

19.05.2022 Learned counsel for the petitioner present. Mr. Muhammad Adeel Butt, Addl. AG for the respondents present.

Learned AAG requested that time may be granted to him for submission of implementation report. Granted. To come up for implementation report on 15.07.2022 before S.B.



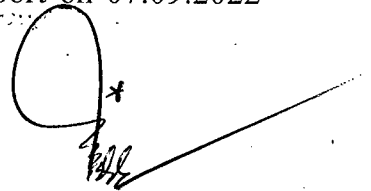
(Mian Muhammad)
Member (E)

15.07.2022

Learned counsel for the petitioner present. Mr. Muhammad Adeel Butt, Additional Advocate General alongwith Mr. Qasim Khan, Superintendent for the respondents present.

Implementation report not submitted. Learned Additional Advocate General committed at the bar that opportunity may be granted to contact and consult the respondent department for submission of proper implementation report on the next date. Adjourned. To come up for implementation report on 07.09.2022 before S.B.

SCANNED
KPST
Shawar



(MIAN MUHAMMAD)
MEMBER(E)

25.04.2022

None for the petitioner present. Mr. Muhammad Adeel Butt, Addl: AG alongwith Mr. Qasim Khan, Superintendent for respondents present.

The respondent-department submitted Notification No. 3690-3704/Estt:V/Saleem Asmat/NT dated 10.02.2022 whereby judgement of the Service Tribunal in Service appeal No. 113/2017 of the appellant delivered on 13.07.2021, has been conditionally implemented by allowing the appellant to stand retired from service w.e.f 02.01.2019 (AN) subject to any adverse orders of the Competent Court of law in criminal case as well as pending CPLA before the august Supreme Court of Pakistan. Copy of the Notification is placed on file. Notices be issued to the petitioner and his counsel. Adjourned. To come up for further proceedings on 09.05.2022 before D.B.


(MIAN MUHAMMAD)
MEMBER(E)

09.05.2022

Petitioner present through counsel.

Kabir Ullah Khattak learned Additional Advocate General alongwith Imran Akbar Assistant for respondents present.

Implementation report was not submitted. Respondents requested for time to submit implementation report; granted with strict direction to submit implementation report on or before the next date. To come up for implementation report on 19.05.2022 before S.B.


(Rozina Rehman)
Member (J)

21.12.2021

Junior to counsel for the petitioner and Mr. Muhammad Adeel Butt, Addl AG alongwith Qasam Khan, Superintendent for the respondents present.

Representative of the respondents is directed to submit reply to the execution petition on next date positively. Case to come up on 09.02.2022 before the S.B.


Chairman

10.02.2022

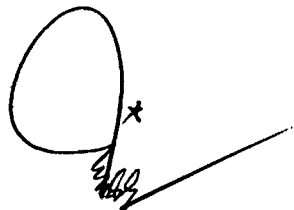
Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 30.03.2022 for the same as before.


Reader

30.03.2022

Counsel for the petitioner present. Mr. Kabirullah Khattak, Addl: AG for respondent present.

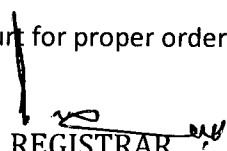


On previous date the case was adjourned on reader note, therefore notice of prosecution be issued to the respondents. Adjourned. To come up for further proceedings on 25.04.2022 before S.B.


(MIAN MUHAMMAD)
MEMBER(E)

Form- A
FORM OF ORDER SHEET

Court of _____

199/21

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	27.09.2021	<p>The execution petition of Mr. Saleem Asmat submitted today by Mr. Bilal Ahmad Kakaizai Khan Advocate may be entered in the relevant register and put up to the Court for proper order please.</p> <p> REGISTRAR</p>
2-		<p>This execution petition be put up before S. Bench at Peshawar on <u>05/11/21</u>.</p> <p> CHAIRMAN</p>
	05.11.2021	<p>Counsel for the appellant present.</p> <p>Notices be issued to the respondents. To come up for implementation report on 21.12.2021 before the S.B.</p> <p> Chairman</p>

BEFORE KPK SERVICE TRIBUNAL, PESHAWAR.

EP No 199/21

Service Appeal No: /130/ 2017

Date of Decision: 13.07.2021

SALEEM ASMAT VS Government of Khyber Pakhtunkhwa etc.

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<i>Affidavit</i>		4
<i>Addresses Sheet</i>		5
Annexure-A	Judgment dated 13.07.2021	6-16
Wakalatnama		nil

Appellant / Applicant

Through,

BILAL AHMAD KAKAIZAI
(Advocate, Peshawar)

BEFORE KPK SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No: 113 / 2017
Date of Decision: 13.07.2021

SALEEM ASMAT
Retired Naib Tehsildar,
Irrigation, Gomal, D.I.Khan.

..... APPLICANT / APPELLANT

VERSUS

1. **GOVERNMENT OF KHYBER PAKHTUNKHWA,**
Revenue & Estate Department,
Through Secretary / SMBR, Civil Secretariat, Peshawar.

2. **SENIOR MEMBER BOARD OF REVENUE,**
Government of Khyber Pakhtunkhwa, Peshawar.

..... RESPONDENTS

APPLICATION FOR IMPLEMENTATION OF JUDGEMENT
DATED 13.07.2021.

Respectfully Sheweth,

1. That, Appellant / Applicant filed the subject mentioned Appeal in this Honorable Tribunal, which was accepted on 13.07.2021, copy of the Judgment dated 13.07.2021 is attached as **Annexure-A.**
2. That, the Respondents were time and again requested to implement the above said Judgment in its letter & sprit but they seems to be reluctant.

3. That, Applicant / Appellant has already been retired and his pension is not released.
4. That, justice delayed is Justice denied.

In view of the above, it is requested that Respondents be directed to implement the Judgment dated 13.07.2021, without any further delay with such other relief as may deem fit in the circumstances of the case may also be granted.

Appellant / Applicant

Through:

BILAL AHMAD KAKAIZAI
(Advocate, Peshawar)

BEFORE KPK SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No: 113 / 2017
Date of Decision: 13.07.2021

SALEEM ASMAT VS Government of Khyber Pakhtunkhwa etc.

AFFIDAVIT

I, Saleem Asmat S/o Nasrullah Khan Naib Tehsildar, Retired, Appellant / Applicant, do hereby on oath affirm and declare that the contents of the Implementation Application are true and correct to the best of my knowledge and belief and nothing has been kept secret from this Honorable Tribunal.

Deponent

Identified by:

BILAL AHMAD KAKAIZAI
(Advocate, Peshawar)

5

BEFORE KPK SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No: 113 / 2017

Date of Decision: 13.07.2021

SALEEM ASMAT VS Government of Khyber Pakhtunkhwa etc.

ADDRESSES OF PARTIES.

APPELLANT:

SALEEM ASMAT, Retired Naib Tehsildar, Irrigation, Gomal, D.I.Khan.

RESPONDENTS:

1. Government of Khyber Pakhtunkhwa, Revenue & Estate Department, Through Secretary / SMBR, Civil Secretariat, Peshawar.
2. Senior Member Board of Revenue, Government of Khyber Pakhtunkhwa, Peshawar.

Applicant / Appellant

Through,

BILAL AHMAD KAKAIZAI
(Advocate, Peshawar)

6 A



BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No: 113 / 2017

Khyber Pakhtunkhwa Service Tribunal

Diary No. 66

Dated 19-1-2017

SALEEM ASMAT,
Naib Tehsildar,
Irrigation, Gomal, D.I.Khan


..... **APPELLANT**

VERSUS

1. GOVERNMENT OF KHYBER PAKHTUNKHWA,
Revenue & Estate Department,
Through Secretary / SMBR, Civil Secretariat, Peshawar.
2. SENIOR MEMBER BOARD OF REVENUE,
Government of Khyber Pakhtunkhwa, Peshawar.

..... **RESPONDENTS**

APPEAL UNDER SECTION 4 OF KPK SERVICE TRIBUNAL ACT, 1974 AGAINST ORDER NO. ESTT.V/PF/(S.ASMAT)/22698 DATED 19.09.2016 HANDED OVER TO APPELLANT ON 25.10.2016 AGAINST WHICH DEPARTMENT APPEAL DATED 15.11.2016 WAS FILED, WHICH WAS ALSO DISMISSED VIDE ORDER DATED 23.12.2016.

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Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Prayer: That on acceptance of this Service Appeal the Impugned Order dated 19.09.2016 as well as Impugned Appellate Order dated 23.12.2016 be set aside and Appellant's Promotion Order may please be restored with such other relief as may deem fit in the circumstances of the case may also be granted.

Filed to-day
Registrar
19/1/17

Re-submitted to-day and filed.


Registrar
21/1/17

7

8

Respectfully Sheweth,

Short facts, giving rise to present Service Appeal, are as under:


1. That, Appellant was Appointed & posted as Naib Tehsildar in his own pay & scale vide Order dated 13.01.2004 and on the same day he assumed the charge, copy of the Posting Order is attached as Annexure-A.
2. That, Appellant claimed his Seniority w.e.f. the date of his posting as Naib Tehsildar, therefore, his appeal was accepted by the Respondent No. 2 on 29.09.2009 whereby the services of Appellant as Naib Tehsildar were regularized w.e.f. 13.01.2004, copy of the Judgment issued by Respondent No. 2 is attached as Annexure-B and Order in this respect, dated 18.01.2010 is attached as Annexure-C.
3. That, in order to secure the seniority from the date of Promotion, the Appellant approached this Honourable Tribunal on many occasions moreover an Appeal in continuation of previous Appeals is also pending subjudice before this Honourable Tribunal, copy of the Pending Appeal is attached as Annexure D.
4. That, the Respondent No. 2, mala fide, on 19.09.2016 withdrew Orders dated 29.09.2009 and Order dated 18.01.2010 without mentioning any lawful reasons or justifications, copy of the Impugned Order is attached as Annexure E. It is important to mention here that the Order dated 19.09.2016 was handed over to the Appellant, unofficially, on 25.10.2016.
5. That, as per law applicable Appellant submitted his Departmental Appeal / Representation dated 15.11.2016 to the Competent Authority which was later on dismissed on 23.12.2016 without mentioning reasons, copy of the Departmental Appeal and Impugned Appellate Order is attached as Annexure F & G, hence, this Service Appeal on the following amongst other grounds: -

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EXAMINER
for Panchajanya
Tribunal
Chowari

GROUND:

- A. That, the Impugned Order as well as Impugned Appellate Order in Appeal is illegal, unlawful, void and ineffective.
- B. That, the same is against the principles of Natural Justice, also.
- C. That, Appellant was Appointed & posted as Naib Tehsildar in his own pay & scale vide Order dated 13.01.2004 and on the same day he assumed the charge
- D. That, Appellant claimed his Seniority w.e.f. the date of his posting, therefore, his appeal was accepted by the Respondent No. 2 on 29.09.2009 whereby the services of Appellant as Naib Tehsildar were regularized w.e.f. 13.01.2004.
- E. That, it is important to mention here that before passing the Order dated 18.01.2010 & 29.09.2009, the Appellant was considered by the Departmental Promotion committee and was found fit for promotion however due to issuance of Orders dated 18.01.2010 & 29.09.2009 Appellant was not promoted because his promotion already took effect due to above mentioned orders.
- F. That, a Seniority List showing the position of the Naib-Tehsildars according to the date of regularization of each, was circulated vide Boards office No.1270/Admn dated 30.06.2010. In this Seniority List the name of the Appellant appears at S.No.17 with correct entry of date of promotion.
- G. That, while dealing with the Departmental Appeal of the Appellant, the Appellate Authority did not paid any heed to the similarly placed Naib Tehsildars who were also promoted by the Department on the same pattern, copies of the relevant orders are attached as Annexure H & J. It is important to mention here that these incumbents are now serving as PMS Officers.

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Khyber Pakhtunkhwa
Service Tribunal
Peshawar

- H. That, the Appellant has been dealt with different yardstick and the Appellate Order is seems an example of nepotism and favoritism.
- I. That, apart from Annexure H & J, other employees were also promoted by the Respondent No. 2 but no order or seniority from any incumbent has been withdrawn by the Respondents.
- J. That, the act of the Respondent No. 2 is against the Article 4, 25 & 27 of the Constitution of Islamic Republic of Pakistan, 1973.
- K. That, the Order dated 23.12.2016 has been passed in hasty manner. Even otherwise the same is against the principle enshrined in the section 24-A of the General Clauses Act, 1897.

It is, therefore, requested that Appeal be accepted as prayed for.

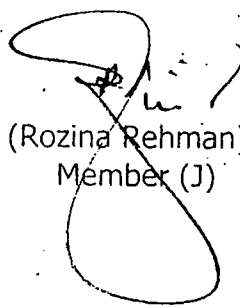


AFFIRMED
 EXAMINER
 Khyber Pakhtunkhwa
 Service Tribunal
 Peshawar

Certified to be true copy
 EXAMINER
 Khyber Pakhtunkhwa
 Service Tribunal,
 Peshawar

[Signature]
 Appellant

Through:
[Signature]
BILAL AHMAD KAKAIZAI
 (Advocate, Peshawar)

[Signature]
 Date of Presentation of Application 15/7/21
 No. of Copies 2000
 Copy 22
 Fee 4
 Tax 26
 No. Sp
 Date of Delivery of Copy 27/8/21
 Date of Delivery of Copy 27/8/21

S.No	Date of order/proceedings	Order or other proceedings with signature of Judge or Magistrate and that of parties where necessary.
1	2	3
	13.07.2021	<p><u>Present:</u></p> <p>Bilal Ahmad Kakazai, Advocate ... For Appellant</p> <p>Kabir Ullah Khattak, Additional Advocate General ... For respondents</p> <p>Vide our detailed judgment of today of this Tribunal placed on file, we accept the appellant's appeal as prayed for. Consequently, the impugned order dated 19.09.2016 and order dated 23.12.2-016 of departmental appellate authority are set aside and order of appellant's promotion stands restored. There is not order as to costs. File be consigned to the record room.</p> <p><u>ANNOUNCED.</u> 13.07.2021</p> <div style="display: flex; justify-content: space-around; align-items: center;"> <div style="text-align: center;">  (Rozina Rehman) Member (J) </div> <div style="text-align: center;">  (Ahmad Sultan Tareen) Chairman </div> </div> <div style="margin-top: 20px;"> <p>ATTESTED</p>  EXAMINER Khyber Pakhtunkhwa Service Tribunal Peshawar </div>

11

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No. 113/2017

Date of Institution ... 19.01.2017

Date of Decision ... 13.07.2021



Saleem Asmat Naib Tehsildar, Irrigation, Gomal, DI.Khan.
... (Appellant)

VERSUS

The Government of Khyber Pakhtunkhwa, Revenue & Estate Department through Secretary/Senior Member Board of Revenue, Civil Secretariat, Peshawar and another.

... (Respondents)

Present:

MR. BILAL AHMAD KAKAZAI, --- For Appellant.
Advocate

KABIR ULLAH KHATTAK, --- For respondents.
Additional Advocate General

AHMAD SULTAN TAREEN --- CHAIRMAN
ROZINA REHMAN --- MEMBER(Judicial)

JUDGEMENT

AHMAD SULTAN TAREEN, CHAIRMAN:-The appellant named above has invoked the jurisdiction of this Tribunal through service appeal described above in the heading challenging thereby the order of Senior Member Board of Revenue (SMBR) as to withdrawal of his promotion and purporting the same being against the facts and law.

2. The facts precisely include that appellant was appointed as Naib Tehsildar in his own pay & scale (OPS) vide order dated 13.01.2004 and on the same day he assumed the charge. He claimed his seniority with effect from the date of his posting as Naib Tehsildar and on acceptance of his appeal by the Respondent No.2 (SMBR), appellant's services as Naib Tehsildar were

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regularized w.e.f. 13.02.2004. He i.e. appellant was in pursuit of securing seniority from the date of his promotion and his service appeal in continuation of previous service appeals was pending before this Tribunal when the Respondent No. 2 vide order dated 19.09.2016 purportedly received by appellant on 25.10.2016 withdrew the orders dated 29.09.2009 18.01.2010 without mentioning any lawful reason or justification. Feeling aggrieved, he filed departmental appeal on 15.11.2016 which was rejected vide order dated 23.12.2016. As a matter of next remedy, present service appeal was preferred and admitted for full hearing with notice to the respondents. They on attending the proceedings have filed written reply/comments refuting the claim of appellant for the relief as sought by him in the memorandum of appeal.

3. We have heard the arguments and perused the record.

4. It was argued on behalf of the appellant that although his services as Naib Tehsildar were regularized by an administrative order on acceptance of his appeal by the SMBR but it is specifically mentioned by SMBR in his order dated 29.09.2009 that case of the appellant for selection/promotion as Naib Tehsildar had already been decided vide minutes of Departmental Promotion Committee meeting held on 31.03.2008. The appellant's case for promotion was considered by DPC. His promotion was to take place in light of minutes of DPC but his services as Naib Tehsildar were regularized earlier leaving no need for order of promotion in light of DPC's recommendation. The name of appellant was included in the seniority list of Naib Tehsildars as properly circulated. His name appeared at S. No. 17 as per date of his regularization. However, this seniority position of the appellant was changed in the list circulated vide office order No. 15261/Admn: V/SI dated 10.08.2010, wherein the appellant was shown at S. No. 62 on the basis of wrong date of promotion to the post of Naib Tehsildar i.e. 31.03.2008 instead of 13.01.2004. So, the appellant started pursuit for benefits of

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his seniority but it was malafidely intercepted by withdrawal of the orders of regularization of his services as Naib Tehsildar. The appellant was treated discriminately for the reason that others employees were also promoted by the Respondent No. 2 in similar pattern but in their case, no incumbent was treated with withdrawal of their orders or seniority and some of them are now serving as PMS Officers with career progression on the basis of same orders of Respondent No.2. While concluding his arguments, learned counsel for the appellant contended that impugned orders are against the facts and law and suffer from malafide and unfairness of the respondents. Therefore, the appeal on strength of its facts and grounds is worth acceptance.

5. It was argued on behalf of respondents that promotion to the post of Naib Tehsildar from the Ministerial Establishment was doable only on recommendation of DPC but the same in case of appellant was not accordingly made. The appellant got the promotion illegally through an administrative order which was nothing more than an out-of-turn promotion always deprecated by the Superior Courts in various pronouncements. The learned AAG concluded his arguments with the submission that order of appellant's promotion in its particular style was not tenable under the facts and law and was rightly withdrawn through impugned order of the competent authority. He requested for dismissal of appellant's appeal with costs.

6. The respondents in their parawise comments, while giving justification of the impugned order, have termed the appellant's promotion as out-of-turn promotion having been made by an administrative order. So, the main question comes to fore for our determination is whether the promotion of appellant could be treated by the respondents as out-of-turn promotion, when view in light of appellant's grounds of appeal and the reply of respondents. For answer to the question, we have firstly differentiate the timelines of the service of appellant as

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Naib Tehsildar. Thus, the first period of his service as such relates to OPS w.e.f. 13.01.2004 to 29.09.2009 and second period starts after 29.09.2009 till passing of the impugned order. As far as first period is concerned, the same being relevant for question of seniority has got no relevance for discussion in the matter of present appeal. It is there in the grounds of appeal and also argued before us that the case of appellant was considered by DPC for promotion as Naib Tehsildar much before passing of the order of his regularization 29.09.2009. We have also noticed that this fact is also cited in the order dated 29.09.2009 as passed by the then SMBR. In reply to ground "E" of the memorandum of appeal, the respondents have admitted the fact of discussion of appellant's case for promotion as Naib Tehsildar by the DPC but with the rider that was not considered as he was junior most in D.I.Khan Division. In support of said assertion, the respondents also annexed the copy of seniority list with their reply. According to the said list of 23 incumbents, name of the appellant appears at S.No. 10 which negates the stance of respondents as to his being junior most in D.I.Khan Division. If he was not considered for promotion, they were required to furnish the minutes of DPC meeting with their comments but omitted. Therefore, presumption goes in favor of the appellant that if they had produced the said minutes of meeting from their custody, they would have supported the case of appellant. The order of regularization of appellant's promotion as Naib Tehsildar from 13.01.2004 was passed by the then SMBR namely Ahsanullah Khan but it is evident from a copy of order dated 07.01.2016 of the SMBR annexed with parawise comments of respondents sent to the Registrar of this Tribunal vide letter No. Judi/SMBR/1797 dated 18-01-2016 in relation to the order dated 01.12.2015 of this Tribunal in Service Appeal No. 932/2013 of the appellant; whereby the appeal of the appellant claiming seniority for OPS service period was rejected. It is there in the said order that on

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 Officer-in-Charge
 Service Tribunal
 Islamabad

posting of (Waqar Ayub) the then Senior Member, Board of Revenue, he (the appellant) was given seniority from the date of his regular promotion as Naib Tehsildar i.e. from 29.09.2009. The given expression in the said order admits the regularization of appellant's promotion from 29.09.2009 which is the date of order passed by the then SMBR namely Ahsanullah Khan. So, if there was anything questionable about the order dated 29.09.2009, it stood settled leaving no room for its second review at departmental level. It is noteworthy that Service Appeal No. 130/2016 is pending before this Tribunal whereby the appellant has impugned the order of SMBR reckoning his seniority from 29.09.2009 instead of 13.01.2004. The impugned order was passed during pendency of said appeal which impelled the appellant to challenge the same firstly through departmental appeal and next through the service appeal at hand. The copy of the memo of service appeal No. 130/2016 has been annexed with memo of appeal at hand. In factual account of appeal No. 130/2016, reference is made to two other service appeals one bearing No. 813/2011 decided on 19.06.2012 and the other bearing No. 932/2013 decided on 01.12.2015. From this account, it appears that the appellant had continuously kept the respondents engaged with the claim of his seniority still subjudice before this Tribunal. It is also pertinent to point out that same orders as withdrawn through impugned order were pressed into service by the appellant in his previous service appeals duly contested by the respondents and were disposed of by giving judicious consideration to the orders of appellant's regularization from 13.01.2004. The first service appeal was preferred in the year 2011 claiming seniority on strength of the orders dated 29.09.2009 and 18.01.2010, and matter was remitted to the Respondent No. 2 but woke up to withdraw the said orders 19.09.2016 when the appellant was pursuing his service appeal in the third round before this Tribunal in the similar matter. The impugned order dated 19.09.2016 lacks the justification that which

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ATTESTED
 EXAMINER
 Khyber Pakhtunkhwa
 Service Tribunal
 Peshawar

was the impelling cause for review of the orders dated 29.09.2009 and 18.01.2010 when the matter of seniority in pursuance to said orders was subjudice before this Tribunal. Obviously, if the impugned order is kept intact, it will defeat the ongoing pursuit of the appellant since 2011 for judicial remedy in the matter of his seniority being claimed on strength of orders dated 29.09.2009 and 18.01.2010 as withdrawn by the Respondent No.2. Thus, the impugned order on its face does not stand to the test of fairness and transparency and is liable to be reversed. We are mindful of question formulated herein above having regard to the arguments and grounds of defense taken in parawise comments of the respondents. The answer to the said question if not possible in negative but same could not be answered in affirmative in view of particular factual position of the appellant's case as discussed herein above, particularly when the respondents have not been able to rebut the fact of consideration of appellant's promotion by DPC as cited in the order dated 29.09.2009 and also urged through a specific ground in the memo of appeal. The grounds of defense taken by respondents in their parawise comments and the arguments advanced at the bar would be workable, if they have not acquiesced in the orders after their judicious consideration by this Tribunal in the orders passed in service appeals discussed herein above in this judgment in relation to the pursuit of appellant for seniority.


7. For what has gone above, we accept the appellant's appeal as prayed for. Consequently, the impugned order dated 19.09.2016 and order dated 23.12.2016 of departmental appellate authority are set aside and order of appellant's promotion stands restored. There is no order as to costs. File be consigned to the record room.

certified
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

ANNOUNCED
13.07.2021

(Rozina Rehman)
Member (J)

(Ahmad Sultan Tareen)
Chairman

		GOVERNMENT OF KHYBER PAKHTUNKHWA. BOARD OF REVENUE, REVENUE & ESTATE DEPARTMENT. (Establishment Section)	
		091-9213989	No. Estt: V/117/Saleem Asmat/ NT/RTD/ <u>21667-67</u> Peshawar Dated the 20/05/2022

To

The Assistant to Commissioner (Rev & GA),
 DIKhan Division.

**SUBJECT: PENSION PAPERS IN RESPECT OF MR. Saleem Asmat EX - NAIB
TEHSILDAR**

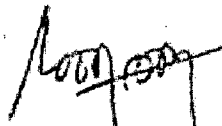
Dear Sir,

I am directed to refer to your letter No. 2419-2421/Estt: dated 13.05.2022 on the subject and to enclose pension papers (02) two set (in original) in respect of Mr. Saleem Asmat Ex - Naib Tehsildar duly signed by Senior Member, Board of Revenue / Secretary Revenue and Estate Department for further necessary action at your end please.


 Noor Khan
 Assistant Secretary (Estt)

No & dated even:
 Copy forwarded to the:-

1. Deputy Commissioner DIKhan.
2. Assistant Secretary (Lit-II) Board of Revenue.
3. PS to Commissioner DIKhan Division.


 Noor Khan
 Assistant Secretary (Estt)

“B”

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

General Dir:
 Dy: No.....
 Date.....
 Revenue & Est.
 Peshawar
[Signature]

No.

SB
 Appeal No. E.P.No. 199 & 200 of 20 22
Saireem Asmat & Others Appellant/Petitioner

Versus
Govt of KPK Revenue & Estate Deptt. Through Secy/SMBR Respondent
 Respondent No. (2)

Notice to: — Senior Member Board of Revenue
Govt of KPK Peshawar.

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on.....13/07/2022.....at 8.00 A.M. If you wish to urge anything against the appellants/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

E.P.
Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No.....dated.....

Given under my hand and the seal of this Court, at Peshawar this.....02.....

Day of.....June.....20 22

For Impl-ment-tion Report

[Signature]

Registrar,
 Khyber Pakhtunkhwa Service Tribunal,
 Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.
 2. Always quote Case No. While making any correspondence.