


27.06.2022

Clerk of learned counsel for the appellant present. Perver Khan, Assistant for the respondents present.

Learned Member (Executive), is on leave. Therefore, the case is adjourned to 08.08.2022 for the same as before.

  
READER

8.8.2022 Due to the Public Holiday the  
Case is Adjourned to 20-9-2022

  
Reader

14.12.2021

None for the appellant present. Mr. Noor Zaman Khattak,  
District Attorney for respondents present.

Written reply/comments not submitted. Learned District  
Attorney seeks time to contact the respondents for submission of  
written reply/comments. Adjourned. To come up for written  
reply/comments on 23.02.2022 before S.B.

  
(MIAN MUHAMMAD)  
MEMBER (E)

23.02.2022

Due to retirement of the Hon'able Chairman, the case is  
adjourned to 9.05.2022 for the same before D.B.

  
Reader

09.05.2022

Counsel for appellant present.

Kabir Ullah Khattak learned Additional Advocate  
General for respondents present.

Reply on behalf of respondents was not submitted.  
Notice be issued to respondents for submission of written  
reply/comments. To come up for reply/comments on  
27.06.2022 before S.B.

  
(Rozina Rehman)  
Member (J)

15.04.2021

Due to demise of the Worthy Chairman, the Tribunal is non-functional, therefore, case is adjourned to 04.08.2021 for the same as before.

  
Reader

04.08.2021

Counsel for the appellant present. Preliminary arguments heard.

The impugned order was previously challenged before the Honourable Peshawar High Court, Mingora Bench through Writ Petition No. 1005-M/2019 and after withdrawal of the said Writ Petition vide order dated 30.09.2020, the appellant has approached this Tribunal. Obviously the question of limitation is involved but learned counsel for the appellant contends that the impugned order is void and coram-non-judice against which no limitation runs. In view of the arguable points raised at the bar, this appeal is admitted for full hearing subject to all legal objections including that of limitation to be determined during full hearing. 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/comments in office within 10 days after receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time, or extension of time is not sought through written application with sufficient cause, the office shall submit the file with a report of non-compliance. File to come up for arguments on 14.12.2021 before the D.B.

Appellant Deposited  
Security & Process Fee

  
06/08/21



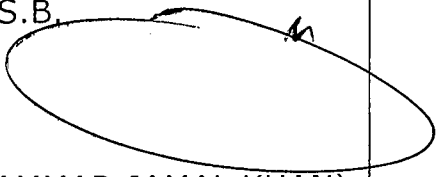
  
Chairman

Form- A

FORM OF ORDER SHEET

Court of \_\_\_\_\_

Case No.- 15293 /2020

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	01/12/2020	<p>The appeal of Mr. Mushtaq resubmitted today by Mr. Shahzaullah Yousafzai 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</p>
2-		<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>15/01/2021</u></p> <p style="text-align: right;"> CHAIRMAN</p>
15.01.2021		<p>Junior to the senior counsel for appellant is present. He is seeking adjournment on the ground that his senior counsel is not available today. Adjourned to 15.04.2021 on which date file to come up for preliminary hearing before S.B.</p> <p style="text-align: right;"> (MUHAMMAD JAMAL KHAN) MEMBER (JUDICIAL)</p>

The appeal of Mr. Mushtaq Ex- Sepoy No. 1905 Dir Levies received today i.e. on 28.10.2020 is incomplete on the following score which is returned to the counsel for the appellants for completion and resubmission within 15 days.

- 1- Annexure-B of the appeal is illegible which may be replaced by legible/better one.
- 2- Annexures of the appeal may be attested.


No. 3095 /S.T,

Dt. 29/10 /2020.

  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. Shahzaullah Yousafzai Adv. Pesh.

Ⓡ The instant appeal was returned to the Council with objection on 29/10/2020 but the Council was not informed regarding return of the instant appeal. Today i.e. on 30/11/2020 ~~was~~ I was informed that the instant appeal is returned. I removed all objections accordingly and re-submitted for institution.

  
Shahzaullah Yousafzai  
Advocate

30/11/2020

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

APPEAL NO. 15293 /2020

**MUSHTAQ VS SECRETAY & OTHERS**

**INDEX**

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6	Writ petition	E	8-12
7	Order sheet	F	13
6.	Vakalat nama	.....	14

**APPELLANT**

THROUGH:

**SHAHZULLAH YOUSAFZAI**  
**ADVOCATE**

Flat no 4, Upper Floor,  
Juma khan plaza near FATA secretariat,  
Warsak road, Peshawar  
0302-8578851

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL  
PESHAWAR**

**APPEAL NO. \_\_\_\_\_/2020**

Mr. Mushtaq Ex: Sepoy No.1905 Dir Levies  
R/O Village Tango Kandaw Toormang-1, Tehsil khall Dir Lower.

..... **APPELLANT**

**VERSUS**

- 1- The Secretary Home & Tribal Affairs Department Khyber Pakhtunkhwa, Civil Secretariat Peshawar.
- 2- The Commandant Dir Lower Levies At Timergara Dir Lower.
- 3- The Subedar Major Dir Lower Levies At Timergara Dir Lower.

.....**RESPONDENTS**

**APPEAL UNDER SECTION 4 OF THE KHYBER  
PAKHTUNKWA SERVICE TRIBUNAL ACT 1974 AGAINST  
THE IMPUGNED ORDER DATED 25/02/2012 WHEREBY  
THE APPELLANT WAS REMOVED FROM SERVICE W.E.F  
31/10/2020, AND AGAINST NOT TAKING ACTION ON  
DEPARTMENTAL APPEAL OF APPELLANT WITHIN  
STATUTORY PERIOD OF NINTY DAYS.**

**PRAYER:**

That on acceptance of this appeal the impugned order dated 25/02/2012 may kindly be set aside and the respondents may kindly be directed to reinstate appellant into service with all back benefits. Any other remedy which this august Tribunal deems fit that may also be awarded in favor of the appellant.

**R/SHEWETH:**

**ON FACTS:**

Brief facts giving rise to the present appeal are as under:

- 1- That appellant was initially appointed as sepoy in dir lower levies vide order dated 07/01/2010. Copy of appointment order is attached as annexure.....**A.**
- 2- That later on the appellant was removed from service vide impugned order dated 25/02/2012 w.e.f 31/10/2012 on the ground of absentia. Copy of impugned order is attached as annexure .....**B.**
- 3- That it is pertinent to mention here that appellant remained absent from duty for few days and he approached the respondents for joining duty several times prior to

31/10/2012 but he was verbally told that he has been removed from service but they were not providing copy of impugned removal order to appellant.

- 4- That finally appellant was provided copy of impugned removal order dated 25/02/2012 on 20/01/2019 whereby he was removed from service with effect from 31/10/2012.
- 5- That feeling aggrieved from the impugned order dated 25/02/2020 the appellant filed departmental appeal on 03/02/2019 before respondent no.1. that the respondent no.1 called comments from respondent no.2 vide letter dated 12/02/2019 but did not decide the departmental appeal of appellant within statutory period of ninety days. Copy of departmental appeal and letter dated 12/02/2019 are attached as annexure.....**C&D.**
- 6- That feeling aggrieved the appellant filed writ petition no.1005-M/2019 before Peshawar high court mingora bench which was noticed to the respondents but was later on transferred along with other thirty cases to principle seat Peshawar on question of jurisdiction. That it is pertinent to mention here that after 25<sup>th</sup> amendment in the 1973 constitution ministry of SAFRON was abolished and the services of federal levies force in erstwhile PATA was devolved to provincial government. Therefore the appellant being civil servant of provincial government withdraw the above mentioned writ petition with the permission to approach proper forum vide order sheet dated 30/09/2020. Copy of writ petition no.1005-M/2019 and order sheet dated 30/09/2020 are attached as annexure.....**E&F.**
- 7- That feeling aggrieved and having no other remedy the appellant filed the instant appeal on following grounds inter alia.

**GROUND:**

- A- That the impugned order dated 25/02/2012, whereby the appellant was removed from service with effect from 31/10/2012, is against the law facts and norms of natural justice hence not tenable in the eye of law and is liable to be set aside.
- B- That the appellant has not been treated in accordance with law and rules by the respondent Department on the subject noted above and as such the respondents violated Article 4 and 25 of the Constitution of Islamic Republic of Pakistan 1973.



- C- That the penalty of removal from service is imposed on appellant with perspective effect which show the malafide on the part of respondents hence the impugned order is void ab initio and is liable to be set aside.
- D- That the respondents acted in arbitrary and malafide manner by issuing the impugned order dated 25/02/2020.
- E- That the impugned removal order is issued by commandant levies force dir which is not competent authority hence the impugned order is having no force in the eye of law and is void ab initio.
- F- That the appellant has been discriminated on the subject noted above and as such the respondents violated the principle of natural justice.
- G- That no show cause notice, statement of allegations has been served on appellant before issuing the impugned removal order.
- H- That no regular inquiry has been conducted by the respondents before issuing the impugned removal order which is mandatory under the rules.
- I- That appellant seeks permission to advance other grounds and proofs at the time of hearing.

It is therefore most humbly prayed that the appeal of the appellant may be accepted as prayed for.

Dated: 24.10.2020

**APPELLANT**

*Mushtaq*

**Mushtaq**

**THROUGH:**

*Shahzullah*  
**SHAHZULLAH YOUSAFZA**

*Kamran Khan*  
**KAMRAN KHAN**  
**ADVOCATES**

UNITED STATES DEPARTMENT OF JUSTICE



FOR INFORMATION OF THE DIRECTOR, THE FOLLOWING IS A SUMMARY OF THE INFORMATION RECEIVED FROM THE SOURCE ON 07/01/2011.

- 1)
2)
3) ✓

8608-2

UNITED STATES DEPARTMENT OF JUSTICE

Handwritten signature or initials, possibly 'M/O'.

On 07/01/2011, the source advised that the subject is currently residing at 1234 Main Street, New York, NY. The source also advised that the subject is currently employed as a [redacted] at [redacted].

- 1)
2) ✓
3)
4)
5)

The source also advised that the subject is currently residing at 1234 Main Street, New York, NY. The source also advised that the subject is currently employed as a [redacted] at [redacted].

Dated 07/01/2011

Special Agent in Charge

UNITED STATES DEPARTMENT OF JUSTICE



Ammerse, A-4

Better Copy - 4

OFFICE OF THIS DISTRICT CO-  
ORDINATION OFFICER DIR  
LOWER

No. \_\_\_\_\_ / A/10)LHC)

Dated 07-01-2010

OFFICER ORDER

The following persons are hereby appointed as Sepoin in Dir Levies against the vacant post with immediate effect in the time pay scale No.1 (2970-90-5670) plus usual allowances admissible under the rules subject to the production of health and age certificate from the MS Dir Hospital Thaimargara.

- 1) Alamgir Khan S/o Talimand Khan R/o Tango Kandaw Tormang dara Tehsil Kall dir Lower.
- 2) Wali Khan S/o Muazaffar Khan R/o Tango Kandaw Tormang dara Tehsil Kall dir Lower.
- 3) Mushtaq S/o Kotal Khan R/o Tango Kandaw Tormang dara Tehsil Kall dir Lower.
- 4) Syed Alim Khan S/o Bahramand Khan R/o Tango Kandaw Tormang dara Tehsil Kall dir Lower.
- 5) Lal Zalb S/o Bahramand Khan R/o Tango Kandaw Tormang dara Tehsil Kall dir Lower.



District Co-ordination officer  
Dir Lower, at Thaimargara

No. 2608-10/DHQ


Copy forwarded to the:-

- 1) District Accounts Officers Dir Lower thaimargarar.
- 2) Subedar Major Dir Levies at Chakoara
- 3) Official concerned.

For information and necessary action.

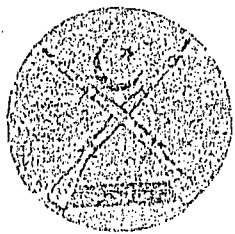
District Co-ordination Officer  
Dir Lower, at Thaimargara

Sir,

Annexure "B-5" 

47

48



OFFICE OF THE  
DISTRICT COORDINATION OFFICER,  
DIR LOWER.

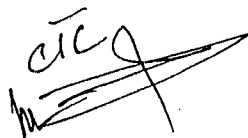
No. 1869 /A/10(LHC)

Dated Timergara the 25/02/2012

OFFICE ORDER

As reported by the Circle Incharge Subedar Timergara sepoy Mushtaq No. 1905 of Dir Levies constantly remains absent from his duty and inspite of repeated directions, issuance of show cause notice, he did not join his duty. This attitude of the sepoy is quite against the discipline of the Force and transpires that he is not interested in service.

Therefore being competent authority as commandant of the Force, sepoy Mushtaq of Dir Levies is hereby removed from service with effect from 31.10.2012 A.N.



(Commandant Dir Levies),  
District Coordination Officer,  
Dir Lower.

No. 1870-73 /A/10(LHC)

Copy forwarded to the:-

1. District Accounts Officer Dir Lower.
  2. Subedar Major Dir Levies at Chakdara.
  3. Incharge Subedar Timergara Circle
  4. Official Concerned.
- For information and necessary action.

Ceram un  
Indra

Verd.

prospectus present →

(Commandant Dir Levies)  
District Coordination Officer,  
Dir Lower.

Amrussule

C-6

The Secretary

Home & Tribal Affairs

Govt. of Kyber Pakhtunkhwa

Subject -

Reinstatement of Service

~~M. A. Khan~~

P-5/c

It is humbly submitted

(ii) That the undersigned belongs to a

clerk of a poor of Mikhants war affected

area

(iii) That the undersigned was appointed as

inspected in the year 2010

(iv) That was removed from Service

without giving me show cause

notice & personal hearing

opportunity

of the above 3 months

in years of the above 3 months

subject to be reinstated in the prevailing

circumstances

Regards

Mushtaq S/O K...

R/O Toramang Dist

Dist (L)

Date: 03-02-2019



*Annexure - D - 7*  
**GOVERNMENT OF KHYBER PAKHTUNKHWA  
HOME & TRIBAL AFFAIRS DEPARTMENT**

No. SO (Police-II)/HD/6-236/019  
Dated Peshawar the 12.02.2019

To,

*[Signature]*  
The Deputy Commissioner, Commandant Dir Levies,  
Dir Lower.

Subject: - REINSTATEMENT OF SERVICE

Dear Sir,

I am directed to enclose herewith a copy of an application of Mr. Mushtaq s/o Koti Khan r/o Tormang District Dir Lower along with Office Order forwarded herewith for views/comments, please.

Yours Faithfully,

Encls as Above

Section Officer (Police-II)  
Ph No. 091-9210503 Fax No. 9210201

Endst. No & date of even  
Copy forwarded to:-

1) PS to Secretary Home & TA's Department.

*LHC*  
*[Signature]*  
DC  
DIR (L)  
4/3

*[Signature]*  
*RIC*

①

Annexure-E-8

BEFORE THE PESHAWAR HIGH COURT MINGORA BENCH /  
(DARUL QAZA) AT SWAT

Writ Petition No. .../o.p.5-M/2019 of 2019

Mushtaq S/o Kotay Khan R/o Tormang District Dir Lower  
.....Petitioner

**VERSUS**

- 1) Governmnet of Khyber pakhtunkhwa through chief secretary at civil secretariat Peshawar
- 2) Secretary Home and tribal appear Department at civil secretariat peshawar
- 3) Deputy Commissioner Dir lower at thaimergara commandant Dir levy Dir lower

.....Respondents

Writ Petition under Article 199 of the  
constitution of Islamic Republic of Pakistan  
1973.

Respectfully Sheweth:

The petitioner submits as under.

- 1) That the petitioner was appointed as Sepoi in Dir Levies against the vacant post in time pay scale No. 1 vide order dated 07-01-2010 endorsement No. 2608-10 by the district co-ordination officer at Dir



9

Lower Dir Thaimargara now succeeded by the office and name of deputy commissioner Dir Lower (copy of the appointment order as attached herewith annexure "A")

- 2) That on account of some un-avoidable circumstances the petitioner remained absent from duty and the respondent No.3 vide his order No.1870-73/A10(LHC) Dated 25-02-2012 dispense with the services of the petitioner and the petitioner was dismissed from service vide impugned order of the respondent No.3 dated 25-02-2018 with effect from 31-10-2012 (copy of the impugned order herewith as annexure "B")
- 3) That the petitioner was kept under the hope by respondent No.3 that the petitioner shall be re-instated and right up to 2019 the petitioner was expecting re-instatement in service and consequently the petitioner filed an application to respondent No.2 for re-instatement in service (copy of the application as attached as annexure "C")





- 4) That even then the respondent No.2 also assured the petitioner that he would be re-instated but the petitioner was not re-instated so while couple of years of the petitioner spent in the one or other pretexts of the respondents.
- 5) That the petitioner having no other efficacious and alternate remedy is constrained to file the instant writ petition inter-alia on the following ground among others.

#### GROUND

- I) That the petitioner has not been treated according to law
- II) That the petitioner belongs to district Dir from a poor family solely dependent upon the service of the petitioner being a single bread winner of an his huge family having no other source of income and also belonging to an area which is militancy effected one thus, a required special relaxation and concession in all field of life.



(11)

- III) That no proper procedure was adopted regarding the termination of service of the petitioner no opportunity of being heard and no show cause notice or explanation was ever been given to the petitioner.
- IV) That the ends of justice so requires that the petitioner should be re-instated in service with all back benefits.
- V) That the circumstances under which the petitioner remained absent was beyond the control of the petitioner and thus, the termination of service of the petitioner was not justified.
- VI) That any other ground not specifically mentioned shall be argued at the time of arguments with the leave of the court.
- VII) That if instead of this writ petition any other remedy is available to the petitioner then this petitioner may kindly be converted into that kind of remedy



It is therefore humbly prayed that on acceptance of this writ petition the respondents may be directed and ordered to re-instate the petitioner in his service with all back benefits any other relief to which the petitioner is entitled and not specifically prayed for may also graciously be granted in favour of petitioner against the respondents.

### PETITIONER

Through

Muhammad Saeed Khan Shangla

Advocate Supreme court of

Pakistan

C6 Azeem Khan Plaza Makan bagh

Mingora Swat

*Incrimi Relief: by way of interest relief the impugned order be suspended till the decision of writ petition*

PESHAWAR HIGH COURT, PESHAWAR.

FORM OF ORDER SHEET



Date of Order or Proceeding	Order or other proceedings with Signature of
2	3
30.09.2020	<p><b><u>W.P No.1005-M/2019 with IR</u></b></p> <p><u>Present:</u> - Mr. Kamran Khan, Advocate for the petitioner.</p> <p>Mr. Atif Ali Khan, AAG on behalf of Provincial Government.</p> <p style="text-align: center;">****</p> <p><b><u>ROOH-UL-AMIN KHAN, J.-</u></b> Learned counsel for the petitioner states that the instant petition pertains to the terms and conditions of service for which the petitioner will approach the proper forum hence, requested for its withdrawal. The request is accorded. Accordingly, this petition stands dismissed as withdrawn.</p> <p>Announced 30.09.2020</p> <p style="text-align: right;">JUDGE</p>
<p>No. <u>81509</u></p> <p>Date of Presentation of Application <u>06/10/2020</u></p> <p>No of Pages <u>1</u></p> <p>Copying Fee <u>---</u></p> <p>Total <u>---</u></p> <p>Date of Preparation of Copy <u>06/10/2020</u></p> <p>Date of Delivery of copy <u>06/10/2020</u></p> <p>Received By <u>[Signature]</u></p>	<p style="text-align: right;">EXAMINED TO BE TRUE COPY</p> <p style="text-align: right;">08 OCT 2020</p>

(M.Fiaz)

\*D.B\*

Hon'ble Mr. Justice Rooh-ul-Amin Khan, J  
Hon'ble Mr. Justice Ikramullah Khan, J

بعدالت

Kp service Tribunal petition

petitioner 2 منجانب

بنام Mushtaq

Kp secretary home  
& others

مورخہ

مقدمہ

دعویٰ

جرم

باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی کے لئے کارروائی کا مطالبہ متعلقہ

آن مقام Kp service Tribunal کیلئے شاہ زوالد اللہ لوسفر کی ایڈووکیٹ

مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا۔ نیز

وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ پر حلف دیئے جواب دہی اور اقبال دعویٰ اور

بصورت ڈگری کرنے اجراء اور وصولی چیک دروپہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق

زر میں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی

اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا۔ از بصورت ضرورت

مقدمہ مذکور کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے

تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ باختیارات حاصل ہوں گے

اور اس کا ساختہ پرداخت منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے

سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں

گے۔ کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ سندر ہے۔

2022

24 ماہ اکتوبر

المرقوم

کے لئے منظور ہے۔

غیندگی و خواہ سار

Accepted

Handwritten signature

Handwritten signature

Handwritten signature

**"B"**

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

No.

Appeal No. 15293 of 20 20

Mushtaq

Appellant/Petitioner

Versus

The Secy. Home MPA

Respondent

Respondent No. 2

The Commandant Dir Lower Levies  
at Timergara Dir Lower.

Notice to: —

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 14/12/21 at 8.00 A.M. If you wish to urge anything against the appellant/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.

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 15/11

Day of Oct 20 21

*(for Reply)*

[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.

**"B"**

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

No.

Appeal No..... 15293 ..... of 20 20

..... Mushfaq ..... Appellant/Petitioner

Versus

..... The Secy: Home K.P.K ..... Respondent  
Respondent No..... 3 .....

egd

Notice to: —

The Subedar Major Dir Lower  
Levier at Timergara Dir Lower

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..... 14/12/21 ..... at 8.00 A.M. If you wish to urge anything against the appellant/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.

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..... 15/12/21 .....

Day of..... Oct ..... 20 21

(For Reply)

~~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.

**“B”**

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

No.

Appeal No. *15293* of 20 *20*

*Mushfaq* Appellant/Petitioner

Versus  
*The Secretary Home KPk* Respondent

Respondent No. *1*

Notice to: —

*The Secretary Home & Tribal Affairs Dept. 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 *14/12/21* at **8.00 A.M.** If you wish to urge anything against the appellant/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.

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 *15/11*

Day of *Oct* 20 *21*

*(for Reply)*

*[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.



"B"

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**  
JUDICIAL COMPLEX (OLD), KHYBER ROAD, 3-3  
PESHAWAR.

No.

15293

20

Appeal No. Mushkiay ..... of 20 ..

Appellant/Petitioner

Secy Home & Tribal Affairs etc

Respondent

The Secretary Home & Tribal Affairs

Notice to:

Dept. 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 <sup>at 8.00 A.M.</sup> on ..... at 8.00 A.M. If you wish to urge anything against the appellant/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.

Copy of appeal is attached. Copy of appeal has already been sent to you vide this

office Notice No.....dated..... 13th

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

Day of (For Reply) ..... 20 ..

*[Handwritten Signature]*  
20-5-20

Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

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

**"B"**

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

S.B

No.

Recd  
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Appeal No. .... 15293 ..... of 2020

..... Mushkay ..... Appellant/Petitioner

Versus

- the Secy Home & Tribal Affairs etc, Respondent

Respondent No. .... 3 .....

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- The Subedar Major Dir Lower Levie  
at Timergasa Dir Lower.

HEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Service Tribunal Act, 1974, has been presented/registered for consideration, in the case by the petitioner in this Court and notice has been ordered to issue. You are informed that the said appeal/petition is fixed for hearing before the Tribunal on 27/6/2020 at 8.00 A.M. If you wish to urge anything against the appeal/petitioner you are at liberty to do so on the date fixed, or any other day to which it may be postponed either in person or by authorised representative or by any agent, duly supported by your power of Attorney. You are, therefore, required to file in Court at least seven days before the date of hearing 4 copies of written statement along with any other documents upon which you rely. Please also take notice that in the absence of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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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 is 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 appeal/petition.

give  
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Copy of appeal is attached. Copy of appeal has already been sent to you vide this

off

Notice No. .... dated .....

Given under my hand and the seal of this Court, at Peshawar this 13<sup>th</sup> May

Da

..... May 2020 .....

For Reply 1

Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

“B”

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

S.B

No.

Recd

Appeal No. 15293 of 20 20

Mushtaq Appellant/Petitioner

Versus

The Secy Home & Tribal Affairs etc, Respondent

Respondent No. 2

Notice to: - The Commandant Dir Lower Levies at  
Timgara Dir Lower.

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 27/6/2022 at 8.00 A.M. If you wish to urge anything against the appellant/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.

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 13/5/2022

Day of May 2022

(For Reply)

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.