


Form-A
FORM OF ORDER SHEET

Court of _____

Restoration Application No. 614/2022

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	14.10.2022	<p style="text-align: center;">The application for restoration of Execution Petition No. 61/2022 submitted today by Mr. Ashraf Ali Khattak Advocate. It is fixed for hearing before Single Bench at Peshawar on _____ .Original file be requisitioned. Notices be issued to applicant and his counsel for the date fixed.</p> <p style="text-align: right;">By the order of Chairman  REGISTRAR</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

R.A. no. 61/2022

Misc. Application No...../2022

In

Execution Petition No.61/2022

In

Service Appeal No.3326/2020

Mr. Abdul Wahab.....Applicant.

Versus

The Inspector General of Police & others.....Respondents.

APPLICATION FOR RESTORATION OF EXECUTION

PETITION NO.61/2022.

Respectfully Sheweth,


1. That the titled execution petition was pending before this Hon'ble Tribunal wherein petitioner had prayed for execution of the Judgment of this Hon'ble Tribunal dated 02-12-2021 wherein petitioner was reinstated with all back benefits.
2. That the execution petition was fixed on 21-07-2022. Petitioner appeared before the Tribunal and he was handed over chit and was informed that the execution petition has been adjourned till 28-09-2022, copy of chit is attached as Annexure-I.
3. That the date dated 28-09-2022 also reflects in the Register of the Tribunal.
4. That on 28-09-2022, when petitioner approached this Tribunal for attendance in his case thereby he was informed that the execution petition has been disposed of vide order dated 21-07-2022 on the ground that petitioner has been reinstated vide order dated 30-06-2022 and the Judgment of this Tribunal has been implemented.


5. That the Judgment of the Tribunal dated 02-12-2021 has been partially implemented to the extent of reinstatement but the other mandatory direction of this Hon'ble Tribunal to the extent of Back Benefits is still exist and not been implemented.

In view of the above humble submissions, it is humbly requested that the titled execution petition may kindly be restored and the Judgment of this Hon'ble Tribunal in service appeal No.3326/2020 dated 02-12-2021 may kindly be implemented in letter and spirit.


Applicant

Through


Ashraf Ali Khattak
Advocate,
Supreme Court of Pakistan

&

Ali Bakht Mughal
Advocate, Peshawar

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AFFIDAVIT

I, Muhammad Abid, do hereby solemnly affirm and declare on oath that the contents of this application are true and correct to the best of my knowledge and belief, and nothing has been concealed from this Hon'ble Tribunal.


Deponent

ORDER

In compliance with the judgment dated 02.12.2021, passed by Khyber Pakhtunkhwa the Service Tribunal Peshawar in service appeal No.3326/2020 and approval of competent authority vide CPO letter No.3123/ Legal dated 23.06.2022, Ex-Constable Abdul Wahab No.50 is hereby reinstated in service with immediate effect conditionally / provisionally subject to the outcome of CPLA, filed against the impugned judgment before August Supreme Court of Pakistan.

OB NO. 20 /SRC
Dated. 30-6 /2022

(MUHAMMAD SULEMAN) PSP
District Police Officer,
Kohat

OFFICE OF THE DISTRICT POLICE OFFICER KOHAT

No 6086-88 /SRC, dated Kohat the 30/6 /2022.

Copy of above is submitted to the Regional Police Officer Kohat Region Kohat for favour of information please.

2. Reader / Line Officer / Pay Officer / OHC for necessary action.
3. Official concern to report in Police line Kohat immediately.

(MUHAMMAD SULEMAN) PSP
District Police Officer,
Kohat

(1)
6

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

Execution Petition No. 61 /2022

In Service Appeal No.3326/2020

Mr. Abdul Wahab no.50; Ex- Constable Gunner
District Police, Kohat.

PETITIONER

VERSUS

1. The Inspector General Of Police, KPK, Peshawar.
2. The Regional Police Officer, Kohat, Region, Kohat.
3. District Police Officer Kohat.

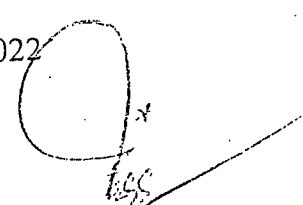
RESPONDENTS

21.07.2022

.....
Learned counsel for the petitioner. Mr. Asif Masood Ali Shah,
Deputy District Attorney alongwith Mr. Arif Saleem, Stenographer for
the respondents present.

02. It is evident from previous order sheet dated 15.06.2022 that the
respondents were bound to appear in person alongwith implementation
report. Perusal of the file reveals that copy of the said order sheet was
also sent to the respondents by the office of Registrar Service Tribunal on
06.07.2022. Representative of the respondent department produced copy
of order bearing No. 6086-88/SRC, dated 30.06.2022 whereby the
Service Tribunal judgement dated 02.12.2021 has been
provisionally/conditionally implemented subject to the outcome of CPLA
by the august Supreme Court of Pakistan. The said judgement of Service
Tribunal stands implemented. Consign.

03. Pronounced in open court at Peshawar and given under my
hands and seal of the Tribunal this 21st of July, 2022


(Mian Muhammad)
Member (E)

Page of Presentation of Affidavits
Number of Words 1500
Copying Fee 6/-
Filing Fee 3/-
Total 10/-
21/7/22
21/7/22
Corroborated by nature copy
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

WAKALAT NAMA

7/1

IN THE COURT OF Service Tribunal

Peshawar

Abdul Wahab Appellant(s)/Petitioner(s)

VERSUS

The Inspector

General of Police & others Respondent(s)

I/We Abdul Wahab do hereby appoint **Mr. Ashraf Ali Khattak, Advocate Supreme Court of Pakistan** in the above mentioned case, to do all or any of the following acts, deeds and things.

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

AND hereby agree:-

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

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

Attested & Accepted by

ABD
Signature of Executants

Ashraf Ali Khattak
Ashraf Ali Khattak, and
Advocate,
Supreme Court of Pakistan

Ali Bakht Mughal
Ali Bakht Mughal
Advocate, Peshawar