

22.09.2022

Petitioner alongwith his counsel present. Mr. Sajid, Superintendent alongwith Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

Learned counsel for the petitioner stated at the bar that as implementation of the judgment has not been properly made, therefore, an opportunity may be granted for submission of objections on letter No. 01/PPSC dated 13.01.2022 produced by the respondents regarding implementation of the judgment. Adjourned. To come up for submission of objections as well as further proceedings on 18.10.2022 before the S.B.

  
(Salah-Ud-Din)  
Member (J)

03.02.2022

The Tribunal is non-functional, therefore, the case is adjourned to 12.05.2022 before D.B for the same.

  
Reader

12-5-22


Proper DB not available the case  
is adjourned on 26-7-22

  
Reader

26<sup>th</sup> July, 2022

Learned counsel for the petitioner present. Mr. Kabirullah Khattak, Addl: AG for respondents present.

This petition was fixed before the D.B because of pendency of application moved under Section-12(2) of the CPC, which, as submitted by the learned counsel for the petitioner, has been withdrawn by the concerned petitioner, therefore, the matter is required to be dealt with by the S.B. The learned AAG for the respondents produced copy of letter No. 1/PPSC dated 13.01.2022, stating that the compliance of the judgment of the Tribunal had been made through the letter to which learned counsel for the petitioner submitted that he would go through the letter and reconcile the matter, thereafter, come up with further submission on 22.09.2022 before the S.B.

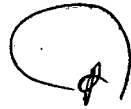
  
(Salah Ud Din)  
Member(Judicial)

  
(Kalim Arshad Khan)  
Chairman

23.09.2021

Junior to counsel for the petitioner and Mr. Kabirullah Khattak, Addl. AG for the respondents present.

Learned senior Counsel for the petitioner is not in attendance, therefore, case to come up for arguments on 20.12.2021 before the D.B.



(Rozina Rehman)  
Member(Judicial)



Chairman

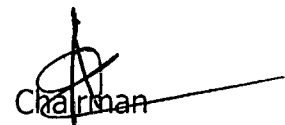
20.12.2021

Petitioner in person and Mr. Muhammad Adeel Butt, for the respondents present.

Learned counsel for the petitioner is not in attendance. To come up for arguments on 22.12.2021 before the D.B.



(Atiqur Rehman Wazir)  
Member(E)



Chairman

22.12.2021

Counsel for the petitioner and Mr. Muhammad Adeel Butt, Addl. AG alongwith Fazal Rahim, SS for the respondents present.

(Sala) Judgment of this Tribunal has not been implemented so far. Respondents are directed to implement the judgment and submit implementation report on 03.02.2022 before the D.B.



(Atiq-ur-Rehman Wazir)  
Member(E)



Chairman

02.08.2021

Counsel for the petitioner and Mr. Muhammad Adeel Butt, Addl. AG for the respondents present.

Learned counsel for the petitioner seeks adjournment for tomorrow. Adjourned to 03.08.2021 for further proceedings/arguments before S.B.

  
Chairman

03.08.2021

Junior to counsel for the petitioner and Mr. Kabirullah Khattak, AAG alongwith Muhammad Raziq, H.C for the respondents present.

Respondents No. 5 & 6 have submitted their parawise comments. Placed on record. In reply to Para-6 it has been noted that the judgment of this Tribunal has been assailed through petition u/s 12(2) CPC and fixed for arguments on 23.09.2021 before the D.B-1. The Execution Petition at hand is also fixed before the same D.B for 23.09.2021.

  
Chairman

04.01.2021

Counsel for the petitioner and Addl. AG alongwith Fazal Rahim, S.S for respondents present.

Representative of respondents No. 5 & 6 has submitted parawise comments on behalf of the said respondents. Made part of the record. Learned counsel for the petitioner requests for time to go through the comments and,if necessary, furnish a rejoinder thereto. Adjourned to 16.02.2021 before S.B.

  
Chairman

16.02.2021

The learned Member, Judicial Mr. Muhammad Jamal Khan is under transfer, therefore, the case is adjourned. To come up for the same before S.B on 13.04.2021.

  
Reader

13.04.2021





Due to demise of the Worthy Chairman, the Tribunal is non-functional, therefore, case is adjourned to 02.08.2021 for the same as before.

  
Reader

Form- A  
FORM OF ORDER SHEET

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

Execution Petition No. 125 /2020

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	18.08.2020	<p>The execution petition of Mr. Arshad Javed submitted today by Mr. Umar Zafran Advocate may be entered in the relevant register and put up to the Court for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2		<p>This execution petition be put up before S. Bench on <u>24/09/2020</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
	24.09.2020	<p>Petitioner alongwith counsel present. Notices be issued to the respondents for submission of implementation report on 16.11.2020 before S.B.</p> <p style="text-align: right;"> Chairman</p>
	16.11.2020	<p>Junior to counsel for the petitioner and Addl. AG alongwith Fazal Rahim, S.S and Sajid Superintendent for the respondents present.</p> <p>Representative of respondents No. 5 &amp; 6 seeks time to furnish implementation report. To come up for implementation report on 04.1.2021 before S.B.</p> <p style="text-align: right;"> Chairman</p>

**BEFORE THE SERVICES TRIBUNAL, KPK PESHAWAR**

C.M. No. 125 / 2020

in

Services Appeal No. 1325 / 2017

**Arshad Javed** ..... **Appellant**

**VERSUS**

**Government of Khyber Pakhtunkhwa through  
Chief Secretary, Civil Secretariat,  
Peshawar & Others** ..... **Respondents**

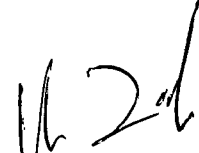
**INDEX**

<b>S No</b>	<b>Description of Documents</b>	<b>Annexure</b>	<b>Pages</b>
1.	Application for implementation	-	01 – 02
2.	Affidavit	-	03
3.	Copy of titled appeal alongwith judgment dated 28-08-2019	"A"	04 – 09
4.	Wakalatnama	-	10



**PETITIONER**

Through



**( UMER ZAFRAN )**  
**Advocate High Court**  
TF-74, Deans Trade Centre  
Peshawar Cantt:  
Phone:091-5253373  
Cell # 0300-5927464  
Email : [umerzafran@hotmail.com](mailto:umerzafran@hotmail.com)

①

**BEFORE THE SERVICES TRIBUNAL, KPK PESHAWAR**

C.M. No. \_\_\_\_\_ / 2020

in

Services Appeal No. 1325 / 2017

**Arshad Javed, Senior Subject Specialist,  
Government Higher Secondary School Chamkani,  
Peshawar ..... Petitioner**

**VERSUS**

1. **Government of Khyber Pakhtunkhwa through  
Chief Secretary, Civil Secretariat, Peshawar**
2. **Secretary Elementary & Secondary Education Department,  
Government of Khyber Pakhtunkhwa, Civil Secretariat, Peshawar**
3. **Secretary Establishment Department,  
Government of Khyber Pakhtunkhwa, Civil Secretariat, Peshawar**
4. **Secretary Finance Department, Government of Khyber  
Pakhtunkhwa Civil Secretariat, Peshawar**
5. **Police Public School, Peshawar through its Principal,  
Jamrud Road, Peshawar**
6. **Provincial Police Officer, KPK Peshawar ..... Respondents**

**APPLICATION FOR IMPLEMENTATION AND INITIATING  
CONTEMPT OF COURT PROCEEDINGS AGAINST  
RESPONDENTS IN THE TITLED APPEAL DECIDED VIDE  
JUDGMENT DATED 28-08-2019 BY THIS HONOURABLE  
COURT**

**Respectfully Sheweth :-**

1. That the appellant filed instant appeal before this Honourable Court which has been decided vide judgment dated 28-08-2019. (Copy of the judgment is attached)



2. That this Honourable Court has decided the instant appeal in favour of the appellant vide the same judgment.
3. That after decision dated 28-08-2019 the appellant many times contacted the respondents and requested them to implement the judgment dated 28-08-2019 passed by this Honourable Court.
4. That the respondents till date failed to implement the judgment dated 28-08-2019 rather they are continuously committing contempt of this Honourable Court by not implementing the same.
5. That the respondents by their conduct openly attacking the judgment passed by this Honourable Court by making mockery of the judgment passed by this Honourable Court.
6. That till dated the judgment passed by this Honourable Court is intact and not set aside or suspend by any Honourable Court.
7. That this Honourable Court <sup>has</sup> ample powers to implement its judgment and to punish the offenders who are not ready to implement the judgment dated 28-08-2019 passed by this Honourable Court.

It is, therefore, most humbly prayed that on acceptance of this petition the judgment dated 28-08-2019 passed by this Honourable Court may please be ordered to be implemented and punish the offenders for committing of contempt of court in the interest of justice.

Other relief which this august court deemed appropriate may kindly be granted in the interest of justice.

  
PETITIONER

Through

  
UMER ZAFRAN  
Advocate High Court

Dated:- 21-02-2020

Certificate:

This is first petition on behalf of petitioner in this august Court in the subject matter.

  
ADVOCATE

3

**BEFORE THE SERVICES TRIBUNAL, KPK PESHAWAR**

C.M. No. \_\_\_\_\_ / 2020

in

Services Appeal No. 1325 / 2017

**Arshad Javed** ..... **Appellant**

**VERSUS**

**Government of Khyber Pakhtunkhwa through  
Chief Secretary, Civil Secretariat,  
Peshawar & Others** ..... **Respondents**

**AFFIDAVIT**

I, Arshad Javed, Senior Subject Specialist, Government Higher Secondary School Chamkani, Peshawar, do hereby states on Oath that this appeal has been drafted on my information and instruction and I am fully convergent with facts of this appeal and the contents of this appeal are true and correct to the best of my knowledge and belief and nothing has been withheld from this august court.

Identified by

  
**UMER ZAFRAN**  
Advocate, High Court

  
**DEPONENT**  
CNIC No. 17301-7334861-7  
Cell No. 0333-9119704

(4)

(1)

**BEFORE THE SERVICES TRIBUNAL, KPK PESHAWAR**



Services Appeal No. 1325 / 2017

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 1238

Dated 27-10-2017

Arshad Javed, Vice Principal,  
Government Higher Secondary School No. 4,  
Peshawar City ..... Appellant

**VERSUS**

1. Government of Khyber Pakhtunkhwa through Chief Secretary, Civil Secretariat, Peshawar
2. Secretary Elementary & Secondary Education Department, Government of Khyber Pakhtunkhwa, Civil Secretariat, Peshawar
3. Secretary Establishment Department, Government of Khyber Pakhtunkhwa, Civil Secretariat, Peshawar
4. Secretary Finance Department, Government of Khyber Pakhtunkhwa Civil Secretariat, Peshawar
5. Police Public School, Peshawar through its Principal, Jamrud Road, Peshawar ..... Respondents

Filed to-day

*[Signature]*  
Registrar

27/10/17.

Re-submitted to -day  
and filed.

*[Signature]*  
Registrar

28/11/17.

**APPEAL AGAINST THE ORDER DATED 09-07-2015  
VIDE WHICH THE APPELLANT REQUEST FOR  
TRANSFER OF PENSION FROM PPS&C TO  
EDUCATION DEPARTMENT**

**ATTESTED**

*[Signature]*

EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

(5)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Appeal No. 1325/2017

Date of Institution ... 27.10.2017

Date of Decision ... 28.08.2019



Arshad Javed, Vice Principal, Government Higher Secondary School No.4,  
Peshawar City. ... (Appellant)

VERSUS

Governemnt of Khyber Pakhtunkhwa through Chief Secretary, Civil Secretariat,  
Peshawar and four others. ... (Respondents)

Present:

MR. UMER ZAFRAN,  
Advocate

--- For appellant.

MR. ZIAULLAH,  
Deputy District Attorney

--- For respondents.

MR. AHMAD HASSAN,  
MR. MUHAMMAD HAMID MUGHAL

--- MEMBER(Executive)  
--- MEMBER(Judicial)

**ATTESTED**

**EXAMINER**  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

JUDGMENT

AHMAD HASSAN, MEMBER:- Arguments of the learned counsel for the parties heard and record perused.


ARGUMENTS

02. Learned counsel for the appellant argued that he joined the Police Public School as Teacher vide order dated 07.09.1991 and was confirmed through order dated 10.12.1996. That while in service respondent no.2 advertised posts of Headmaster (BPS-17) for which the appellant applied through proper channel and got selected. His appointment was notified on 24.09.2007 and relieved by respondent no.5 vide order dated 24.09.2007. The appellant approached the respondents for grant of pensionary benefits and counting his previous service

towards the length of service in the present post but without any success. He invited attention to letter dated 24.08.1995 issued by the Finance Department, whereby employees of the Autonomous Bodies were held eligible for grant of pensionary benefits on appointment against regular post in the government. Initially the Police Public School enjoyed the status of government institution but through notification in 1989 its status was changed. The matter was agitated through a writ petitioner before Peshawar High Court, which was accepted as prayed for vide judgment dated 29.02.2012 and subsequently upheld by the august Supreme Court of Pakistan vide judgment dated 28.05.2013. Another writ petition no. 2311-P/2014 filed by the appellant was disposed of by the Peshawar High Court vide order dated 21.01.2015. They were directed through the above order to dispose of representation of the petitioner within two months through a speaking order. Finally, the same was regretted vide order dated 09.07.2015 on the pretext that Police Public School and College being a private school, therefore, amount of pension could not be transferred to any other department. Against this decision, the appellant filed C.O.C no. 172-P/2016 which was disposed of vide order dated 14.06.2017, hence, present service appeal. He further contended that case of the appellant was not properly handled by the respondents and pension and other allied benefits were denied to him in an arbitrary manner.

03. Learned Deputy District Attorney conceded that through he was initially appointed as Teacher at Police Public School and subsequently Headmaster (BPS-17) in the Education Department. However, the Police Public School being a private institution was not authorized to transfer the pension contribution to a government department. The matter was thoroughly deliberated and decided in a meeting of

ATTESTED

  
EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

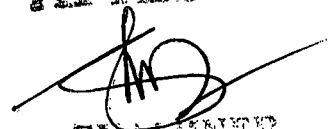
executive committee on 09.07.2015 and outcome was conveyed to the appellant vide letter dated 25.08.2015. Being an Autonomous Body/Institution the employees were not eligible for counting of service for grant of pension and other fringe benefits out of government exchequer. They managed their expenses out of their own resources. They were neither civil servants nor government servants.

### CONCLUSION

04. Careful Examination of the present service appeal revealed that the appellant served as Teacher under the administrative control of respondent no.5 from 07.09.1991 to 24.09.2007. According to the terms and conditions of his appointment settled with the above mentioned respondent, his service was pensionable. This fact has also been conceded by the respondents in a meeting held on 09.07.2015, wherein it was clarified that pension would be paid to an employee upon retirement.

05. On the other hand, the appellant joined the Education Department as Headmaster (BPS-17) vide order dated 24.09.2007. Upon joining the Education Department, he made a request to respondent no.5 to transfer his pension contribution to respondent no.2 and counting his service rendered in the Police Public School towards the length of service against the present post. To cut the long story short his request was turned down on the pretext that Police Public School being a private institution governed by its own BOG was not authorized to transfer pension contribution of an employee upon his selection in government department. This issue was also thoroughly discussed in the meeting of Executive Committee held on 09.07.2015 and further decided that pension shall only be paid to a retired

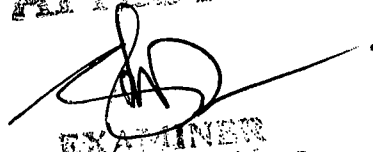
**ATTESTED**

  
**EXAMINER**  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar



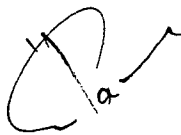
Teacher personally. The respondents have also taken the stance that the appellant was neither a civil servant or government servant. Being an employee of Autonomous Body his case was not covered under any rules/notification by the provincial government, as these institution managed their expenses out of their own resources.

06. We are not inclined to agree with the stance of the respondents for the simple reasons that the appellant rendered more than sixteen years service in Police Public School Peshawar. According to terms and conditions of appointment settled between the parties concerned being a pensionable job, his pension contribution was maintained by respondent no.5 in the relevant head of account. Moreover, he had earned this pension contribution in lieu long service rendered in the above institution which has not been disputed by the respondents. Once he got selected in the Education Department as Headmaster, we did not come across any rules framed by the said respondent that prohibited transfer of pension contribution of the appellant to the respondent no.2. The views of the Police Public School that pension would only be paid to a retired employee are self-contradictory. Employees leaving the institution for better service prospects and that too with the permission of the authorities had every right to transfer their hard earned pension to the department where they are serving now. They are not demanding any undue favour. The claim of the appellant is quite genuine and the respondents miserably failed to justify denial of pension contribution during the course of arguments. So far as second part of his prayer to count his previous service towards the length of service in the present appointment the same cannot be acceded being not covered under any existing law/rules.

**ATTESTED**  
**EXAMINER**  
**Khyber Pakhtunkhwa**  
**Service Tribunal,**  
**Peshawar**

(9)

07. In view of the foregoing, the appeal is partially accepted and respondent no.5 is directed to transfer pension contribution of the appellant w.e.f 07.09.1991 to 24.09.2007 to respondent no.2 without further loss of time. Parties are left to bear their own costs. File be consigned to the record room.




(MUHAMMAD HAMID MUGHAL)  
MEMBER



(AHMAD HASSAN)  
MEMBER

ANNOUNCED  
28.08.2019

Certified to  
EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar



Date of Presentation of Copy 29-08-2019  
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Urgent -  
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Date of Completion of Copy 13-09-2019  
Date of Delivery of Copy 13-09-2019



**BEFORE THE SERVICE TRIBUNAL, KPK PESHAWAR**

**Arshad Javed ..... Vs ..... Govt of KPK through Chief Secretary, Civil Secretariat, & Others**

1. I /We Petitioner the undersigned, do hereby nominated, appointed and agreed to engage **Umer Zafran** Advocate and their associates on my/our behalf to appear/ plead act represent and answer in the above court or any appellate court or any other court or forum to which the business is transferred in the above matter, and to sign and file petitions, statements, account, exhibits, compromises or other documents whatsoever in connection with the said matter or any matter arising therefore and also apply for and receive all the documents or copies of documents, disposition etc, and to apply for issue summons and other writs or subpoena and to apply for and get issue any arrest, attachment or other execution, warrant or order and to conduct any proceedings that may arise thereto; and apply for and receive payment or any or all sums or submit the above matter for arbitration, and to employ any other legal practitioner authorizing him to exercise the powers and authorities hereby conferred on the advocates of the firm whenever he may think fit to do so.
2. AND to do all acts legally necessary to manage and conduct the said case in all respects, whether herein specified or not, as may be proper and expedient.
3. AND I/ we hereby agree to ratify and confirm all law acts done on my/ our behalf under or by virtue of these presents or of the usual practice in such matter.
4. PROVIDED, always, that if the case may be dismissed in default, if it be proceeded ex-party, the counsels of the firm shall not be held responsible severally or jointly and neither the firm be held responsible in the like manner. We, hereby agree that in the event of the whole fee agreed by me to be paid to the advocate remaining unpaid he shall be entitled to withdraw from the prosecution of the said case until the same is paid, and in case of non-payment, I/we should not enjoy any defense whatsoever.
5. This power of attorney has been signed on \_\_\_\_\_ day of \_\_\_\_\_ in year 2020.

**Attested & Accepted**

  
**UMER ZAFRAN**  
Advocate, Peshawar

  
**(CLIENT)**

TF-74, Deans Trade Centre  
Peshawar Cantt:  
Phone:091-5253373  
Mobile: 0300-5927464  
Email:[umerzafran@hotmail.com](mailto:umerzafran@hotmail.com)

**"B"**

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

No. E/P No. 125/20 S.B  
Appeal No. 1325 of 2017.

*Reed*  
...Arshad Javed.....Appellant/Petitioner

Versus

Govt. of KPK Through Chief Secy Pesh. Respondent  
Respondent No. 5

Notice to: Police Public School, Peshawar Through its  
Principal, Jamrud Road Peshawar.

WHEREAS an appeal/petition under the provision of the North-West Frontier 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 16/11/2017 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 E/P  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 20 17

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

*(Implementation report)*

M. A. J.  
Registrar,  
Khyber Pakhtunkhwa Service Tribu  
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.**

SR

No.

E/P No. 125/20

Appeal No. .... of 20

Arshad Javed

Appellant/Petitioner

Versus

Gvt. of KPK Through Chief Secy Pesh.

Respondent

Respondent No. 6

Notice to:

Provincial Police Officer KPK Peshawar.

WHEREAS an appeal/petition under the provision of the North-West Frontier 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 16/11/2020 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.

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Copy of <sup>E/P ✓</sup> 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 20th

Day of Oct 2020

(Implementation report)

*[Signature]*  
26-10

*[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.

S.B

E/P No 125/20

No.

Appeal No. 1326 of 20 17

Arshad Javed Appellant/Petitioner

Versus

Govt, of KPK Through Chief Secy etc, Respondent

Respondent No. 1

Govt, of KPK Through Chief Secretary  
Peshawar.

Notice to: —

WHEREAS an appeal/petition under the provision of the North-West Frontier 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 18/11/20 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.

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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 20<sup>th</sup>

Day of Oct 20

(Implementation Report)

ISSUE BRANCH  
CH  
Govt. of K.P. Pakhtunkhwa  
Peshawar

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.

S.B

No.

E/P No. 125/20

Appeal No. 1325 of 2017.

Arshad Javed Appellant/Petitioner

Versus

Govt. of KPK through Chief Secy Pesh. Respondent

Respondent No. 2

Secretary Elementary & Secondary Education

Notice to:

Deptt. Govt. of KPK Peshawar.

WHEREAS an appeal/petition under the provision of the North-West Frontier 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.....16/11/2020.....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.

E/P

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

Given under my hand and the seal of this Court, at Peshawar this.....20th.....

Day of.....Oct 2020.....

(Implementation Report)

[Signature]  
Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

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

3  
26/10

[Signature]

**"B"**

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

S.B

E/P No 125/20

No.

Appeal No. 1325 of 2017

Ayshad Javed Appellant/Petitioner

Versus Govt, of KPK through Chg Secy Pesh. Respondent

Respondent No. 3 Secretary Establishment Deptt. Govt of KPK

Notice to: —

Peshawar.

27/10/20

WHEREAS an appeal/petition under the provision of the North-West Frontier 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 15/11/2020 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.

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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.....

20th

Day of..... Oct 20 20

Implementation Report

*[Signature]*

Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

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

**"B"**

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**

JUDICIAL COMPLEX (OLD), KHYBER ROAD,

E/P PESHAWAR 20

S.B

No.

L

1326

17

Appeal No. .... of 20 ..

Arshad Javed

Appellant/Petitioner

Govt. of KPK through <sup>Versus</sup> Chief Secy Pesh.

Respondent

Secretary Finance Dept. Govt. of KPK

Respondent No. ....

Notice to: —

Peshawar.

WHEREAS an appeal/petition under the provision of the North-West Frontier 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.....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.....

20th

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

Oct 20

Day of.....20 ..

(Implementation report)

*[Signature]*

*[Seal]*

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.

**POLICE PUBLIC SCHOOL & COLLEGE, PESHAWAR.**

No. 01/PPSC

Dated 13/01/2022

To **The Principal,  
Govt. Higher Secondary School,  
Chamkani, Peshawar.**

Information: (1). **The Secretary,  
Elementary and Secondary Education Department,  
Civil Secretariat, Peshawar.**  
(2). **Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.**  
(3). **The Assistant Inspector-General of Police,  
Legal, CPO, Peshawar.**  
(4). **The Assistant Inspector-General of Police,  
Welfare, CPO, Peshawar.  
(Coordinator/Focal Person - PPSC)**  
(5) **Mr. Arshad Javed,  
Senior Subject Specialist,  
Govt. Higher Secondary School Chamkani,  
Peshawar.**

Subject:- **Khyber Pakhtunkhwa Service Tribunal Judgment  
dated 28-08-2019, Service Appeal No. 1325/2017**

1. Mr. Arshad Javed (appellant), served in this institution as a teacher from 07-09-1991 to 24-09-2007. He was selected and appointed as Head Master (BPS-17) vide School and Literacy Department Notification No. SO(s)3-1/2006 Head Master (Male) dated 24-09-2007.

2. During hearing of our appeal under Section 12 (2), CPC on 22-12-2021, the court (Service Tribunal) directed that the subject judgment be implemented and the amount of Pension Contribution of Mr. Arshad Javed be transferred to respondent No. 2 (Elementary and Secondary Education Department) immediately. (Copy of the subject Judgment is attached for information).

3. In view of the court's orders, Cheque No. 70971216, dated 13-01-2022 for Rs. 1,18,619/-, Pension Contribution of the appellant from 07-09-1991 to 24-09-2007, is forwarded for further disposal at your end. Receipt of the Cheque may be acknowledged please.

Enclosed: (As above).

  
Lt Col R Muhammad Pervez  
Principal