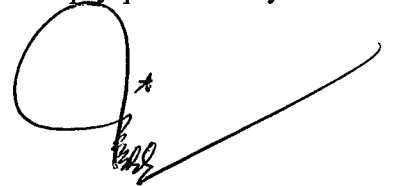


15.07.2022

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

As per order sheet dated 26.05.2021, the respondent department was directed to produce copy of the letter No. 1248-50 dated 06.04.2015. However, despite lapse of more than one year the requisite document was not produced in the court. Moreover, cost of Rs. 5000/- was imposed on the respondents vide subsequent order sheets dated 23.12.2021 and 11.05.2022. The previous orders have not been complied with by the respondents. Learned Additional Advocate General is therefore, directed to make sure compliance of the orders and to come up for reply/preliminary hearing on 16.09.2022 before S.B.




(MIAN MUHAMMAD)
MEMBER(E)

Noted.

16.02.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 11.05.2022 for the same as before.



Reader

11.05.2022

Appellant present through counsel.

Muhammad Adeel Butt, learned Additional Advocate General for respondents present.

Due to Reader's Note, respondents are not before this Bench, therefore, notice be issued to all the respondents with direction to make sure presence of an officer not below Grade-17 alongwith proper comments and cost of Rs.5000/- which was imposed vide order dated 23.12.2021. They are further directed to submit reply/comments before date. To come up for reply/preliminary hearing on 15.07.2022 before S.B.



(Rozina Rehman)
Member (J)

26.10.2021

Clerk of learned counsel for the appellant and Mr. Muhammad Adeel Butt, Addl: AG for the respondents present.

Former requests for adjournment on the ground that learned counsel for the appellant is not available today. Granted. To come up for preliminary hearing on 23.12.2021 before S.B.



Chairman

23.12.2021

Junior to counsel for appellant present.

Kabir Ullah Khattak learned Additional Advocate General alongwith Hussain Ali Litigation Assistant for respondents present.

Reply on behalf of respondents is still awaited. Request for adjournment was made on behalf of respondents. Adjourned but on cost of Rs.5000/- which shall be borne by respondents. To come up for reply and preliminary hearing on 16.02.2022 before S.B.



(Rozina Rehman)
Member (J)

S.A No. 568/2019

26.05.2021

Counsel for the appellant present.

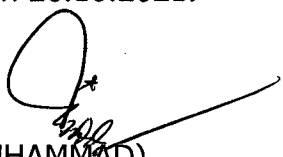
The appellant has impugned order bearing No. 1248-50 dated 06.04.2015 which find reference in the Service Book of the appellant on the subject of resignation of appellant, copy whereof is annexed with this appeal at page 10. However, the copy of the said letter was not annexed with the appeal for the reason best known to the appellant. As the said letter is mentioned in the Service Book and the issuing authority was AEO of defunct FATA, therefore, respondent No. 1 is required to direct the appropriate office having become relevant after merger of the FATA, to produce the copy of letter No. 1248-50 dated 06.04.2015 before S.B on 08.09.2021.


Chairman

08.09.2021

Counsel for the appellant present. Mr. Kabirullah Khattak,
Learned Additional Advocate General for respondents present.

On previous order sheet respondent No. 1 was directed to submit Letter No. 1248-50 dated 06.04.2015 but today representative of the respondents are not present nor the requisite record submitted. Learned AAG seeks time to contact the respondents for submission of the said record. Adjourned. To come up for preliminary hearing before the S.B on 26.10.2021.


(MIAN MUHAMMAD)
MEMBER (E)

16.09.2020

Appellant in person present.

Yet again requests for adjournment due to non-availability of his learned counsel. Adjourned to 18.11.2020 but as last chance.


Chairman

18.11.2020

Appellant with counsel present.

Learned counsel has produced copies of Salary Slip of appellant pertaining to March 2015 and requests for further time to make available complete statement of account maintained by the appellant at Habib Bank Limited Tori Bazar Parachinar.

The record shall positively be made available on or before next date of hearing.

Adjourned to 04.02.2021 for preliminary arguments before S.B.


Chairman

04.02.2021

Appellant in person present.

An application for adjournment has been submitted on the ground that learned counsel for the appellant is indisposed today. Adjourned to 26.05.2021 for hearing before S.B.



Chairman

568/2019

20.01.2020

Appellant present in person.

Requests for adjournment due to general strike of the Bar. Adjourned to 03.03.2020 for preliminary hearing before S.B.



Chairman

03.03.2020

Counsel for the appellant present and seeks adjournment. Adjourned to 16.04.2020 for preliminary hearing before S.B.



(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

16.04.2020

Due to public holiday on account of COVID-19, the case is adjourned to 14.07.2020 for the same. To come up for the same as before S.B.



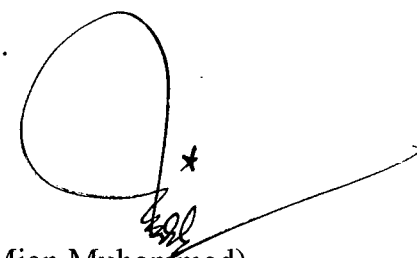
Reader

14.07.2020

Counsel for the appellant present.

Learned counsel for the appellant requests for adjournment to produce some documents which is not available on the file.

Adjourned to 16.09.2020 before S.B.



(Mian Muhammad)
Member(E)

29.07.2019

Counsel for the appellant present.

Learned counsel for the appellant has submitted an application for condonation of delay in filing of instant appeal. The same is placed on record.

Adjourned to 16.09.2019 for preliminary arguments before S.B.


Chairman

16.09.2019

Appellant in person present.

A request for adjournment is made due to general strike of the bar. Adjourned to 29.10.2019 for preliminary hearing before S.B.


Chairman

29.10.2019

Appellant present in person.

Requests for adjournment as learned counsel is not available due to general strike on the call of Provincial Bar Council. Adjourned to 11.12.2019 before S.B.


Chairman

11.12.2019

Appellant present in person.

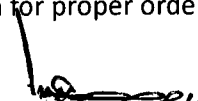


Requests for adjournment as his learned counsel is not available due to general strike of the Bar. Adjourned to ~~20.01~~ 20.01.2019 before S.B.


Chairman

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 568/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	02/05/2019	<p>The appeal of Syed Ishaq Hussain presented today by Mr. Khanzada Ajmal Zeb Khan Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR 2/5/19</p>
2-	09/05/19	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>19/06/19</u></p> <p style="text-align: right;"> CHAIRMAN</p>
19.06.2019		<p>Counsel for the appellant present and requested for adjournment. Adjourned to 29.07.2019 for preliminary hearing before S.B.</p> <p style="text-align: right;"> (Muhammad Amin Khan Kundi) Member</p>
	10	100

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR

Service Appeal No. 568 /2019

Sayed Ishaq Hussain.....Appellant

VERSUS

Director Education Govt. of KPK Peshawar and others
..... Respondents

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S.No.	Description of documents.	Annexure	Page No
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2.	Addresses of parties		5
3.	Stay application with affidavit		6
4.	Copy of appointment order dated 29.07.2006		7
5.	Copy of Certificate of Transfer of Charge		8
6.	Copy of Service Book		9-10
7.	Copy of application for reinstatement		11
8.	Copy of letter to Director Education Officer dated 19.12.2018		12
9.	Copy of letter to Director Education Officer		13-14
10.	Copy of application reinstatement dated 28.02.2019		15
11.	Wakalatnama		16

Appellant

Through

mm/0 Advocate
30/4/2019
Khazada Jamal Zeb Khan
Advocate Supreme Court

&

30/4/2019
Sayed Fida Hussain
Advocate High Court
30/4/2018

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

Service Appeal No. _____/2019

Sayed Ishaq Hussain S/o Sayed Mir Shah Hussain (Ex-Sweeper) Govt. High School Mir Jamal R/o Agra Sayedono Kalay, District Kurram.

.....Appellant

VERSUS

- 1) Director Education Govt. of KPK Peshawar.
- 2) District Education Officer, District Kurram at Parachinar
- 3) Head Master Govt. High School, Mir Jamal Agra District Kurram.

.....Respondents

*APPEAL U/S 4 OF KP SERVICE TRIBUNAL
ACT, 1974 AGAINST THE ORDER VIDE
AGENCY EDUCATION OFFICER OFFICE
LETTER NO.1248-50 DATED 06.04.2015
VIDE WHICH THE SERVICES OF THE
PETITIONER/ APPELLANT WERE ACCEPTED
AS RESIGNATION*

PRAYER:

*ON ACCEPTANCE OF THIS APPEAL,
THE ABOVE CITED OFFICE LETTER
MAY KINDLY BE SET-ASIDE AND THE
APPELLANT/ PETITIONER BE
REINSTATED WITH ALL BACK
BENEFITS.*

2

Shewth:

Appellant humbly submits as under;-

- 1) That the appellant/ petitioner namely, Sayed Ishaq Hussain was appointed as Class-IV/ Sweeper in BPS-1 in Govt. High School Mir Jamal, Parachinar, against newly created post vide office letter No.87-96/Edu dated 29.07.2006 issued from the office of respondent No.2.
- 2) That the present appellant offered the property/ land provided to official respondents for establishment/ construction for boys school.
- 3) That the appellant/ petitioner gave 3 Kanals (60) marlas) of the land to the Education Department, accordingly the School was constructed, the father of the appellant was appointed as Sweeper Class-IV/ Sweeper.
- 4) That after retirement of Sayed Mir Shah Hussain (father of the appellant), the appointment order was issued in the name of present appellant being son of Ex-Serviceman.
- 5) That the appellant/ petitioner took over the charge on 01.08.2006 as Sweeper (Class-IV) in GHS Mir Jamal Agra District Kurram and since then was preferring his duties to the best of ability, sincerity, to the entire satisfaction of his superior officers.
- 6) That as per services record the entries in the service book were verified till March 2015 by respondent No.3.
- 7) That appellant/ petitioner submitted an application for long leave which was verbally

accepted by respondent No.3, and the father of the appellant started services at the place of appellant on half pay.

- 8) That when long leave period was expired then the appellant/ petitioner came for attendance and assuming the charge for duties in the year 2016, the appellant was informed that his impugned resignation is being accepted on 06.04.2015.
- 9) That thereafter, the appellant / petitioner submitted various applications/ representation to the concerned official respondents, that no resignation application is being submitted by the appellant.
- 10) That wrong entries regarding resignation of the appellant has been cited in the service book of appellant on dated 06.04.2015, which is based on fraud and malafide.
- 11) That till date so many applications in shape of representatives were submitted to the DEO Kurram, but till date no positive response, therefore, this appeal is required.
- 12) That other grounds and facts would be agitated at the time of hearing of this appeal with due permission of the hon'ble Court.

PRAYER

- i. It is, respectfully submitted that on acceptance of this appeal, the impugned resignation letter No.1248/50 of dated 06.04.2015 issued by respondent No.3 may kindly be set-aside, and the

DTB

appellant be reinstated on original post of Sweeper / Class-IV with all back benefits.

- ii. Any other relief deemed appropriate in the circumstances of the case may kindly also be granted, *as per law & justice.*

Appellant
 Through
Khazada Jamal Zeb Khan
 Advocate Supreme Court
 &
Sayed Fida Hussain
 Advocate High Court

Handwritten signatures and dates: 20/4/2019, 30/4/2019, 4/19.

VERIFICATION

It is verified that, the contents of the appeal are true and correct to the best of my knowledge and belief and nothing material has been concealed from this hon'ble Tribunal.

Handwritten signature in Urdu: سيد الفيدان حسين
 Deponent
 30/4/2019

51

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR

Service Appeal No. _____/2019

Sayed Ishaq Hussain.....Appellant

VERSUS

Director Education Govt. of KPK Peshawar and others
..... Respondents

ADDRESSES OF PARTIES

APPELLANT

Sayed Ishaq Hussain S/o Sayed Mir Shah Hussain (Ex-Sweeper) Govt. High School Mir Jamal R/o Agra Sayedono Kalay, District Kurram.

RESPONDENTS

- 1) Director Education Govt. of KPK Peshawar.
- 2) District Education Officer, District Kurram at Parachinar
- 3) Head Master Govt. High School, Mir Jamal Agra District Kurram.

Appellant

Through

Khazada Jamal Zeb Khan
Advocate Supreme Court

&

Sayed Fida Hussain
Advocate High Court

[Handwritten signatures and dates]
30/4/2019
30/4/2019

6

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

Service Appeal No. _____/2019

Sayed Ishaq Hussain.....Appellant

VERSUS

Director Education Govt. of KPK Peshawar and others

..... Respondents

***APPLICATION FOR ISSUANCE OF STATUS-
QUO ORDER NOT TO FILL-UP VACANT
SEAT/POST.***

Shewth:

1. That the appellant/ petitioner submitted an appeal before this Hon'ble Tribunal titled above with certain facts and grounds.
2. That the case of the present appellant/ petitioner is prima-facie.
3. That the post of Class-IV/ Sweeper is still vacant and the appellant/ petitioner is entitled to be posted/ reinstated on the subject post, therefore, this stay application is needed (affidavit attached).

It is, therefore, respectfully submitted that status quo order against the respondent may kindly be passed.

Appellant

Through

Mr. Advocate
2-5-2019
Khazada Jamal Zeb Khan
Advocate Supreme Court

&

Sayed Fida Hussain
Sayed Fida Hussain
Advocate High Court

AFFIDAVIT

It is, solemnly affirm and declare on oath that, the contents of the Application are true and correct to the best of my knowledge and belief and nothing material has been concealed from this hon'ble Tribunal.

سید اشاق حسین
Deponent

APPOINTMENT

Consequent upon the nomination by the Political Agent Kurram Agency, the appointment of the following Class-IV Govt servants is hereby ordered on B.P.S NO.1 plus usual allowances as admissible under the rules in the school noted against their names with effect from 01-8-2006:-

<u>S.No</u>	<u>Name of Candidate/Father's Name</u>	<u>Post</u>	<u>School Where Appoint-a</u>
1.	S.Ishaq Hussain S/O S.Mir Shah Hussain	Sweeper	G.H.S Mir Jamal against newly created post.
2.	S.Sartaj Hussain S/O S.Abid Hussain	L/Assttdo.....
3.	S.Jamal Hussain S/O S.Zakir Hussain	Malido.....
4.	S.Akbar Ali Shah S/O S.Gul Badshah	Chowkidardo..... against vacant post.

- NOTE: 1/ They are directed to produce their Medical certificates from the Medical Supdt A.H.Q Hospital Parachinar.
2. Their age should be between 18-45 years.
 3. Their appointment is purely made on temporary basis and liable to termination at any time without assigning any notice, in case they want to resign their posts, they will have to give one month prior notice or forfeit one month pay in lieu thereof.
 4. Charge report should be submitted to this office.

(HASHIM KHAN AFRIDI)
Agency Education Officer
Kurram Agency Parachinar

No 87-96 /Edu Dated 29/7 /2006

Copy forwarded to the:-

1. Political Agent Kurram Agency with reference to his No.3271/AG dated 29.7.2006.
2. Agency Accounts Officer Kurram Agency.
3. Headmaster G.H.S Mir Jamal Kurram Agency.
- 4-7. Candidates concerned.
8. Office file.

Agency Education Officer
Kurram Agency Parachinar

GOVERNMENT OF NORTH-WEST FRONTIER PROVINCE

CERTIFICATE OF TRANSFER OF CHARGE

Certified that MR. Syed Ishaq Hussain (Sweeper)

Have this day on 01.08.2006 Fore Noon Relinquished charge

Of the Office of Head Master, G.H.S Mir Jamal, K Agency

With reference to the Order of the NWFP No. vide A-E-O Kurram Endst. No. 87-96 dt. 29/07/2006

Dated _____
Transferring/Promoted to Mrs. _____

To _____

2. Particulars of Cash and Important/Secret/Confidential documents

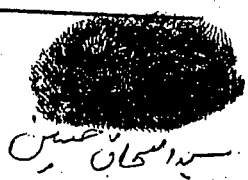
handed over/taken over are noted on the reverse.

Station

Signature of relieved Govt. Servant

Designation _____

Signature of receiving Govt. Servant



Dated

Designation S. Ishaq Hussain (Sweeper)

Endst No: 11-13 dt. 16/8/2006

Copy forwarded to the:-

1. Director of Education (FATA) Governor's Secretariat Peshawar in Duplicate.
2. Agency Accounts Officer Kurram Agency Parachinar.
3. Office Record.

Q Hussain
 Head Master
 GHS Mir Jamal

Signature of Servant.

9	10	11	12	13		14	15
				Leave			
Signature and Designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination or appointment.	Reason of termination such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting officer.	Nature and duration of leave taken.	Allocation of period of leave on average pay upto four months for which leave salary is debitible to another Government	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure or praise of the Government Servant.
					Period		
					<p>Service verified w.e.f. 01-12-2012 to 30-11-2013 from the office record.</p> <p><i>[Signature]</i> HEAD MASTER Govt. High School Miriamal Kurram</p> <p>T-161 3/10/2014</p> <p>Appear of one Promotee Dmer: w.e.f: 1-7-2014 to 30-9-14 Rs=714/-</p> <p><i>[Signature]</i></p>		
					<p>Service verified w.e.f. 1-12-2013 to 30-11-2014 from the office record.</p> <p><i>[Signature]</i> HEAD MASTER Govt. High School Miriamal Kurram</p>		
					<p>Service verified w.e.f. 1-12-2014 to 31-3-2015 from this office record.</p> <p><i>[Signature]</i> HEAD MASTER Govt. High School Miriamal Kurram</p>		

محضور جناب ڈائریکٹر ایجوکیشن قانا ورسٹارڈ پشاور

درخواست برادر عالی توکری بحیثیت سوپرنٹنڈنٹ
میرنگھال کرا

جناب عالی۔ گنارنس قابل نمبر ۴۔ کہ سائل بحیثیت سوپرنٹنڈنٹ ۲۹⁰⁷/⁰⁶ کو GHS میرنگھال میں
بہتر حوالہ۔ سائل ای ڈی ڈی ایڈیشن کے نام دیارھا۔ سائل توکریوں کو
اور والدی وفا شہوم سے بہتر نہ جانا پڑا۔ اور یہ سائل میرنگھال
ٹوٹی گھال کے نام دیارھا۔ جیلڈ نہ ریکل ڈیٹنگ کے نام دیارھا۔ 06 کو
توکرے سے بہتر نہ تھا۔

۱۔ سائل میں طور میں گویا۔ گویا میں گویا بہتر نہ ہوا۔
لکھنے کے نام دیارھا۔ گویا میں گویا بہتر نہ ہوا۔
زیست دہاں۔

اسی کے نام دیارھا۔ گویا میں گویا بہتر نہ ہوا۔
کی اقسام صادر فرمائیں کہ گویا بہتر نہ ہوا۔

سید نور الحسن

579/18

FIA
DD (FIA/BN)
As directed
11-08-1916

سید اسحاق حسین
سید اسحاق حسین
سید اسحاق حسین


The Director Education
Tribal Districts Peshawar

t:- APPLICATION FOR RE-INSTATEMENT

With reference to your letter No. _____ dated 16-10-2018 regarding subject cited above.

The applicant applied for re-instatement of his service, comments regarding his resignation is stated in points below:-

1. According to service record, he tendered resignation from the post of sweeper at Govt High School Mir Jamal Upper Kurram w.e.f 01-4-2015 and his resignation accepted vide this office No.1248-50 dated 06-4-2015. His vacated post is still lying vacant.
 2. According to passport B-2144402, he was proceeded to UAE w.e.f 20-1-2015 to 16-1-2016.
- Report is submitted for onward consideration please.


District Education Officer
Kurram at Parachinar

16/10/18
1/23

The District Education Officer
District Kurram at Parachinar

Subject:
Memo:

APPLICATION FOR RE-INSTATEMENT.

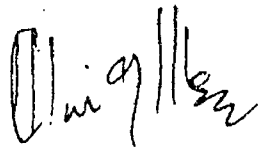
I am directed to enclose herewith a self explanatory application in r/o Syed Ishaq Hussain S/O Syed Mir Shah Hussain Late Sweeper GHS Mir Jamal District Kurram on the subject cited above and to ask you to furnish views/comment at an early date to proceed further in the matter please.

Deputy Director (F&A)

Endst: No _____ Dated _____ / _____ /2018.

Copy forwarded to the :

1. PA to Director Education NMFD.


Deputy Director (F&A)

ST

(14)

DIRECTORATE OF EDUCATION
NEWLY MERGED TRIBAL DISTRICTS
HAYAT PAKISTAN
No. _____
Dated _____/2016

To

The District Education Officer
District Kurram at Parachinar

Subject: APPLICATION FOR RE-INSTATEMENT.
Memo:

I am directed to enclose herewith a self explanatory application in
r/o Syed Ishaq Hussain S/O Syed Mir Shah Hussain Late Sweeper GHS Mir
Jamal District Kurram on the subject cited above and to ask you to furnish
views/comment at an early date to proceed further in the matter please.

Deputy Director (F&A)

Encls: No _____ Dated: _____/2016.

Copy forwarded to _____

1. PA to Director _____

Deputy Director (F&A)

*Forwarded to DEO
vacancy is available The
applicant is fit and suitable
for this task.*

Dmi
HEAD MASTER
G.H.S Mirjamal
Distt: Kurram

محفوظاً ہے۔ اور نیشنل ڈائریکٹوریٹ

درخواست گزار کی نوبل ٹیبلٹ
فائل نمبر - 100A

جواباً لکھا کہ درخواست قابل غور ہے، کیونکہ اس کی نوبل ٹیبلٹ
صرف اس وقت دیا گیا ہے، انٹیلیجنٹ ایجنسی میں حاصل نہیں ہو سکتی۔
لیکن اس وقت تک کہ نوبل ٹیبلٹ کی کاپی پیش نہ کی جائے۔
اس لیے اسے منظور کیا گیا ہے۔ اس کی کاپی پیش کی جائے
تو اسے نوبل ٹیبلٹ کی کاپی کے ساتھ ساتھ جاری فرما دیں گے۔
اس لیے اسے منظور کیا گیا ہے۔

سید نور احمد

فائل نمبر 28
2016

100A

19/11/2019
DDC(F/A) 100A

سید اسحاق حسین ڈائریکٹر سیکورٹی
Sweep

11/11/2019

DDC(F/A) 100A
sent up
11/11/2019



KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR

No: 2183-85 /ST Dated: 7 / 7 /2022

All communications should be addressed to the Registrar KPK Service Tribunal and not any official by name.

Ph:- 091-9212281
Fax:- 091-9213262


To,

1. The Director Education, Khyber Pakhtunkhwa, Peshawar.
2. The District Education Officer, Kurram at Parachinar.
3. Head Master Govt. High School, Mir Jamal Agra District Kurram.

Subject: PERSONAL APPEARANCE TO ALL RESPONDENT WITH DIRECTION TO MAKE PRESENCE OF AN OFFICER NOT BELOW GRADE-17 IN SERVICE APPEAL NO. 568/2019, IN CASE TITLE SYED ISHAQ HUSSAIN VERSUS THE GOVERNMENT OF KHYBER PAKHTUNKHWA THROUGH DIRECTOR EDUCATION, PESHAWAR AND OTHERS.

I am directed to forward herewith a certified copy of Order dated 11.05.2022 passed by this Tribunal on the above subject for strict compliance.

Encl: As Above.


(WASEEM AKHTAR)
REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

No. 935 /ST

Dated 03 /06 /2021

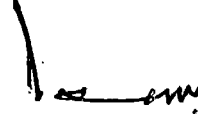
To

The Director Education,
Government of Khyber Pakhtunkhwa,
Peshawar.

SUBJECT: - ORDER IN APPEAL NO. 568/2019, SAYED ISHAQ HUSSAIN.

I am directed to forward herewith a certified copy of order dated 26.05.2021 passed by this Tribunal on the above subject for strict compliance.

Encl: As above


REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR.

BEFORE THE KPK SERVICE TRIBUNAL, PESHAWAR

Syed Ishaq Hussain

VERSUS

Director Education KPK etc

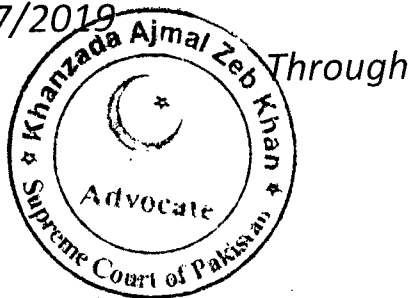
**APPLICATION FOR CONDONATION OF DELAY PERIOD
CAUSED BETWEEN DEPARTMENTAL APPEAL AND
FILING OF APPEAL BEFORE THIS HONOURABLE
TRIBUNAL.**

SHEWETH:-

1. That the petitioner / appellant file an appeal before this Honourable Tribunal, which is fixed for today.
2. That the petitioner / appellant has submitted the departmental appeal on 28/02/2019, but the present appeal was submitted on 30/04/2019 before this Honourable Tribunal.
3. That there is delay for filing of present appeal i.e 2 months and 2 days.
4. That delay of the petitioner was not intentional but due to unawareness from the law.

→ It is requested that the appeal of the petitioner / appellant may be heard, and disposed on merits, instead of technicalities.

Dated: 29/07/2019



Petitioner / appellant

KHANZADA AJMAL ZEB KHAN
ASC

AFFIDAVIT:

I, Syed Ishaq Hussain S/o Sayed Mir Shah Hussain, solemnly affirm on oath that all the contents of this application are true and correct.

Deponent

213035-324651-7

ATTESTED

29/7/19

BEFORE THE KPK SERVICE TRIBUNAL, PESHAWAR

Syed Ishaq Hussain

VERSUS

Director Education KPK etc

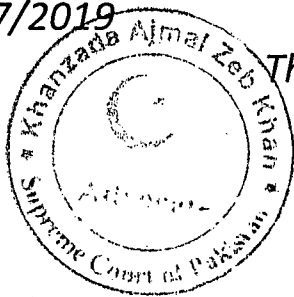
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→ It is requested that the appeal of the petitioner / appellant may be heard, and disposed on merits, instead of technicalities, etc.

Dated: 29/07/2019



Through

Petitioner / appellant

**KHANZADA AJMAL ZEB KHAN
ASC**

AFFIDAVIT:

I, Syed Ishaq Hussain S/o Sayed Mir Shah Hussain, solemnly affirm on oath that all the contents of this application are true and correct.

Solemnly affirmed by
29/7/19

Deponent

21 3035-32 46 657-7

ATTESTED
29/7/19

BEFORE THE KPK SERVICE TRIBUNAL, PESHAWAR

Syed Ishaq Hussain

VERSUS

Director Education KPK etc

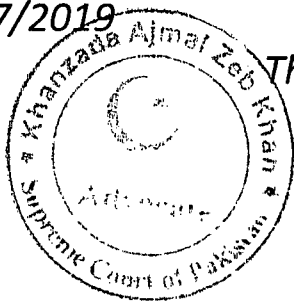
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→ It is requested that the appeal of the petitioner / appellant may be heard, and disposed on merits, instead of technicalities, etc.

Dated: 29/07/2019



Through

Petitioner / appellant

**KHANZADA AJMAL ZEB KHAN
ASC**

AFFIDAVIT:

I, Syed Ishaq Hussain S/o Sayed Mir Shah Hussain, solemnly affirm on oath that all the contents of this application are true and correct.

Syed Ishaq Hussain
29/7/19.

Syed Ishaq Hussain
Deponent

ATTESTED
29/7/19

WAKALAT NAMA

IN THE COURT OF KPK - Services Tribunal Lahore

In Re: _____ of 2019

VERSUS
Counsel for /we, the Sayed Oshag Hussian
Hereby appoint Mr. **KHANZADA AJMAL ZEB KHAN,**

ADVOCATE SUPREME COURT OF PAKISTAN, in the

above mentioned matter to do all the following, acts, deeds or things or any of them, that is to say:

1. To act, appear and plead in the above mentioned case, and to file for bail on my / our behalf in this court in which the same may be tried or heard in the first instance or in appeal or review of revision or execution or in any other stage of its proceedings until final decision.
2. To present pleadings, appeal, cross objections or petitions for execution, review, revision, withdrawal, compromise or other petitions or affidavits or other documents as shall be deemed necessary or advised for the prosecution of the said case at all its stage.
3. To withdrawal or compromise the said cause or submit to arbitration any difference or disputes that shall arise touching or in any manner relating to the said case.
4. To receive money and grant receipts, therefore, and do all other acts and things which may be necessary to be done for the progress and in course of the prosecution of the said case.
5. To employ any other legal practitioner authorizing him to exercise the power and authorities hereby conferred on the advocate(s) whereby he / they may thing fit to do so.

And I / we hereby agree to ratify whatever the advocate (s) or their substitutes shall do in the case.

And I / we hereby agreed not to hold the advocate (s) or their substitutes responsible for the result of the said case in the consequences of his / their absence from the court when the said case is called up for hearing.

And I / we hereby agree that in the event of the whole or any part of the fee agreed by me / us to be paid to the advocate (s) remaining unpaid he / they shall be entitled to withdraw from the prosecution of the said case until the same is paid.

And I / we hereby agreed that the advocate (s) would only appear at the place of institution of the case and he / they would be at liberty to withdraw from the case in case it is transferred to some other place.

IN WITNESS WHEREOF I / we set my / our hand (s) to these presents the contents of which have been explained to and understood by me / us this the 30/4 day of April 2019 at _____

Khnzada Ajmal Zeb Khan
Advocate, Supreme Court of
Pakistan.
Cell No. 0332-9091299
0300-5884403

Advocate / Junior Advocate - Executants
21303-324651-7