

24.12.2018

Mr. Atiqur Rahman Advocate junior to Mr. Rahmanullah, Advocate for appellant in the instant case present, ~~and~~ an application for withdrawal of appeal has been preferred on the ground that the grievance of the appellant had been redressed. Application is placed on file.

Dismissed as withdrawn.


Chairman

81/0/21
ANNOUNCED

24.12.2018

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 1165/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	18/09/2018 22-9-18	<p>The appeal of Mr. Ali Sher Khan presented today by Mr. Rehmanullah Shah, Advocate may be entered in the Institution Register and put up to the Learned Member for proper order please.</p> <p style="text-align: right;"><i>[Signature]</i> REGISTRAR 18/9/18</p>
2-	31.10.2018	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>31-10-18</u>.</p> <p style="text-align: right;"><i>[Signature]</i> MEMBER</p> <p>Due to retirement of Hon'ble Chairman, the Tribunal is defunct. Therefore, the case is adjourned. To come up on 18.12.2018.</p> <p style="text-align: right;"><i>[Signature]</i> Reader</p>
	18.12.2018	<p>Appellant absent. Learned counsel for the appellant absent. Adjoin. To come up for preliminary hearing on 24.12.2018 before S.B.</p> <p style="text-align: right;"><i>[Signature]</i> Member</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL

PESHAWAR

Service Appeal No. 1165/2018

Ali Sher Khan S/O Jehangir Khan

APPELLANT

VERSUS

Chief Secretary Government of Khyber Pakhtunkhawa & others

RESPONDENTS

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Appellant

Through.

Rehman Ullah Shah

MA, LLM

Advocate

Ibn e Abdullah Law Associates

11 Azam Tower University Road, Peshawar

Phone & Fax # 091- 570 2021

infoila56@gmail.com

①

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL

PESHAWAR

Service Appeal No. 1165.../2018

Ali Sher Khan S/O Jehangir Khan
Ex – Tehsildar at Hapripur, Distt Haripur
Presently Additional Assistant Commissioner (Rev) Mansehra
Office of Additional Assistant Commissioner, Mansehra, Distt Mansehra

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 1457

Dated 18/9/2018

APPELLANT

VERSUS

1. Chief Secretary
Government of Khyber Pakhtunkhawa at Peshawar
2. Secretary Board of Revenue
Government of Khyber Pakhtunkhawa at Peshawar
3. Senior Member Board of Revenue,
Government of Khyber Pakhtunkhawa at Peshawar
4. Deputy Commissioner
Office of the Deputy Commissioner at Haripur

RESPONDENTS

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL ACT, 1974, AGAINST THE ORDER OF RESPONDENT NO.3
WHILE IMPOSING A MINOR PENALTY OF THE WITHHOLDING ONE
INCREMENT FOR THE PERIOD OF ONE YEAR, AND AGAINST NOT TAKING
ANY ACTION ON THE DEPARTMENTAL APPEAL OF THE APPELLANT WITH
IN STATUTORY PERIOD OF 90 DAYS.

Filed to-day

IN STATUTORY PERIOD OF 90 DAYS.

Registrar

18/9/18. PRAYER IN APPEAL.

On acceptance of this appeal, this Honourable Tribunal may very graciously be pleased to set aside the impugned Order dated April 16, 2018. And, similarly the appellant may very graciously be allowed to receive the said increments in the best interest of justice since date of curtailment of increment.

Respectfully submitted as under.

1. The appellant, Ali Sher Khan S/O Jehangir Khan, presently posted as Additional Assistant Commissioner (BPS-17), and previously posted as Tehsildar Haripur {BS - 16} at office of the Tehsildar Haripur; District Haripur filed Departmental Appeal against the subject order whereby minor penalty of withholding one increment for 1 year has been imposed.
2. The basis of the instant Appeal is Visit of the Secretary -I Board of Revenue and Director Land Record, KP on 15/ 01/ 2018 note some 4 alleged irregularities during the visit. A detail reply was given explaining all the allegations in detail and refuted the same. But the same reply to show cause was not appreciated, and resultantly, the titled penalty was imposed. I would like to reply that some of the Mutations were not submitted due to Court matters, and the same were not submitted due to non-availability of NOK as he was assigned the duty at computer section. Similarly, it was alleged that I was not in field. This allegation is wrong and I refute the same on the ground that I was asked by worth ADC to reach office along with Dil Nawaz Patwari as Director Land Record would inspect the record, and I obeyed the order of the superior. Hence there is no negligence on my part for the same.

{Copy of the Charge Sheet is annex as "A"}

Similarly, during the visit by the worthy Director Land Record, the Schedule of visits was affixed and visible. So far as affixation of official Charts are concern, there was no direction from the Office, although for Public Information, in 2016 a Chart was received from the office of the Learned Deputy Commissioner, and the same are affixed at the office.

3. It is worth to mention that prior to suspension, the officials concern floated the news of suspension prior to proper inquiry, and legal proceedings as per mandate of law.
4. Since date of appointment, the Appellant served the Department with zeal and zest, commitment and sincerity. The service record would reveal that Appellant has served the Department in areas where every official was reluctant to perform duty, but having sincerity and commitment, he has served and even serving the Department being a loyal employee. It is pertinent to mention that during the service period, no allegation or charges has been leveled against the appellant throughout his professional career. He has continued his duties to the entire satisfaction of his

immediate officers, and always remained punctual and committed to his job.

5. It is pertinent to mention that no show-cause notice was served upon the appellant by the authority.
6. Similarly inquiry was conducted, and finally, the Inquiry Officer recommended a penalty in the shape of "Warning"
7. Based on the Inquiry Report, Respondent No. 3 imposed the minor penalty of withholding 1 increment for the 1 period year has been imposed.
{Copy of the impugned order is annexed as "B"}
8. That feeling aggrieved from the said order, the appellant preferred Departmental Appeal before Respondent No. 1 within time against the said order as the same was against the norms of law and even against the recommendation suggested by the Inquiry Officer.
{Copy of the Departmental Representation is annexed as "C"}
9. That the appeal of the Appellant was filed, but till expiry of the statutory period, no order on appeal has been passed, hence this Appeal has been preferred before this Hon'ble tribunal for redressal.
10. It is worth to mention that as to fill in the dents, respondents vide letter dated September 07, 2018 letter No. 31712 issued a Show Cause Notice instead a penalty has already been imposed, and against that order a Departmental Appeal was pending.
{Copy of the Impugned order is annex as "D & D1"}
11. That feeling aggrieved from the said unlawful treatment, the appellant prefers this appeal within time against the impugned order on the following amongst other grounds.

GROUND:

- A. That the law on the subject provides for a charge sheet to be served on the appellant; he shall be required to put in a written defence within seven days of the communication of the charge sheet and a regular inquiry shall be conducted in the accused official be, associated therewith, giving him opportunity to cross examine the witnesses produced against him and he shall also be allowed to record evidence in his defence. These legal

requirements as contemplated have put aside and the impugned order was passed in a vacuum, which has never been the mandate of law.

- B. That the appellant was not given the opportunity being heard which clear violation of mandate of law and the same has been emphasized by the Superior Court of Homeland that no one shall be condemned unheard.
- C. That the appellant served the department for a considerable long period, he remained faithful to his duties, and served the department with full devotions, commitment and enthusiasm. This could be confirmed from his service record.
- D. That the impugned order is illegal, against the law on the subject, therefore needs to be set aside in the best interest of justice. It is worth to mention that under the law, once guilt of an employee has not been proved through cogent reasons by the competent court of law, he shall be considered as innocent.
- E. That the impugned order is without lawful authority, and without Jurisdiction, hence the same is liable to be withdrawn from the date of its issuance in the interest of justice.
- F. That the impugned order is based on wrong and mis-application of the law on the subject. Hence not tenable in the eye of law. to support this stance, the appellant would place reliance on notification for ready reference to assist the Hon'ble tribunal. Copy annex.
- G. That the appellant has been penalized at the cost of others. Even before a proper inquiry, the news of suspension was floated on the social media, and even in print media.
- H. That the law on the subject has been violated altogether, The Respondent has adopted a harsh methods by imposing minor penalty without proceeding in accordance with the law. Hence the order of withholding the increment is liable to be set aside.
- I. That the penalty of withholding one increment for the period of one year has been imposed on the appellant without due diligence which was mandatory under the law, hence the punishment awarded to the appellant is a nullity in the eye of law.

(5)

- J. That the inquiry report suggest /recommends that the appellant deserved minor penalty of warning but the same has been ousted by the Respondents. Hence stiff, strict and stubborn approached of the respondents leads to miscarriage of justice.
- K. That the action so under taken by the respondents is highly illegal and without any legal plausible and cogent reasons such action are always discouraged by the superior courts.
- L. That no lose/damage has been caused to public exchequer by the act of the appellant therefore the penalty of stoppage of increments in unreasonable. (*Reliance on 1996 PLC (CS) 461*)
- M. That with the permission of this Hon'ble Tribunal further grounds may be raised when the stance of the respondents comes in black and white.

PRAYER

It is therefore, most humbly prayed that on acceptance of the instant appeal, this Honourable Tribunal may very graciously be pleased to set aside the impugned order dated April 16, 2018 initial order of imposing minor penalty upon the appellant.

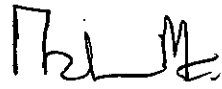
Any relief which this Hon'ble Tribunal deems appropriate in law, equity may also be granted.

INTERM RELIEF.

By way of interm relief, operation of the impugned Notification may kindly be suspended, and appellant may kindly be allowed to receive the same till final disposal of the instant appeal.

Through.


Appellant


Rehman Ullah Shah
M.A, LL.M
Advocate

(6)

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL

PESHAWAR

Service Appeal No...../2018

Ali Sher Khan S/O Jehangir Khan _____ APPELLANT

VERSUS

Chief Secretary Govt of KP & others _____ RESPONDENTS

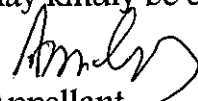
APPLICATION FOR CONDONATION OF DELAY

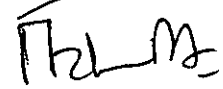
Respectfully submitted as under.

1. That the instant appeal has been filed before this Hon'ble Tribunal in which no date is fixed yet.
2. That this application may be considered as integral part of the appeal.
3. That the instant appeal is preferred with a delay of few days after lapse of statutory period of 90 days. The delay is caused due to Sunday followed by next working day but due to Lawyers' Strike, the same is not filed within time. That superior courts have held that matters may be decided on merit rather technicalities.
4. That the delay is not deliberate or intentional.

It is therefore, most humbly request that the delay may kindly be condoned in the best interest of justice.

Through


Appellant



Rehman Ullah Shah

MA, ILM

Advocate

(7)

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL
PESHAWAR

Service Appeal No...../2018

Ali Sher Khan S/O Jehangir Khan

APPELLANT

VERSUS

Chief Secretary

Government of Khyber Pakhtunkhawa at Peshawar & others

RESPONDENTS

AFFIDAVIT

I, Ali Sher Khan S/O Jehangir Khan Distt Peshawar, do hereby solemnly affirm and declare on oath that the contents of the accompanying Appeal are true and correct to the best of my knowledge and belief and nothing has been kept concealed from this Hon'ble Court.

Deponent



Ali Sher Khan S/O Jehangir Khan

17301-1430189-5

**BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL
PESHAWAR**

In Re: _____

Service Appeal No. 1165/2018

Ali Sher Khan S/O Jehangir Khan

Appellant

Versus

Chief Secretary Government of KP & Others

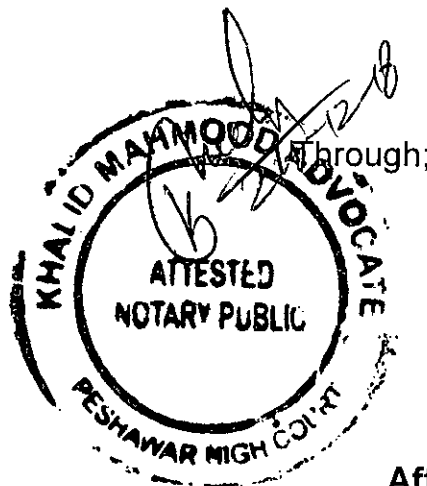
Respondents

Application for Withdrawal of the Instant Case

Respectfully submitted as under;

1. That above titled appeal is pending before this Hon'ble tribunal and is fixed for today i-e dated 24/12/2018.
2. That the grievance of the appellant (imposing a minor penalty of withholding one increment for the period of one year, and against not taking any action on the departmental appeal of the appellant) has been addressed by respondents therefore appellant's cause of action ceased to exist. Hence, appellant do not want to pursue the case.
3. That there is no legal bar on withdrawal of the case. Furthermore it is in the interest of parties as well as in the interest of justice.

It is therefore most humbly prayed that on acceptance of this application the above cited appeal may kindly be dismissed as withdrawn in the best interest of justice.



Affidavit

Appellant

Rehman Ullah Shah
Advocate High Court

I, Ali Sher Khan S/O Jehangir Khan R/O Mansehra do hereby solemnly affirmed on oath that the content of the application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble court.

Deponent

(8)

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL
PESHAWAR

Service Appeal No...../2018

Ali Sher Khan S/O Jehangir Khan

APPELLANT

VERSUS

Chief Secretary

Government of Khyber Pakhtunkhawa at Peshawar & others

RESPONDENTS

MEMO OF ADDRESSES

APPELLANT

Ali Sher Khan S/O Jehangir Khan

Ex – Tehsildar at Hapripur, Distt Haripur

Presently at Office of the Board of Revenue, Peshawar

RESPONDENTS

1. Chief Secretary
Government of Khyber Pakhtunkhawa at Peshawar
2. Secretary Board of Revenue
Government of Khyber Pakhtunkhawa at Peshawar
3. Senior Member Board of Revenue,
Government of Khyber Pakhtunkhawa at Peshawar
4. Deputy Commissioner
Office of the Deputy Commissioner at Haripur

Appellant

Through:


Advocates

Annex A

CHARGE SHEET

I, Zafar Iqbal Senior Member, Board of Revenue Khyber Pakhtunkhwa as Competent Authority, hereby charge you Mr. Ali Sher Khan Tehsildar Haripur as follows:-

That you while posted as Tehsildar Haripur committed the following irregularities:-

- (a) That during snap checking by Secretary – I Board of Revenue and Director Land Records Khyber Pakhtunkhwa on 15.01.2018 it was reported that you were duty bound to ensure consignment of attested mutation with Office Kanungo within three days of attestation of mutation as per guidelines issued by Board of Revenue but you failed. Rather mutation attested in December, 2017 are still lying with your reader and not yet consigned to Office Kanungo. (Statement of Office Kanungo to this effect is enclosed).
- (b) That on the date of your tour programme at Muza Ali Khan you were found at your office while Patwar Khana Ali Khan was found closed; meaning thereby that you have attested mutations not in Jalsa – e- Aam which is gross violation of Section – 42 (8) of Land Revenue Act 1967.
- (c) That you have not affixed copy of guide lines issued by Board of Revenue in Tehsil Office building.
- (d) This act on your part tantamount to misconduct and inefficiency and liable you to be proceeded against under the Khyber Pakhtunkhwa Government Servant (Efficiency and Discipline) Rules, 2011.

2. By reasons of the above, you appear to be guilty of misconduct under Rule 3 of the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011.

3. You are, therefore, required to submit your written defence within 07 days of the receipt of this charge sheet to the Inquiry Officer.

4. Your written defence, if any, should reach the Inquiry Officer within the specified period, failing which it shall be presumed that you have no defence to put in and in that case ex-parte action shall be taken against you.

5. Intimate as to whether you desire to be heard in person or otherwise.

6. Statement of allegations is enclosed.

Senior Member

(10)

Amex "B"

GOVERNMENT OF KHYBER PAKHTUNKHWA
BOARD OF REVENUE
REVENUE & ESTATE DEPARTMENT

Peshawar dated the 16/04/2018

NOTIFICATION.

No.Estt:I/Snap Checking/_____ WHEREAS; Mr. Ali Sher Khan the then Tehsildar Haripur was proceeded against under the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011, for the charges mentioned in the Charge Sheet & Statement of Allegations.

AND WHEREAS; Mr. Mushtaq Hussain Settlement Officer Mansehra was appointed as Inquiry Officer to probe into the charges leveled against the said official and submit findings and recommendations.

AND WHEREAS the Inquiry Officer after having examined the charges, evidence produced before him and statement of accused official, submitted his report whereby the charges against the accused official stands partially proved.

AND WHEREAS I, Zaffar Iqbal, Senior Member Board of Revenue after having examined the charges, evidence produced, statement of accused official, findings of Inquiry Officer and after personal hearing of the accused concur with the findings and recommendations of the Inquiry Officer.

NOW THEREFORE, in exercise of the powers conferred under Rule-4 (a) (ii) of Khyber Pakhtunkhwa, Government Servant (Efficiency & Discipline) Rules, 2011 to impose minor penalty of withholding of one increment for a period of one year upon Mr. Ali Sher the then Tehsildar Haripur with immediate effect.

By order of
Senior Member

No.Estt:I/Snap Checking / 18334-38

Copy forwarded to the:-

1. Commissioner Hazara Division Abbottabad.
2. Deputy Commissioner Haripur.
3. Section Officer (E-II) Establishment Department Khyber Pakhtunkhwa.
4. Bill Assistant Board of Revenue.
5. Official concerned.
6. Office order file.


Assistant Secretary (Estt)

(11)

Peshawar dated May 14, 2018

To,

Hon'ble Chief Secretary Pakhtunkhwa
Chief Secretary's Secretariat, Khyber Road, Peshawar

By:

Personal service/ Courier Post

Subject:

Departmental Representation/ Appeal

Reference. Departmental Representation/ appeal against the order dated 16 April 2018 passed by the worthy Senior Member Board of Revenue, Khyber Pakhtunkhwa at Peshawar whereby the appellant has been subjected to a minor penalty of withholding of one increment for a period of one year.

From:



Ali Sher Khan

{Ex Tehsildar/BPS 16}

Presently Board of Revenue,

Peshawar

(12)

Peshawar dated May 14, 2018

To,

Hon'ble Chief Secretary Pakhtunkhwa
Chief Secretary's Secretariat, Khyber Road, Peshawar

By: Personal service/ Courier Post

Subject: Departmental Representation/ Appeal

Reference Departmental Representation/ appeal against the order dated 16 April 2018 passed by the worthy Senior Member Board of Revenue, Khyber Pakhtunkhwa at Peshawar whereby the appellant has been subjected to a minor penalty of withholding of one increment for a period of one year.

Esteemed Sir,

Respectfully submitted as under:

I, Ali Sher Khan, previously posted as Tehsildar Haripur {BS – 16} at office of the Tehsildar Haripur; District Haripur would like to file Departmental Appeal against the subject order. Since date of appointment, I served the Department enthusiasm, sincerity, zeal and zest, and with commitment till date. The service record would reveal that I have served the Department in areas where every official was reluctant to perform duty, but having sincerity and commitment. I am serving the Department being a loyal employee and contributed to Department as the same has been acknowledged by my superiors. It is worth to mention that during the service period, no allegation or charges has been leveled against me throughout my service career. I continued my duties to the entire satisfaction of my immediate officer, and always remained punctual and committed to my job. To this extent,

The basis of the instant Departmental Representation is Visit of the Secretary –I Board of Revenue and Director Land Record, KP on 15/ 01/ 2018 note some 4 alleged irregularities during the visit.

A detail reply was given explaining all the allegations in detail and refuted the same. But the same reply to show cause was not appreciated, and resultantly, the titled penalty was imposed. I would like to reply that some of the Mutations were not submitted due to Court matters, and the same were not submitted due to non-availability of NOK as he was assigned the duty at computer section. Similarly, it was alleged that I was not in field. This allegation is wrong and I refute the same on the ground that I was asked by worth ADC to reach office along with Dil Nawaz Patwari as Director Land Record would inspect the record, and I obeyed the order of the superior. Hence there is no negligence on my part for the same.

Similarly, during the visit by the worthy Director Land Record, the Schedule of visits was affixed and visible. So far as affixation of official Charts are concern, there was no direction from the Office, although for Public Information, in 2016 a Chart was received from the office of the Learned Deputy Commissioner, and the same are affixed at the office.

All these points/ allegations were clarified in reply to Show-Cause Notice, but inspite reply unfortunately, I was not pardoned of the charge.

Hence the proceeding initiated against me are absolutely one sided, and I have been tortured for no reason. The above referred impugned order date 16 April 2018 is illegal, without lawful authority, and liable to be withdrawn on the following grounds.

GROUND.

- A. That the law on the subject provides for a charge sheet to be served on the appellant; he shall be required to put in a written defence within seven days of the communication of the charge sheet and a regular inquiry shall be conducted in the accused official be, associated therewith, giving him opportunity to cross examine the witnesses produced against him and he shall also be allowed to record evidence in his defence. These legal requirements as contemplated have put aside and the impugned order was passed in a vacuum, which has never been the mandate of law.
- B. That the appellant was not given the opportunity being heard which clear violation of mandate of law and the same has been emphasized by the Superior Court of Homeland that no one shall be condemned unheard.

(14)

- ✓ C. That the appellant served the department for a considerable long period, he remained faithful to his duties, and served the department with full devotions, commitment and enthusiasm. This could be confirmed from his service record.
- D. That the impugned order is illegal, against the law on the subject, therefore needs to be withdrawn in the best interest of justice. It is worth to mention that under the law, once guilt of an employee has not been proved through cogent reasons by the competent court of law, he shall be considered as innocent.
- E. That the impugned order is without lawful authority, and without Jurisdiction, hence the same is liable to be withdrawn from the date of its issuance in the interest of justice.
- F. That the impugned order is based on wrong and mis-application of the law on the subject. Hence not tenable in the eye of law.

Esteemed Sir,

I categorically refute the allegations leveled against me. Hence I have been twisted and punished for no reasons. I have performed my duties with full commitment and enthusiasm, and never indulged in any illegal activity. My service record would reveal that I am a punctual and committed Officer.

It is therefore, most respectfully stated that on acceptance of the instant Appeal/ Representation, the order dated 16 April 2018 may very graciously be withdrawn, and I may be discharged of the penalty of withholding one increment for a period of one year.

I assure your honor of my best professional performance and zealous commitment towards my duties in future as I have shown in the past, Sir.

Ali Sher Khan

{Ex Tehsildar BPS 16}

Presently Board of Revenue,

Peshawar

Copy retained for personal need.

3/3

All relevant documents are attached for consideration.



Reg

GOVERNMENT OF KHYBER PAKHTUNKHWA.
BOARD OF REVENUE,
REVENUE & ESTATE DEPARTMENT.
Facebook ID: www.facebook.com/bor.kpk92
Twitter ID: @RevenueBoardkp
Fax No: 091.9213989

No. Estt./Inspection/SMBR/ 31712

Peshawar dated the 07/09/2018.

To
The Deputy Commissioner,
Mansehra.

SUBJECT: SHOW CAUSE NOTICE.



AR
M
Dear
11/8

I am directed to enclose copy of Show Cause Notice to be served upon Mr. Ali Sher Khan the then Tehsildar Haripur now Additional Assistant Commissioner (Rev), Mansehra with the request to direct him to appear before the Senior Member Board of Revenue on 17.09.2018 at 10:30 AM for personal hearing.

I am further directed to request you to serve the same upon the accused officer and get signature on duplicate copy which may be sent to this office as acknowledgement of its receipt.

Assistant Secretary (Ist)



(16)

GOVERNMENT OF KHYBER PAKHTUNKHWA
BOARD OF REVENUE
REVENUE AND ESTATE DEPARTMENT

Peshawar dated 07/09/2018

SHOW CAUSE NOTICE

I, Dr. Fakhre Alam Senior Member, Board of Revenue, as Competent Authority, under the Khyber Pakhtunkhwa, government servant (Efficiency & Discipline) rules 2011 do hereby serve you Mr. Ali Sher Khan Tehsildar Haripur as follow:-

- a. That during snap checking by Secretary-I Board of Revenue and Director Land Records Khyber Pakhtunkhwa on 15.01.2018 it was reported that you were duty bound to ensure consignment of attested mutation with Office Kanungu within three days of attestation of mutation as per guidelines issued by Board of Revenue but you failed. Rather mutation attested in Decemeber, 2017 are still lying with your reader and not yet consigned to Office Kanungo. (Statement of Office Kanungo to this effect is enclosed).
- b. That one the date of your tour program at Muza Ali Khan you were found at your office while Patwar Khana Ali Khan was found closed; meaning thereby that your have attested mutations not in Jalsa-e-Aam which is gross violation of Section-42(8) of Land Revenue Act 1967.
- c. That you have not affixed copy of guide lines issued by Board of Revenue in Tehsil Office building.
- d. This act on your part tantamount to misconduct and inefficiency and liable you to be proceeded against under the Khyber Pakhtunkhwa Government Servant (Efficiency and Discipline) Rules, 2011.

2. As a result thereof, I, as Competent Authority, have tentatively decided to impose upon you the penalty under Rule - 4 of the Khyber Pakhtunkhwa Government Servant (Efficiency & Discipline) Rules, 2011.

3. You are therefore required to show cause as to why the aforesaid penalty should not be imposed upon you, furthermore you are directed to appear on 17/09/18 at 10:30 AM before the undersigned for personal hearing.

4. If no reply to this Notice is received within seven days of its delivery, it shall be resumed that you have no defense to put in and in that case Ex-part action shall be taken against you.


Senior Member

No. Estt: I/Inspection/SMBR/ 31673

Peshawar, dated 07/09/2018

(17)

WAKALATNAMA

BEFORE HON'BLE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL

PESHAWAR

Ali Sheer Khan

APPELLANT

Versus

Chief Secretary Govt KPK

RESPONDENTS

I, _____ Appellant/ Plaintiff/ Defendant/
Petitioner/ Respondent in the above titled suite, do hereby appoint Rehman Ullah Shah, Advocate in
the above mentioned case, to do all or any of the following acts, deeds and things.

1. To appear, act and plead for me/us in the above mentioned case in this Court/Tribunal in which the same may be tried or heard and any other proceedings arising out of or connected therewith.
2. To sign, verify and file or withdraw all proceedings, petitions, appeals, affidavits and applications for compromise or withdrawal or for submission to arbitration of the said case, or any other documents, as may be deemed necessary or advisable by them for the conduct prosecution or defence of the said case at all its stages.
3. To receive payment of and issue receipts for, all moneys that may be or become due and payable to us during the course of proceedings.

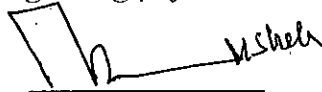
And hereby agree: -

- a) That the advocate shall be entitled to withdraw from the prosecution of the said case if the whole or any part of the agreed fee remains unpaid.

In witness whereof I/We have signed this Wakalat Nama hereunder, the contents of which have been read/explained to me/us and fully understood by me/us this _____

Attested & Accepted by:

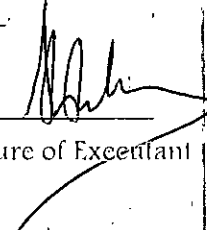
(Subject to the term regarding payment of fee)



Rehman Ullah Shah

LLM

Advocate


Signature of Exccellant

Ibn e Abdullah Law Associates

11, Azam Tower, University Road, Peshawar

Ph & Fix: 0092 91 570 2021

infoila56@gmail.com