میں کوشن سٹائیٹ سے۔ جس میں کوشن سٹائیٹ سے۔ جس میں کوشن سٹائیٹ سے۔

امیر محمد خاں نارٹ کوشن (دہلی ڈویژن 26 نارٹ انٹر صائب کوشن دہلی ڈویژن)

Attested
H
Fadu

محفوظ حساب 5 C.A.D.F. و K.D.P. لکھنؤ

لکھنؤ حساب 5 C.A.D.F. و K.D.P. لکھنؤ

درخواست برائے پروفیشنل فریڈم آف انفارمیشن ایکٹ (P.F.I.A.) سے درخواست کی گئی ہے۔

- 1۔ درخواست ذیل طرح کی ہے۔
- 2۔ یہ کہ K.D.P. لکھنؤ میں ایک فارم فریڈم آف انفارمیشن ایکٹ کے تحت درخواست کی گئی ہے۔
- 3۔ یہ کہ درخواست گزار نے درخواست کی ہے کہ وہ K.D.P. لکھنؤ میں درخواست کی ہے۔
- 4۔ یہ کہ درخواست گزار نے درخواست کی ہے کہ وہ K.D.P. لکھنؤ میں درخواست کی ہے۔
- 5۔ یہ کہ درخواست گزار نے درخواست کی ہے کہ وہ K.D.P. لکھنؤ میں درخواست کی ہے۔
- 6۔ یہ کہ درخواست گزار نے درخواست کی ہے کہ وہ K.D.P. لکھنؤ میں درخواست کی ہے۔

دفعہ 17(1) کے تحت درخواست گزار کو مطلع کیا گیا ہے کہ اس کی درخواست منظور کی گئی ہے۔
Date: 11.6.2013
A. H. Adil
H. Adil

Annexure "F" 18

Office Order No.10 Dated Abbottabad the 11/9/2013, issued by Sardar Muhammad Sultan Conservator of Forests/PD, Watershed Management Circle Abbottabad.

In partial modification of this office order No.02 dated 24/7/2013, the following adjustment and posting/transfer of Deputy Ranger and Forester are hereby made in the interest of public service with immediate effect.

#	Name of D/Ranger	From	To
1	Mr. Gul Zaman D/R	Unhar W/Shed Div: Mansehra	Daur W/S Div: Abbottabad
2	Mr. Noor Habib Shah Fr.	Unhar W/Shed Div: Mansehra	Kohistan W/Shed Div: Besham

Sd/-
(Sardar Muhammad Sultan)
Conservator of Forests/PD
Watershed Management Circle
Abbottabad

No 911-14/E-11

Copy forwarded for information and necessary action to the:-

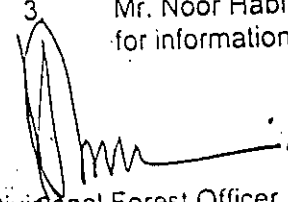
- 1 Chief Conservator of Forests Northern Forest Region-II Abbottabad Khyber Pakhtunkhwa
2. D.F.O. Kohistan W/Shed Division Besham.
3. D.F.O Unhar W/Shed Division Mansehra.
4. D.F.O Daur W/S Division Abbottabad
5. Office Order file.

Sd/- As above.

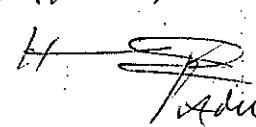
No. 180-82 /UWS. dated Mansehra the 16/09/2013.

Copy forwarded to:-

1. Mr. Gul Zaman D/Ranger for information and immediate n/action.
2. The Range Forest Officer Battagram W/Shed Range for information and necessary action. He is directed to relieve the official concerned under local arrangement.
3. Mr. Noor Habib Shah Forester C/O Range Forest Officer Battagram W/Shed Range for information and necessary action.


Divisional Forest Officer
Unhar Watershed Division
Mansehra

E VAs 2 doc

Attended


BEFORE THE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH.

W.P No. 736-A-A/2013

Amir Samad S/o Siraj Khan, Forest Guard Kohistan, Forest Water Shed Division at Basham.

...PETITIONER



VERSUS

1. Government of Khyber Pakhtunkhwa through Secretary Forest Department Peshawar.
2. Conservator Project Director Water Shed Circle, Abbottabad.
3. Division Forest Officer Kohistan Water Shed Division at Basham.
4. Division Forest Officer Forest Unhar Water Shed Division, Mansehra.
5. Noor Habeed Shah Forester Kohistan Water Shed Division, Besham.

....RESPONDENTS

Certified to be True Copy

Peshawar High Court
Abbottabad Bench
Authorized Under Sec 75 Act & Ordinance

WRIT PETITION UNDER ARTICLE 199 OF THE

CONSTITUTION OF ISLAMIC REPUBLIC OF

PAKISTAN, 1973 FOR DECLARATION TO THE EFFECT

THAT THE PETITIONER IS ELIGIBLE, FIT AND

QUALIFIED IN ALL RESPECT FOR THE PROMOTION

OF THE POST OF FORESTER IN BPS-9 WHEREAS THE

TRANSFER ORDER OF RESPONDENTS NO. 5 DATED

16/09/2013 AGAINST VACANT POST OF FORESTER

FROM UNHAR WATER SHED DIVISION MANSEHRA

Certified to be True Copy

Peshawar High Court
Abbottabad Bench
Authorized Under Sec 75 Act & Ordinance

Attested
[Signature]

No 2944
30-9-13

RECEIVED
[Signature]
Peshawar High Court
Abbottabad Bench
Authorized Under Sec 75 Act & Ordinance

TO KOHISTAN WATER SHED DIVISION, IS ILLEGAL, AGAINST THE LAW, RULES, FACT AND MALAFIDE WHICH IS UNDER THE LAW NOT SUSTAINABLE AND LIABLE TO BE SET-ASIDE.

PRAYER: ON ACCEPTANCE OF INSTANT WRIT PETITION, THE IMPUGNED TRANSFER ORDER IN FAVOUR OF RESPONDENT NO. 5 BE DECLARE IS ILLEGAL, AGAINST THE LAW, RULE AND WITH MALAFIDE BE SET-ASIDE AND RESPONDENTS BE DIRECTED TO PROMOTE THE PETITIONER IN THE POST OF FORESTER (BPS-9) W.E.F 11/06/2013 IN THE INTEREST OF JUSTICE.

Respectfully Sheweth: -

Brief facts giving rise to the instant writ petition are as under:-

- 1. That the petitioner was appointed as Forest Guard vide order No. 32/DPD on 06/09/1975 in Kohistan Development Project. Copy of appointment order is annexed as Annexure "A".

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Resident Magistrate
Abbottabad Bench
Digitized Under Sec 275 of the Ordinance

Attested
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2. That the petitioner was promoted as a Forester vide order No. 42 dated 12/03/1979. Copy of order is annexed as Annexure "B".

3. That on 31/12/1982 Kohistan Development Project was winding up and water shed management adjusted the petitioner along with all employees of the Kohistan Development Project vide order No. 854-64/U.W.S w.e.f. 01/01/1982 as a forest guard. Copy of order is annexed as Annexure "C".

4. That, the petitioner after joining Service submitted many representation again and again before the respondents for promotion to his original post of forester. Copy of applications are annexed as Annexure "D".

5. That the respondents give assurance to the petitioner that they will be promoted be in his original post when the post become vacant.

6. That, on 11/06/2013, the petitioner again filed representation for promotion against vacant post of forester in Kohistan Water Shed Division at Basham.

Copy of representation is annexed as Annexure "E".

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Additional Registrar
Peshawar High Court
Abbottabad Bench

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Peshawar High Court
Abbottabad Bench

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7. That, the respondents No. 2 filled the said vacant post through order No. 180-82/UWS dated 16/092013 transfer order of respondent from Unhar Water Shed Division Manshra to Kohistan Water Shed Division Besham with malafide and collusion. Copy of order is annexed as Annexure "F".

8. That, the petitioner has no other efficacious remedy except constitution jurisdiction of this Honourable Court. Hence, this petition on the following grounds:-

GROUNDS :-

a. That the petitioner has good reputation and performed duties with full devotion and liability.

b. That the act of respondents is against the law, rules and fundamental rights of the petitioner.

c. That, the respondents ignored many time the promotion of the petitioner with malafide from the date of adjustment.

d. That, petitioner was eligible and entitled for promotion to the post of Forester as the

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Authorized Under Section 307 of the Code
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ABDUL KADIR

Abdul Kadir

petitioner was already forester in Kohistan Development Project and being winding up the Project, the petitioner was adjusted as Forest Guard due to non availability of the post of forester in Kohistan Water Shed Division, Besham.

e. That now the availability of the post of Forester in Kohistan Water Shed Division, petitioner being eligible fit suitable for the said post and senior most for the promotion instead of respondent No. 5.

f. That, the transfer order issued by respondent No. 2 in favour of respondent No. 5 from Unhar Water Shed Division Mansehra to Kohistan Water Shed Division is illegal, against the rules, policy, fundamental rights of the petitioner, natural justice, which is not sustainable and liable to be set-aside.

g. That the court fee stamp paper worth Rs. 500/- is affixed.

It is, therefore, humbly prayed from this Honourable court that on acceptance of instant writ petition, the impugned

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Peshawar Bench
Authorized Under Sec 75 Act of 1906

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transfer order in favour of respondent No. 5 be declare is illegal, against the law, rule and with malafide be set-aside and respondents be directed to promote the petitioner in the post of forester (BPS-9) w.e.f 11/06/2013 in the interest of justice. Any other relief which this Honourable Court deemed fit and proper in the circumstances of the case.


...PETITIONER

Through

Dated: 30/09/2013



(HAMAYUN KHAN)
Advocate High Court, Abbottabad.

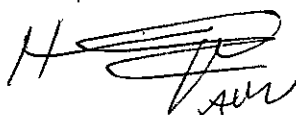
VERIFICATION: -

Verified on oath that the contents of forgoing writ petition are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court


PETITIONER

~~Certified to be True Copy
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Peshawar Bench
ABDULLAH BENCH
Authorized Under Section 75 Act 1973~~


30/9/13

Attended


25

BEFORE THE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH.

CM No 576-A/13

W.P No. 736 A-A/2013

Amir Samad S/o Siraj Khan, Forest Guard Kohistan Forest Water Shed Division at Basham.

...PETITIONER

VERSUS

Government of Khyber Pakhtunkhwa through Secretary Forest Department Peshawar and others.

...RESPONDENTS

WRIT PETITION

APPLICATION FOR SUSPENSION OF TRANSFER ORDER DATED 16/09/2013 PASSED BY RESPONDENT NO. 4 TILL THE FINAL DISPOSAL OF THE TITLED WRIT PETITION.

Respectfully Sheweth:-

1. That the above titled writ petition is being filed in this Honourable Court, contents of the same may be treated as an integral part of this application.
2. That petitioner has good prima facie case and there is every likely hood in his success, moreover balance of convenience also lies in his favour.

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 Peshawar
 Abbottabad Bench
 Secretaries
 13/9/13

Attended
 H. J. Farooq

3. That if the operation of transfer order is not suspended till final disposal of instant writ petition, the purpose of filing writ petition would become infructuous.

It is, therefore, very humbly prayed from this Honourable Court, that the operation of transfer order may graciously be suspended till final disposal of instant writ petition.

...PETITIONER

Through

Dated: 30/09/2013

(Signature)
(HAMAYUN KHAN)
Advocate High Court, Abbottabad

AFFIDAVIT:-

I, Hamayun Khan Advocate, do hereby solemnly affirm and declare that the contents of forgoing application are true and correct to the best of my knowledge and belief as per information furnished by my client and nothing has been concealed therein from this Honourable Court.

(Signature)
DEPONENT

(Signature)
30/9/13

3545/472

472

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12-7-13
Peshawar Bench
Abbottabad Bench
Authorised Officer Sec-75

1764
30 SEP 13
Hamayun Khan Advocate
Abbottabad.

30/9

Tribunal has the exclusive jurisdiction in the matter, while the constitutional jurisdiction of this Court is barred under Article 212 of the Constitution of Islamic Republic of Pakistan, 1973. Thus, this Court cannot proceed with the present case being out of its purview.

4. Accordingly, for the reasons stated hereinabove, the present writ petition is dismissed.

Announced:
08.10.2013

SD. JUDGE

Certified to be True Copy

12-11-13

Peshawar Court
Abbottabad Bench

Authorized Under Section 25 of the Courts Act, 1973

Attested
H. [Signature]
AM

215 *12-11-13*
216 *12-11-13*
217 *12-11-13*
218 *12-11-13*
219 *12-11-13*
220 *12-11-13*

بمختور جناب چیف کنزرویٹرز صاحب فارسٹ فادرن ریجن III ایٹ آباد KPK۔
 اپیل برائے پروموشن فارسٹ گارڈ پوسٹ سے فارسٹ پوسٹ۔
 استدعا اپیل بمختوری اپیل ہذا سائل کو فارسٹ خالی پوسٹ پر کوہستان واٹرشیڈ ڈویژن بشام میں احکامات صادر فرمائیں۔

جناب عالی! درخواست ذیل عرض ہے۔

۱۔ یہ کہ سائل کوہستان واٹرشیڈ ڈویژن بشام میں فارسٹ پوسٹ خالی ہوئی ہے۔

۲۔ یہ کہ میں نے ایک درخواست پروموشن کے لیے جناب DFO صاحب بشام بمورخہ 11.06.2013 کیا تھا۔
 درخواست کاپی لف ہے۔

۳۔ یہ کہ سائل کے درخواست پر کسی قسم کی کارروائی نہ کرتے ہوئے میرے پروموشن کے خلاف جناب کنزرویٹرز صاحب
 ایٹ آباد نے بمورخہ 11.09.2013 کو نور حبیب شاہ فارسٹ نہارواٹرشیڈ سے ٹرانسفر کیا جو کہ ہمارے ساتھ ظلم کی انتہا
 ہوئی۔ کاپی لف ہے۔

۴۔ یہ کہ سائل KBD میں 06.11.1975 فارسٹ گارڈ بھرتی ہوا تھا۔ اور بعد میں سائل کو 12.03.79 کو
 بحیثیت فاسٹر پروموشن کیا گیا تھا۔ اڈر کے کاپی لف درخواست ہے۔

۵۔ یہ کہ جب 31.12.82 کو KDB ختم ہو گیا تو سائل کو 1.1.83 سے فارسٹ گارڈ پوسٹ پر لیا گیا۔ سائل
 وقتاً فوقتاً درخواستیں دے دے کر کہ میرے ساتھ زیادتی ہو گئی ہے۔ مجھے میری فارسٹ پوسٹ دی جائے لیکن تاحال دادرسی
 نہیں کی گئی درخواستیں لف درخواست ہے۔

۶۔ یہ کہ 1.1.1983 سے لے کر آج تک کسی بھی فارسٹ گارڈ پروموشن نہیں دی گئی۔ سنیارٹی لسٹ سے صاف واضح
 ہے بلکہ سب ڈائریکٹرز فارسٹ لائے گئے ہیں۔ حالانکہ گورنمنٹ نوٹیفیکیشن محکمہ جنگلات کے مطابق 75% کوٹہ پروموشن
 کا فارسٹ گارڈ حقدار ہے۔ کاپی لف ہے۔

۷۔ یہ کہ سنیارٹی لسٹ میں سائل سے پہلے بندے ریٹائرڈ ہو گئے اور ایک بندہ نسیم خان ریٹائرڈ کے نزدیک ہے۔ لیکن وہ
 سزایافتہ ہے۔ کاپی لف ہے۔ سائل ابھی ایک نمبر پر ہے۔ اور پروموشن کا حقدار ہوں۔ بمختوری اپیل سائل کو فارسٹ
 پوسٹ پر پروموشن کا حکم صادر فرمائیں۔

العارض المرقوم: 01.10.2013

[Handwritten Signature]

امیر گل خان فارسٹ گارڈ کوہستان واٹرشیڈ ڈویژن بشام۔۔۔۔۔ سائل۔



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 COR
 1/4

شناختی کارڈ: 15501-2257787-5

[Handwritten Signature]


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Annexure

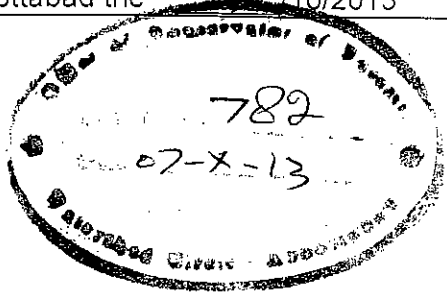
CJ

30.

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CHIEF CONSERVATOR OF FORESTS Northern Forest Region-II		Civil Line Forest Offices Abbottabad ☎ 0992-9310410 Fax 0992-9310343 E-mail: ccfnorth@gmail.com
No. <u>2282</u> /E, dated Abbottabad the <u>2</u> /10/2013		

✓ To
The Conservator of Forests
Watershed Management Circle
Abbottabad



Subject: APPEAL/APPLICATION.

Memo:

Enclosed please find herewith copy of an appeal preferred by Amir Samad Khan Forest Guard Kohistan Watershed Division Besham dated 01.10.2013 alongwith its enclosures which is self contained.

Please consider the request/appeal of the applicant as per relevant rules, subject to the availability of post.

~~Chief Conservator of Forests~~
Northern Forest Region-II Abbottabad
Khyber Pakhtunkhwa

Encl: As above.

NO. 1274 /E-76, Dated Abbottabad the 09 /10/2013.

Copy alongwith its enclosures forwarded to Divisional Forest Officer Kohistan Watershed Division Besham for information and necessary action. He is requested to consider the appeal of Forest Guard as per rules if the post of Forester is available.

~~Conservator of Forests/PD~~
Watershed Management Circle
Abbottabad

Encl: As above.

Attest
H. Sam

وکالت نامہ

بغداد الخ KHYBER PUNJABI KHAWA SERVICE TRIBUNAL

عنوان: Amir Samid نام Gourt ع

منجانب: Appellant

نوعیت مقدمہ: SERVICE APPEAL

باعت تحریر آئندہ ABBOTTABAD

مقدمہ مندرجہ میں اپنی طرف سے واسطے پیروی و جواب دہی کل کاروائی متعلقہ آں مقام

HAMAYUN KHAN Advocate High Court ABBOTTABAD

کو وکیل مقرر کر کے اقرار کرتا ہوں کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا نیز وکیل صاحب

موصوف کو کرنے راضی نامہ و تقرر ثالث و فیصلہ بر حلف و دینے اقبال دعویٰ اور بصورت دیگر ڈگری کرانے اجراء

وصولی چیک روپیہ و عرضی دعویٰ کی تصدیق اور اس پر دستخط کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکور

کی کل یا کسی جزوی کاروائی کے لئے کسی اور وکیل یا مختار صاحب قانونی کو اپنے ہمراہ اپنی بجائے تقرر کا اختیار

بھی ہوگا اور صاحب مقرر شدہ کو بھی وہی اور ویسے ہی اختیارات ہوں گے اور اس کا ساختہ پرداختہ مجھ کو منظور قبول

ہوگا۔ دوران مقدمہ جو خرچ و ہرجانہ التوائے مقدمہ کے سبب ہوگا اس کے مستحق وکیل صاحب ہوں گے۔

نیز بقایا رقم وصول کرنے کا بھی اختیار ہوگا۔ اگر کوئی پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب موصوف

پابند ہوں گے کہ پیروی مقدمہ مذکورہ کریں اور اگر مختار مقرر کردہ میں کوئی جزو بقایا ہو تو وکیل صاحب موصوف

مقدمہ کی پیروی کے پابند نہ ہوں گے۔ نیز درخواست بمراد استجارت ناش بصیغہ مفلسی کے دائرہ کرنے اور اس کی

پیروی کا بھی صاحب موصوف کو اختیار ہوگا۔

لہذا وکالت نامہ تحریر کر دیا تاکہ سند رہے۔

المرقوم: 11/12/13

بمقام: ABBOTTABAD

Attested & Accepted by
H. Samid


Appellant



Amir Samid

AUTHORITY LETTER.

Syed Riaz Ali Shah Assistant of Kohistan watershed Division Besham is hereby authorised to attend the Honourable Court of Service Tribunal Khyber pakhtunkhwa camp court- Abbotabad on 16-02-2015 in case of Mr. Amir Samad Forest Guard versus Government of Khyber pakhtunkhwa on behalf of the Forest Department.


DIVISIONAL FOREST OFFICER
Kohistan Watershed Division
Besham

0-7
16.02.15

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA, PESHAWAR
(AT CAMP TRIBUNAL ABBOTTABAD)

In Re: Service Appeal No 48/2013

Amir Samad

VERSUS

Secretary Forest / Environment Department etc

Application for withdrawal of Service
Appeal No 48/2013 on the basis of
settlement between the parties through

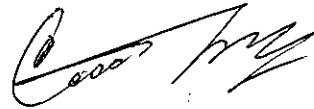
Respectfully Sheweth:-

- 1) That the above noted appeal is pending adjudication before Service Tribunal at Camp Tribunal Abbottabad, in which next date is fixed i.e. 16-02-2015.
- 2) That during the pendency of above noted appeal, the Respondent No 4 is ready to promote the Appellate to next higher rank and directed him to withdraw his case before the Service Tribunal, therefore the Appellant wants to withdraw his case in favour of Respondents.
- 3) That there is no legal bar in allowing the instant application.

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re cord
16-02-2015

It is, therefore, most humbly prayed that on acceptance of this Application, the above noted case may kindly be withdraw on the basis of reason mentioned above.

Appellant

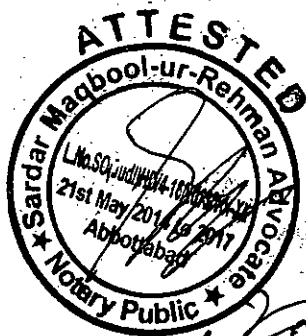


(AMIR SAMAD)
Forest Guard
Service Card No 1367

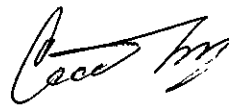
Dated:- 12-02-2015

AFFIDAVIT:-

I, Amir Samad Forest Guard at Kohistan Water Shad Division, Baisham, do hereby solemnly affirm and declare on Oath that all the contents of this application are true and correct to the best of our knowledge and belief and nothing has been concealed OR withheld from this Honourable Court.



16/2/2015



DEPONENT