

Appeal No. 663/2013.
Mr. Nawab Ali.

09.09.2013

Clerk of counsel for the appellant present and moved an application for adjournment. Case is adjourned. To come up for preliminary hearing on 22.10.2013.

Member

22.10.2013

Counsel for the appellant present and requested for withdrawal of the appeal alongwith connected appeals with permission to file fresh one. Request is accepted and the appeal is dismissed as withdrawn in limine with permission to file fresh one subject to all legal objections. File be consigned to the record.

ANNOUNCED
22.10.2013.

Member

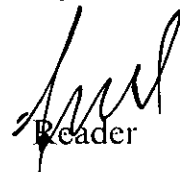
3.
13.5.2013

Counsel for the appellant present and requested for adjournment. Case adjourned to 5.6.2013 for preliminary hearing.


Member.

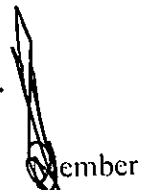
4.
5.6.2013

Munshi to Counsel for the appellant present. In pursuance of the Khyber Pakhtunkhwa Service Tribunals (Amendment) Ordinance 2013, (Khyber Pakhtunkhwa ord. II of 2013), the case is adjourned on note Reader for proceedings as before on 15.7.2013.


Reader

5.
15.07.2013


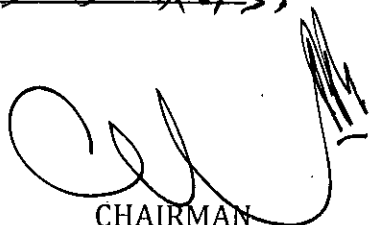
Clerk of counsel for the appellant present and requested for adjournment. Case is adjourned. To come up for preliminary hearing on 09.09.2013.


Member

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 663/2013

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	12/04/2013	<p>The appeal of Mr. Nawab Ali resubmitted today by Mr. Khan Akbar Khan Advocate may be entered in the Institution Register and put up to the Worthy Chairman for preliminary hearing.</p> <p style="text-align: right;"> REGISTRAR</p>
2	15-4-2013.	<p>This case is entrusted to Primary Bench for preliminary hearing to be put up there on <u>13-5-2013</u>,</p> <p style="text-align: right;"> CHAIRMAN</p>

The appeal of Mr. Nawab Ali D.M GMS Anar Baig Distt. Mardan received today i.e. on 08/04/2013 is incomplete on the following scores which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Copy of Impugned seniority list is not attached with the appeal which may be placed on it.
- 2- The authority to whom the departmental appeal was made/preferred has not been arrayed a party.

No. 575 /S.T,

Dt. 09/04 /2013.

600
REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

MR. KHAN AKBAR KHAN ADV. PESH.

Sir, We do not claim seniority but requested that our unexpired period should be counted towards our service

Our objection has been first filed.

Mr.
Advocate
Pesh

BEFORE THE SERVICE TRIBUNAL, KHYBER PAKHTOON
KHWA, PESHAWAR.

Service Appeal No 663/2013

Nawab Ali.....Appellant

VERSUS

Govt of KPK through Secretary and others

.....Respondents

I N D E X

S.No.	Description of Documents	Annex	Pages
1.	Service appeal		1-4
2.	Application for Interim relief.		5-6
3.	Affidavit		7
4.	Copy of appointment order	"A"	8
5.	Copy of B.A degree	"B"	9
6.	Copy of Certificate of of PTC DM course	"C"	10
7.	Copy of relevant page of service book	"D"	11
8.	Copy of Office Order dated 30.10.2009	"E"	12-13
9.	Copy of representation	"F"	14
10.	Wakalat Nama		15


Appellant

Through



(KHAN AKBAR KHAN)

Advocate, Peshawar.

Office: - 107-B, Town Tower, Jahangir
Abad, University Road,
Peshawar.

Cell No: - 0344-9111911

Dated: -06-04-2013

BEFORE THE SERVICE TRIBUNAL, KHYBER PAKHTOON

KHWA, PESHAWAR.

Service Appeal No 663 /2013

Sh. W. F. Province
Secretary
Case No. 694
dated 28-4-2013

Nawab Ali, Drawing Master, Government Middle School, Anar Baig,
Tehsil and District Mardan.....Appellant

VERSUS

1. Government of Khyber Pakhtunkhwa, Elementary and Secondary Education Department, Peshawar through its Secretary.
2. Secretary to Government of Khyber Pakhtunkhwa, Finance Department, Civil Secretariat, Peshawar.
3. Director Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar.
4. Executive District Officer Elementary & Secondary Education Mardan.....Respondents

=====

APPEAL UNDER SECTION-4 OF THE KHYBER
PAKHTON KHWA, SERVICE TRIBUNAL ACT, 1974 TO
THE EFFECT THAT UNTRAINED PERIOD OF THE
APPELLANT MAY KINDLY BE COUNTED TOWARDS HIS
SERVICE AND THE FRESH SENIORITY LIST MAY
PLEASE BE PREPARED ACCORDINGLY.

=====

PRAYER IN APPEAL.

Filed to day
Signature
18/4/13

On acceptance of this appeal the untrained period
of the appellant may kindly be counted towards
service of the appellant and fresh seniority list
may kindly be prepared accordingly.

=====

re-submitted to
and filed:

Signature
12/4/13

Respectfully Sheweth:-

1. That the appellant was appointed in the Education Department, as untrained Drawing Master, on fixed pay and usual allowances on dated 31.03.1990 and is still serving on the said post with full zeal

dated 31.03.1990 and is still serving on the said post with full zeal and devotion. (Copy of appointment order is attached herewith as **Annexure "A"**).

2. That the appellant is B. A Degree holder and has got at his credit on the above said post a long tenure of service extending over 22 years. (Copy of Degree of B.A is attached herewith as **Annexure "B"**).
3. That later on the appellant on dated 09-01-1995 passed the PTC Drawing Master Course from Department of Examination Education Department NWFP now KPK. (Copies of DMC of PTC DM course and DM Examination is attached herewith as **Annexure "C"**).
4. That after passing the said Course the appellant was regularized and was allowed the graded pay scale in BPS-09 with effect from the date of passing the said PTC course, i.e. 09.01.1995, vide Endst No 19609-10 dated 27-11-1995. (Copy of the relevant page of the Service book is attached herewith as **Annexure "D"**).
5. That the on dated 30.10.2009, the Finance Department vide office order No. FD (PRC) 5-2/2002 allowed all benefits of annual increment from the date of first appointment to all untrained teachers. (Copy of the office order dated 30.10.2009 is attached herewith as **Annexure "E"**).
6. That previously a seniority list was prepared by the Education Department for District Mardan, on the basis of initial appointed in which petitioner was placed at serial No.70, whereas in the early December 2012, the respondent Department issued a tentative seniority list, wherein the appellant has been placed at serial No. 97, thereby ignoring his untrained period of almost 5 years.
7. That now new the respondent Department is not ready to count the untrained period of 5 years of the appellant towards his service, which is in utter disregard of the dictum laid down by the superior Courts in this regard.

8. That against the said action of the respondent Department, the appellant also moved his representation to the concerned authority on dated 15.12.2012, but no response was given by them. (Copy of the representation is attached herewith as **Annexure "F"**).
9. That the appellant along-with his other colleagues having their services extending from 20 to 25 years of spotless character and they have rendered valuable services and have performed their duties with zeal and devotion. But the respondents have totally deprived them from the period spent by them as untrained teachers.
10. That this attitude of the respondent department to deprive the appellant from the untrained period of service is without any cogent/legal grounds but just to give benefit to the blue eyed teachers of the respondent department, whom have been appointed in their tenure.
11. That the appellant has got no other efficacious remedy available to him but to approach this Honourable Tribunal on the following ground inter-alia.

GROUND.

- A. That act of the respondent department, thereby depriving the appellant from the above said benefit of Seniority is illegal, unlawful without authority/ jurisdiction, as well as being based on malafide intentions of the respondent department is liable to be set aside.
- B. That at the time of appointment of the appellant, the respondent Department had no trained teachers, hence the appellant was appointed on fixed pay.
- C. That after appointment of the appellant as Drawing Master there was neither any time limit for completing the PTC course nor any special program from Respondent Department.

- (4)
- D. That it is pertinent to mention here that the said untrained period of the appellant is counted in the retirement period as the same is granted on the basis of date of initial appointment.
- E. That since hundred and hundreds of the teachers have been treated in a discriminatory manner and have been deprived of the above said benefit without any just cause.
- F. That the appellant has been serving on the above said post since long, whereas the minimum tenure of service amongst the appellant and his colleagues is 17 years and the maximum tenure amongst them is extended to 25 years, but they have been treated unlawfully without any cogent/solid grounds.
- G. That the said act of the respondent department is not merely illegal as well as unlawful, but is also against the very clear Article of Constitution of Islamic Republic of Pakistan as engraved in the basic rights of said constitution.

It is, therefore, prayed that on acceptance of this Service Appeal, the respondent may please be directed to count the untrained period of the appellant towards his service and they may further be directed to prepare a fresh seniority list on initial appointment basis.

Any other remedy to which appellant is found entitled, in the peculiar circumstances of the case may also be granted.


Appellant

Through



(KHAN AKBAR KHAN)
Advocate, High Court,
Peshawar.

Dated: -05-04-2013

CERTIFICATE:

Certified that as per information furnished by my client no such like service appeal on the subject has earlier been filed in this Hon'ble Tribunal.



ADVOCATE

(S)

BEFORE THE SERVICE TRIBUNAL, KHYBER PAKHTOON
KHWA, PESHAWAR.

C.M No. _____ 2013

In

Service Appeal No _____/2013

Nawab Ali.....**Appellant**

VERSUS

Govt of K P K through Secretary & others

.....**Respondents**

=====

**APPLICATION FOR TEMPORARY INJUNCTION TO THE
EFFECT THAT RESPONDENT MAY KINDLY BE
RESTRAINED FROM TAKING ANY ACTION OVER THE
TENTATIVE SENIORITY LIST, TILL THE FINAL DESICION
OF THE MAIN APPEAL.**

=====

Respectfully Sheweth:

1. That the appellant has filed the above titled service appeal before this Honourable Tribunal, in which no date of hearing has yet been fixed.
2. That respondent has prepared a seniority list in which the untrained period of more then 4 years of the appellant has not been counted towards his service.
3. That the applicant/appellant has very prima facie cause of action and is very hopeful of its ultimate success of his appeal.
4. That all the three ingredients i.e. prima facie case, balance of convenience and irreparable loss as per spirit of the rules for granting injunction is of the applicant/appellant are present in the said appeal.
5. That in case the injunction as prayed for above is denied, the applicant/appellant will suffer irreparable loss as the impugned.

⑧

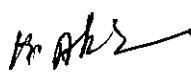
Hence, it is in the interest of justice to stay further proceedings on the impugned notification, till the final decision of this Honourable Tribunal.

6. That there is no legal bar in granting the injunction as prayed for above.
7. That the facts and grounds taken in the memo of appeal may kindly be considered as part and parcel of the instant application.

It is, therefore, humbly prayed that in the light of above said submissions this Honourable Tribunal may please be kind enough to restrain the respondent from taking any action over the impugned Seniority list till the finalisation of the main appeal.


Applicant

Through


(KHAN AKBAR KHAN)
Advocate,
High Court, Peshawar.

Dated: -15-02-2013

⑦

BEFORE THE SERVICE TRIBUNAL, KHYBER PAKHTOON
KHWA, PESHAWAR.

Service Appeal No _____/2013

Nawab Ali.....**Appellant**

VERSUS

Govt of KPK through Secretary and others

.....**Respondents**

AFFIDAVIT

I, Khan Akbar Khan Advocate, as per instruction of my client, do hereby solemnly affirm and declare on Oath that the contents of the accompanying **Application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble court.



K. Akbar Khan
Deponent

(8) DM 5769-75 - 61-5

OFFICE OF THE DIRECTOR OF EDUCATION (SCHOOLS), MARDAN DIVISION MARDAN.

APPOINTMENT.

Appointment of the following persons is/are hereby Ordered against the post of D.M. on temporary and adhoc basis at Rs. 830/- P.M. Fixed plus usual allowances as admissible under the rules in BPS No. 9 Rn. XXXXXXXXXXXXXXXXXX at the Institutions noted against each Name :-

S.No.	Name/Qualification & Address.	Posted at.	Remarks.
1.	Nawab Ali S/O Fazal Mohammed VPO Palo Dheri (Distt: Mardan).	GMS Anar Baig.	A.V.Post.

TERMS AND CONDITIONS.

1. Their appointment are purely temporary and liable to termination any time without any assigning/reasons or notice.
2. In case of resignation they/he/she will have to submit one month's prior notice to the Department or forfeit one month's pay in lieu thereof to the Government.
3. He/She/They are required to produce Health & Age Certificates from the Medical Authorities concerned before taking over charge provide they are not in Govt: Service.
4. He/She/They should not be allowed to take over charge if his/her/their age is less than 18 Years or above 25 Years.
5. His/Her/Their appointment is/are subject to further condition that he/she /they are Domicile of NWFP.
6. His/Her/Their antecedents Forms should be obtained duly verified by the local Police Authorities and submit to this Office together with application for appointment on prescribed Form and under-taking declaration of moveable and immoveable property for record in this Office.
7. All Educational, Charactor and Domicile Certificates should be thoroughly checked before handing over charge if necessary it should be verified from the Institutions concerned.
8. If he/she/they fails to take over charge of the post within a week of the receipt of these Orders the offer of appointment shall stand Cancelled.
9. Charge reports should be submitted to all concerned.
10. No TA/DA/TG etc is allowed.
11. He/She/They should be given Test in "Nazira Quran" and Pakistan Studies and result intimated to this Office.

(S. ABU SABED BACHA)
DIRECTOR OF EDUCATION (SCHOOLS),
MARDAN DIVISION MARDAN.

Endst: No. 5769-75 / DA-I. Dated Mardan the 31/7 / 1990.

Copy forwarded for information & necessary action to the :-

1. Director of Education (Schools), NWFP, Peshawar. { P.S. to Hon: Chief
2. District Education Officer (Male), Mardan. { Minister, NWFP.
3. Sub Divisional Education Officer (Male), Mardan.
4. Headmaster/~~XXXXXXXXXXXXXXXXXX~~ GMS Anar Baig.
5. Candidate concerned.
6. Supdt: Establishment Branch.
7. Personal File of candidate concerned.

"Nawaz"

DIRECTOR OF EDUCATION (SCHOOLS),
MARDAN DIVISION MARDAN.

(9)

Annure (B)

B.A

DMC-C)-C



UNIVERSITY OF PESHAWAR No 036413
(PAKISTAN)

Detailed Marks Certificate

B.A. Part - II ✓

Examination 19 96 (Annual/Supplementary)

Mr. / Ms Nawab Ali ✓

Roll No 69221 DIVISION Second

SUBJECTS	MAXIMUM MARKS	M A R K S O B T A I N E D	
		In Figures	In Words
English	75	32	✓ Thirty two
Pashto	75	42	✓ Forty two
Islamic Studies	75	57	✓ Fifty seven
Pak. Studies	40	22	✓ Twenty two
part - I	285	127	✓
	5.50	280	Two hundred & Eighty

Head Master
G M S
Sher Abad Mardan

Errors and omissions are subject to subsequent rectification.

The examination was passed as a Whole by Parts

Date 16/7/99

Controller of Examinations
University of Peshawar

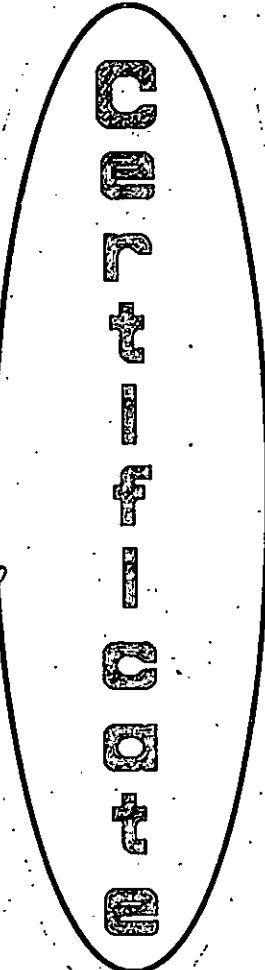
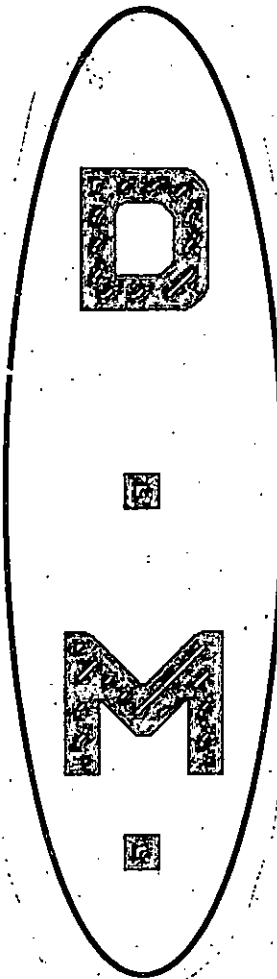
SCHOOLS & LITERACY DEPARTMENT, NWFP, PESHAWAR

Serial No. 502 Session 1994
Roll No. 50 Marks Obtained 565 / 1000
Division Second

Certified that Mr./Mrs./Miss Nawab Ali
Son/Daughter of Fazal Muhammad is a student of
GEC (male) Gul Bahar No. 2 Peshawar
having passed the D.M. Examination held in 1994
is qualified to teach in Middle/High School of Schools & Literacy Department.

Prepared by
Checked by
Date of declaration Result 9.1.1995 Deputy Director (Examination)
Date of Issue 10.1.2007 Schools & Literacy Department,
N.W.F.P., Peshawar.

Head Master



Annule (D)
Annule (C)

11

10

D.M

1	2	3	4	5	6	7	8	9
Name of post	Whether substan- tive or officiating and whether permanent or temporary	if officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C. S. R.	Pay in substantive post	Additional Pay for officiating	Other emolument falling under the term "pay"	Date of appointment	Signature of Government servant	Signature designation, rank or the of other acting officer in acce- of columns
		09	1605-97-3060					
		BPS 14: (2065-161-4480)						
DM GMS Anar Baig MARDAN.			Rs 1993/-			1 ¹² / ₉₈	Nawabkh.	✓ Dy/D. BA Secy/ M
			BPS 14: 2065-161-4480					
-do-			Rs 2065/-			4 ³ / ₉₉	Nawabkh.	✓ Dy/D. Secy/
-do-			Rs 2226/-			1 ¹² / ₉₉	Nawabkh.	✓ Dy/D. Secy/
<u>Revised Entry</u>								
DM GMS Anar Baig			Rs 2065/-			4 ³ / ₉₉	Nawabkh.	✓ Dy/D. Secy/
DM GMS 2002 Akbar			Rs 2065/-			22 ⁸ / ₉₉	Nawabkh.	✓ Dy/D. Secy/
"			Rs 2226/-			1 ¹² / ₉₉	Nawabkh.	✓ Dy/D. Secy/
"			Rs 2387/-			12		✓ Dy/D. Secy/
"			Rs (2323) - 2387			1 ¹² / ₂₀₀		✓ Dy/D. Secy/
"			Rs 2708/-			1 ¹² / ₂₀₀	Nawabkh.	✓ Dy/D. Secy/
(Revised BPS 19/10/02 3100-260-10300)								
"			Rs 4060/-			1 ¹² / ₂₀₀	Nawabkh.	✓ Dy/D. Secy/
"			Rs 4300/-			1 ¹² / ₂₀₀	Nawabkh.	✓ Dy/D. Secy/

(12)

Annex (E)

GOVERNMENT OF N.W.F.P.
FINANCE DEPARTMENT
(REGULATION WING)

NO. FD (PRC) 5-2 /2002
Dated Peshawar the: 30-10-2009

To: The Secretary to Govt. of NWFP,
Elementary & Secondary Education Department.
Peshawar.

Subject: GRANT OF ANNUAL INCREMENT / RUNNING PAY TO
UNTRAINED TEACHERS IN THE LIGHT OF SUPREME
COURT JUDGMENT.

Dear Sir,

I am directed to refer to this Department letter No.FD (PRC) 5-2/2002, dated 30-03-2009 on the subject noted above and to say that certain quarters have raised some queries about the subject matter which are clarified as under:-

- i. All those untrained teachers who were appointed on fix pay and were subsequently regularized against their posts, on acquiring / completing requisite training successfully, would be entitled for such benefits of annual increments from the date of their first appointments as such, but without arrears
- ii. The above benefit would also be admissible to all those retired teachers who fulfil the above conditions.
- iii. The above benefit would not be admissible to those who themselves resigned, or were removed / terminated from service.

2. This Department letter of even number dated 30-03-2009 shall be deemed to have been modified to the above extent.

Yours Faithfully,

(SHAUKAT ULLAH)
SECTION OFFICER (SR-1)

Endst: of even No. & date.

Copy for information and necessary action:-

1. Accountant General, NWFP.
2. All District Coordination Officers, NWFP.
3. All District / Agency Accounts Officers, NWFP / TATA.

SECTION OFFICER (SR-1)

بخدمت جناب ایگزیکٹو ڈسٹرکٹ آفیسر (ای اینڈ ایس) ایجوکیشن مردان

درخواست بمراد فتح سناری لست 2012ء ضلع مردان

(بحوالہ: تاریخ آغاز ملازمت کو بنیاد بنا جائے)

مندرجہ ذیل گزارشات گوش گزار کرنے کی سٹی ہے امید باور ہے شتوائی و کاروائی حسب استدعا عمل میں لائی جائے گی۔

(۱) یہ کہ سائل محکمہ تعلیم خیبر پختونخوا میں بحیثیت D.M ڈرائیو ماسٹر مورخہ 6-4-1990

گورنمنٹ مڈل سکول انار بید مردان میں تعینات ہوا تھا۔ اور دم تخریر اپنی ذمہ داری بطریق احسن انجام دے رہا ہوں۔

(۲) یہ کہ گزشتہ سناری لست ضلع مردان کو تاریخ آغاز ملازمت کی بنیاد پر تیار کیا گیا تھا جس میں سائل کا نمبر 70 تھا۔

(۳) یہ کہ موجودہ ضلعی سناری لست 2012ء میں ان ٹرینڈ پیریڈ کو شمار نہیں کیا گیا۔ جس میں سائل کا سناری لست نمبر 97 ہے۔

(۴) یہ کہ مذکورہ ان ٹرینڈ پیریڈ کے سالانہ انکریمینٹ اور بقایا جات سائل کو ای ڈی او (ای اینڈ ایس) ایجوکیشن مردان بذریعہ چھٹی نمبر 62084 مورخہ 2009-4-28 ادا کر دی گئی ہیں۔

(۵) یہ کہ سناری لست 2012ء میں تاریخ آغاز ملازمت کو خاطر میں نہ لاتے ہوئے مرتب کرنا سراسر خلاف ضابطہ و قانون اور انصاف کے تقاضوں سے متصادم ہے۔ اور سائل کی حق تلفی بھی ہے۔

لہذا آپ صاحبان سے گزارش ہے کہ مذکورہ ضلعی لست 2012ء کو کالعدم قرار دیتے ہوئے تاریخ آغاز ملازمت کو بنیاد بنا کر مرتب کیا جائے۔

مورخہ: 15-12-2019

العارض

نام نواب علی

پوسٹ ڈرائیو ماسٹر D.M

سکول گورنمنٹ مڈل سکول شیر آباد (مردان)

بشرف ملاحظہ:

(۱) سیکرٹری ایجوکیشن خیبر پختونخوا

(۲) ڈائریکٹر ایجوکیشن خیبر پختونخوا ایشاور

(۳) ڈی سی او ضلع مردان

بخدمت جناب ایگزیکٹو ڈسٹرکٹ آفیسر (ای اینڈ ایس) ایجوکیشن مردان

درخواست برائے سناری لست 2012ء ضلع مردان

(بحوالہ: تاریخ آغاز ملازمت کو بنیاد بنانا جائے)

مندرجہ ذیل گزارشات گوش گزار کرنے کی سٹی ہے امید باور ہے شہنوائی و کاروائی حسب استدعا عمل میں لائی جائے گی۔

(۱) یہ کہ سائل محکمہ تعلیم خیبر پختونخوا میں بحیثیت D.M ڈرائنگ ماسٹر مورخہ 6-4-1990

گورنمنٹ مڈل سکول انار بید مردان میں تعینات ہوا تھا۔ اور دم تحریر اپنی ذمہ داری الطریق احسن انجام دے رہا ہوں۔

(۲) یہ کہ گزشتہ سناری لست ضلع مردان کو فناریخ آغاز ملازمت کی بنیاد پر تیار کیا گیا تھا جس میں سائل کا نمبر 70 تھا۔

(۳) یہ کہ موجودہ ضلعی سناری لست 2012ء میں ان ٹرینڈ پیریڈ کو شمار نہیں کیا گیا۔ جس میں سائل کا سناری لست نمبر 97 ہے۔

(۴) یہ کہ مذکورہ ان ٹرینڈ پیریڈ کے سالانہ انکریمنٹ اور بقایا جات سائل کو ای ڈی او (ای اینڈ ایس) ایجوکیشن مردان بذریعہ چھٹی نمبر 62084 مورخہ 28-4-2009 ادا کر دی گئی ہیں۔

(۵) یہ کہ سناری لست 2012ء میں تاریخ آغاز ملازمت کو خاطر میں نہ لاتے ہوئے مرتب کرنا سراسر خلاف ضابطہ و قانون اور انصاف کے تقاضوں سے متصادم ہے۔ اور سائل کی حق تلفی بھی ہے۔

لہذا آپ صاحبان سے گزارش ہے کہ مذکورہ ضلعی لست 2012ء کو کالعدم قرار دیتے ہوئے تاریخ آغاز ملازمت کو بنیاد

بنا کر مرتب کیا جائے۔

مورخہ: 15-12-2019

العارض

نام نواب علی

پوسٹ ڈرائنگ ماسٹر D.M

سکول گورنمنٹ مڈل سکول شیر آباد (مردان)

بشرف ملاحظہ:

(۱) سیکرٹری ایجوکیشن خیبر پختونخوا

(۲) ڈائریکٹر ایجوکیشن خیبر پختونخوا پشاور

(۳) ڈی سی او ضلع مردان

WAKALATNAMA

BEFORE THE COURT OF Service Tribunal KPK

No _____ of 2013

Nawab Ali

(Petitioner)

(Plaintiff)

(Appellant)

VERSUS

Govt of KPK through others.

(Respondent)

(Defendant)

I/We Nawab Ali

In the above noted Appeal do hereby appoint

and constitute **Mr. Khan Akbar Khan** Advocate as my/ our Counsel in the subject proceedings and authorize him to appear, plead etc compromise, withdraw or refer the matter for arbitration for me/ us without any liability for his default and with the authority to engage/appoint any other Advocate/Counsel at our/my expense and receive all sums and amounts payable to us/ me and to all such acts which he may deem necessary for protecting my/ our interest in the matter. He is also authorized to file Appeal, Revision, Application for restoration or application for setting asiding exparte decree proceedings on my/ our behalf.

Dated: - 8 / 4 / 2013

Nawab Ali

(Client)

Nawab Ali

K. Akbar Khan

(KHAN AKBAR KHAN)

Advocate, High Court, Peshawar.

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