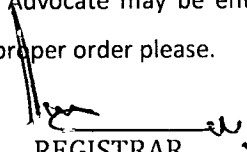




Form- A  
FORM OF ORDER SHEET

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

Execution Petition No. \_\_\_\_\_ 298/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	23.05.2022	<p>The joint execution petition of Mr. Muhammad Tufail &amp; 127 others submitted today by Mr. Muhammad Liaqat Advocate may be entered in the relevant register and put up to the Court for proper order please.</p> <p> REGISTRAR</p>
2-	25-5-22	<p>This execution petition be put up before touring Single Bench at A.Abad on <u>16.6.2022</u>. Original file be requisitioned. Notices to the parties be also issued for the date fixed.</p> <p> CHAIRMAN</p>
	16.06.2022	<p>None for the petitioner present. Mr. Muhammad Adeel Butt, Additional Advocate General present.</p> <p>Despite direction notice<sup>s</sup> were not issued. Therefore fresh notices be issued to parties. To come up for implementation report on 17.08.2022 before S.B at camp court A/Abad.</p> <p> (Fareeha Paul) Member (E) Camp Court A/Abad.</p>

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

Execution Petition No. 298/2022

IN

Service Appeal No. 12889/2020

Muhammad Tufail, SPST, GPS Battlian, Tehsil Lora & District Abbottabad & Others.

.....Petitioners

VERSUS

Government Khyber Pakhtunkhwa, through Chief Secretary, Khyber Pakhtunkhwa  
Peshawar & others.

..... Respondents

**INDEX**

Sr.No.	Description	Page Nos	Annexures
1	Execution Petition along with Affidavit	01 to 09	
2	Attested copy of Judgment dated 12-07-2021	10 to 19	"A"
3	Copy of the application dated 21-12-2021 addressed to respondent No. 6	20	"B"
4	Copy of letter dated 13-01-2022	21	"C"
5	Copy of letter dated 17-06-2021	22	"D"
6	Wakalat Nama		

  
(PETITIONERS)

**Through**

  
Muhammad Liaqat  
Advocate High Court Abbottabad

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**Execution Petition No. 298 of 2022

IN

Service Appeal No. 12889/2020

1. Muhammad Tufail, SPST, GPS Battlian, Tehsil Lora & District Abbottabad.
2. Naheem Akram, SST, GHS Pawa, Tehsil & District Abbottabad.
3. Muhammad Javed, DM, GMS Morekalan, Tehsil & District Abbottabad.
4. Abdul Qayyum, SPST, GPS Kalsi Nagri Bala, Tehsil & District Abbottabad.
5. Sultan Khan, Ex-SST, Government High School No.4, Tehsil & District Abbottabad.
6. Daud Khan, PSHT, GPS Duhnian Nathiagali, Tehsil & District Abbottabad.
7. Muhammad Saleem, PSHT, GPS Kukmar Boi, Tehsil & District Abbottabad.
8. Bashir Ahmad, Ex-PSHT, GPS Maira Kalan, Tehsil & District Abbottabad.
9. Shafiq ur Rehman, TT, GMS Noormang, Tehsil & District Abbottabad.
10. Zardad Khan, PSHT, GPS Donga Gali, Tehsil & District Abbottabad.
11. Muhammad Yousaf, SCT, GHS Namli Maira, Tehsil & District Abbottabad.
12. Muhammad Jahangir, SPST, GPS Toheedabad, Tehsil & District Abbottabad.
13. Banaras Khan, SPST, GPS Toheedabad, Tehsil & District Abbottabad.
14. Muhammad Riaz, PST, GPS Toheedabad, Tehsil & District Abbottabad.
15. Shabir Ahmad, PSHT, GPS Barrian Nathiagali, Tehsil & District Abbottabad.
16. Bannamin, PST, GPS Samundar Katha, Tehsil & District Abbottabad.
17. Muhammad Ali Tahir, PSHT, GPS Jaswal Dhamtour, Tehsil & District Abbottabad.
18. Sarwar Khan, Ex-PSHT GPS Seran Nathiagali, Tehsil & District Abbottabad.
19. Aurangzeb PST, GPS Kundla Nathiagali, Tehsil & District Abbottabad.
20. Muhammad Javed, PSHT, GPS Kundla Nathiagali, Tehsil & District Abbottabad.
21. Baidar Hussain Shah, Ex-PSHT, GPS Balkha Hajia Gali, Tehsil & District Abbottabad.
22. Sohail Mir SST, GHSS No.1 Abbottabad, Tehsil & District Abbottabad.
23. Muhammad Safeer, SAT, GHSS No.1 Abbottabad, Tehsil & District Abbottabad.
24. Muhammad Javaid, PSHT, GPS Todu Maira, Tehsil Lower Tanawal & District Abbottabad.
25. Iftikhar Ahmad, SPST, GPS Todu Maira, Tehsil Lower Tanawal & District Abbottabad.
26. Sheraz Khan, PST, GPS Todu Maira, Tehsil Lower Tanawal & District Abbottabad.
27. Qamar Naeem, Ex-SPST, GPS Thathi K Shah, Tehsil & District Abbottabad.
28. Mujeeb ur Rehman, SPST GPS Goreeni, Tehsil & District Abbottabad.
29. Arshad Abbasi, PSHT GPS Goreeni, Tehsil & District Abbottabad.
30. Chan Zeb, CT, GMS Goreeni, Tehsil & District Abbottabad.
31. Muhammad Safeer, PSHT, GPS Chabgran, Tehsil & District Abbottabad.
32. Muhammad Ismail, SPST, GPS Nareela, Tehsil & District Abbottabad.
33. Abdul Qayyum, PST, GPS Nagri Tutial, Tehsil & District Abbottabad.

34. Muhammad Shabir, PSHT Nagri Tutial, Tehsil & District Abbottabad.
35. Muhammad Shabbir, PSHT, GPS Majhote, Tehsil & District Abbottabad.
36. Nisar Ahmad, PSHT, GPS Tarnawai, Tehsil & District Abbottabad.
37. Muhammad Tariq, PST, GPS Majhote, Tehsil & District Abbottabad.
38. Abdul Basit, PSHT, GPS Majhote, Tehsil & District Abbottabad.
39. Abdul Sabookh, PST, GPS Majhote, Tehsil & District Abbottabad.
40. Abdul Kareem, PSHT, GPS Jattal, Tehsil & District Abbottabad.
41. Fazal Kareem, PSHT, GPS Nakar Qutbal, Tehsil & District Abbottabad.
42. Fida Muhammad, PSHT, GPS Hadora Bandi, Tehsil & District Abbottabad.
43. Abid Hussain, PSHT, GPS Lahoor, Tehsil & District Abbottabad.
44. Saqib Hanif Lodhi, PST, GPS Hadora Bandi, Tehsil & District Abbottabad.
45. Rasheed Khan, SPST, GPS Hadora Bandi, Tehsil & District Abbottabad.
46. Muhammad Arif, SPST, GPS Naroka, Tehsil & District Abbottabad.
47. Muhammad Tayyab, PST, GPS Lahoor, Tehsil & District Abbottabad.
48. Muhammad Tahir, PST, GPS Lahoor, Tehsil & District Abbottabad.
49. Gulzaib, PST, GPS Lahoor, Tehsil & District Abbottabad.
50. Waheed Zafeer, PST, GPS Lahoor, Tehsil & District Abbottabad.
51. Qammar Zamman, PSHT, GPS Nakkar Majwal, Tehsil & District Abbottabad.
52. Muhammad Kokab Abbasi, PST, GPS Nakkar Majwal, Tehsil & District Abbottabad.
53. Riasat Hussain, PST, GPS Nakkar Majwal, Tehsil & District Abbottabad.
54. Aurangzeb, PSHT, GPS Nakkar Sangrari, Tehsil & District Abbottabad.
55. Arsalan Saeed, PST, GPS Nari Hotar, Tehsil & District Abbottabad.
56. Qammar Hussain, PST, GPS Chalhota, Tehsil & District Abbottabad.
57. Mashkooor, PSHT, GPS Mohra, Tehsil & District Abbottabad.
58. Rashid Hussain, PST, GPS Nari Hotar, Tehsil & District Abbottabad.
59. Muhammad Usman, SPST, GPS Longal, Tehsil & District Abbottabad.
60. Muhammad Haseeb, PST, GPS Nakhatar, Tehsil & District Abbottabad.
61. Muhammad Shamraiz, PSHT, GPS Langa loot, Tehsil & District Abbottabad.
62. Tahir Mehmood, SPST, GPS Langa loot, Tehsil & District Abbottabad.
63. Muhammad Abid Nazeer, PST, GPS Langa loot, Tehsil & District Abbottabad.
64. Muhammad Waheed, PST, GPS Langa loot, Tehsil & District Abbottabad.
65. Muhammad Akram, PSHT, GPS Topa Khan Kalan, Tehsil & District Abbottabad.
66. Muhammad Sajid, PST, GPS Topa Khan Kalan, Tehsil & District Abbottabad.
67. Muhammad Shoaib, SPST, GPS Topa Khan Kalan, Tehsil & District Abbottabad.
68. Muhammad Saleem, SPST, GPS Topa Khan Kalan, Tehsil & District Abbottabad.
69. Naveed Akhtar, PST, GPS Topa Khan Kalan, Tehsil & District Abbottabad.
70. Tanveer Hussain, PST, GPS Nakhatar, Tehsil & District Abbottabad.
71. Muhammad Farooq, PST, GPS Paiyan, Tehsil & District Abbottabad.
72. Abu Bakar, PST, GPS Jattal, Tehsil & District Abbottabad.
73. Muhammad Wajid, PST, GMPS Dakhan, Tehsil & District Abbottabad.
74. Muhammad Yasir, PST, GPS Lundi Mandri, Tehsil & District Abbottabad.
75. Saif ur Rehman Saif, CT, GMS Badhiar, Tehsil & District Abbottabad.
76. Muhammad Imran, PST, GPS Takkia Sheikhan, Tehsil Havelian & District Abbottabad.

77. Muhammad Hajjaj Shah, PST, GPS Tootni, Tehsil & District Abbottabad.
78. Shujjah Ali, SST, GHS Hari Khaitar, Tehsil & District Abbottabad.
79. Muhammad Javaid, HM, GHS Keri Raiki, Tehsil & District Abbottabad.
80. Saqib Rehman, ASDEO Sherwan, Tehsil Lower Tanawal & District Abbottabad.
81. Fahad Javed, PST, GPS Banjgali, Tehsil & District Abbottabad.
82. Faisal Sarfraz, PSHT, GPS Mukdabbi, Tehsil & District Abbottabad.
83. Rawail Khan, SPST, GPS Mukdabbi, Tehsil & District Abbottabad.
84. Faheemulah Khan, DM, GMS Choonakari, Tehsil & District Abbottabad.
85. Muhammad Hanif, Ex-PST, GPS Bandi Dhundan, Tehsil & District Abbottabad.
86. Sohail Ahmad Zeb, PSHT, SDEO (Male) Abbottabad.
87. Muhammad Saleem, Ex-CT, GMS Morekalan, Tehsil & District Abbottabad.
88. Muhammad Asif, SPST, GPS Muslim Town, Tehsil & District Abbottabad.
89. Muhammad Saleem, Ex-PSHT, GPS Kehal, Tehsil & District Abbottabad.
90. Sajjad Ahmad, Ex-SCT, GHS Dhamtour, Tehsil & District Abbottabad.
91. Amjad Ali Khan, SST, GHS Dhamtour, Tehsil & District Abbottabad.
92. Tahir Hussain Shah, Ex-SCT, GHS Dhamtour, Tehsil & District Abbottabad.
93. Faiz ur Rehman, SCT, GHS Dhamtour, Tehsil & District Abbottabad.
94. Muhammad Waheed, PSHT, GPS Toheedabad, Tehsil & District Abbottabad.
95. Tahir Hameed Jadoon, SPST, GPS Banda Ghazan, Tehsil & District Abbottabad.
96. Niaz Khan, SPST, GPS Deesal, Tehsil & District Abbottabad.
97. Javed Khan, PSHT, GPS Bagh, Tehsil & District Abbottabad.
98. Qazi Ehsanullah, PSHT, GPS Mujahidabad, Tehsil & District Abbottabad.
99. Muhammad Shoaib Khan, SPST, GPS Upper Kunj, Tehsil & District Abbottabad.
100. Sohail Anjum, Ex-PSHT, GPS Chooria Colony, Tehsil & District Abbottabad.
101. Waheed Ahmad, SPST, GPS Samudarkatha, Tehsil & District Abbottabad.
102. Asghar Ali, SPST, GPS Toheedabad, Tehsil & District Abbottabad.
103. Nazeer Ahmad, SPST, GPS Kundla, Tehsil & District Abbottabad.
104. Muhammad Naseer, PST, GPS Kundla, Tehsil & District Abbottabad.
105. Akhtar Nawaz, PST, GPS Lothran, Tehsil & District Abbottabad.
106. Khursheed, Ex-PST, GPS Lothran, Tehsil & District Abbottabad.
107. Khalid Mehmood, Ex-PST, GPS Ratta Bagla, Tehsil & District Abbottabad.
108. Muhammad Siddique, PSHT, GPS Tattial, Tehsil & District Abbottabad.
109. Muhammad Tariq, SPST, GPS Tattial Battangi, Tehsil & District Abbottabad.
110. Muhammad Daud, PST, GPS Tattial Battangi, Tehsil & District Abbottabad.
111. Sajid Hussain, PSHT, PSHT, GPS Tattial Battangi, Tehsil & District Abbottabad.
112. Muhammad Fareed, PST, Dakhan Tatreela, Tehsil & District Abbottabad.
113. Javed Akhtar, PST, GPS Dakhan Tatreela, Tehsil & District Abbottabad.
114. Muhammad Bashir, SPST, GPS Dakhan Tatreela, Tehsil & District Abbottabad.
115. Muhammad Saleem, PST, GPS Dakhan Tatreela, Tehsil & District Abbottabad.
116. Shoukat Hayat, PSHT, GPS Dakhan Tatreela, Tehsil & District Abbottabad.
117. Zahid Khan, PST, GPS Keri Raiki, Tehsil & District Abbottabad.
118. Jahanzaib, PSHT, GPS Keri Raiki, Tehsil & District Abbottabad.
119. Ali Afsar, SPST, GPS Kundla, Tehsil & District Abbottabad.
120. Azhar Mehmood, SPST, GPS Kundla, Tehsil & District Abbottabad.

121. Imtiaz Ali, PSHT, GPS Jhansa, Tehsil & District Abbottabad.  
 122. Khizar Aziz, PST, GPS Dakhan Nalotha, Tehsil & District Abbottabad.  
 123. Gul Khitab, Principal, GHS PK Khan, Tehsil & District Abbottabad.  
 124. Zahid Khan, PSHT, GPS Deesal, Tehsil & District Abbottabad.  
 125. Sardar Shakeel, PSHT GPS Ochar, Tehsil & District Abbottabad.  
 126. Abdul Waheed, PSHT, GPS Basali, Tehsil & District Abbottabad.  
 127. Khawaja Waqar Ahmad, SPST, GPS Darra Mannah, Tehsil Lower & District Abbottabad.  
 128. Abdul Shakoor, SPST, GPS Darra Mannah, Tehsil Lower & District Abbottabad.

.....(Petitioners)

VERSUS

1. Government Khyber Pakhtunkhwa, through Chief Secretary, Khyber Pakhtunkhwa, Peshawar.
2. The Secretary (E&SE) Department Khyber Pakhtunkhwa, Peshawar.
3. The Secretary (Finance) Department Khyber Pakhtunkhwa, Peshawar
4. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
5. The Director (E&SE) Khyber Pakhtunkhwa, Peshawar.
6. The District Education Officer (Male), Abbottabad.
7. The District Accounts Officer, Abbottabad.

..... (Respondents)

**EXECUTION PETITION**

**EXECUTION PETITION** SEEKING FOR IMPLEMENTATION OF  
 JUDGMENT IN REM DATED 12/07/2021 PASSED IN SERVICE APPEAL  
 NO. 12889/2020 BY THIS HONOURABLE KHYBER PAKHTUNKHWA  
 SERVICE TRIBUNAL, PESHAWAR.

-----  
**Respectfully Sheweth,**

1. That the appellant Mr. Jalal ud Din filed Service Appeal No. 12889/2020 before this Honorable Tribunal with the prayer that respondents may kindly be directed not to make deduction of conveyance allowance during vacations period (Summer & Winter

Vacations) and make the payment of all outstanding amount of conveyance allowance which have been deducted previously with all back benefits.

2. That this Honorable Tribunal allowed the Service Appeal No. 12889/2020 dated 12-07-2021 and the operative part of the judgment is reproduced as under:

“The appeal in hand as well as clubbed appeals mentioned in the appendix-A stands allowed and the respondents are directed not to deduct the conveyance allowance from the salaries of the appellants during summer/ winters vacations. The conveyance allowance if any already deducted should be reimbursed to the appellants forthwith. The instant judgment shall be considered as **judgment in rem**, therefore, the respondents should pay the said allowance to all similarly placed employees of the Education Department so as to avoid the discrimination under Article-4 & 25 of the Constitution of Islamic Republic of Pakistan as well as unnecessary Litigation”. (Attested copy of Judgment dated 12-07-2021 is annexed herewith as **Annexure “A”**).

3. That in pursuance of the **judgment in rem** dated 12-07-2021 being similar placed employees of the Education Department an application alongwith the judgment dated 12-07-2021 was submitted before Respondent No. 6 regarding implementation of the **judgment in rem** but respondent No. 6 categorically refused

to implement the judgment and issued directions to all the DDEOs that no Notification was endorsed by the department regarding conveyance allowance vide letter No. 298-392 dated 13-01-2022 whereas Respondent No. 7 is reluctant to implement the judgment. (Copies of the application & letter dated 13-01-2022 are annexed herewith as Annexure "B" & "C" respectively).

4. That the respondents are legally bound to implement the judgment in rem of this Honourable Tribunal in its true letter & spirit but respondents are reluctant to implement the same.
5. That when the Tribunal decides a point of law relating to the Terms of services of a civil servant which covers not only the case of the civil servants might not taken any legal proceeding, the dictates of justice and rules of good governance demand that the benefits of the decision be extended to other civil servants, who might not be parties to the litigation instead of compelling them to approach the Tribunal or any other legal forum (2005-SCMR-499) and the same is mentioned in the judgment of this Honorable Tribunal at page-9.
6. That as the judgment of this Honorable Tribunal dated 12-07-2021 has been considered as judgment in rem, therefore, petitioners being similarly placed employees of the education department are entitled for benefit of this judgment and respondents are bound to implement the judgment in order to avoid discrimination under



Article 4 & 25 of Constitution of Islamic Republic of Pakistan as well as unnecessary litigation.

7. That one Mr. Maqсад Hayat filed Execution Petition No. 145/20 in Service Appeal No. 1452/19 regarding admissibility of conveyance allowance and respondent No. 3 issued letter No. SO(SR-II) FD/8-7/2017/40 dated 17-06-2021 to respondent No. 4 wherein, it is mentioned that Competent Authority has been pleased to provisionally implement the decision of the Khyber Pakhtunkhwa Service Tribunal in Service Appeal No. 1452/19 as the case is regarding payment of conveyance allowance to Civil Servants (Vacation Departments) during summer & winter vacations. The decision will be provisionally implemented and shall be recoverable subject to final decision / outcome of Supreme Court of Pakistan in CPLA. Hence, petitioners are also entitled for the same benefit. (Copy of letter No. SO(SR-II) FD/8-7/2017/40 dated 17-06-2021 is annexed herewith as **Annexure "D"**)
8. That the present petitioners submitted separate Execution Petitions in Service Appeal No. 12889/20 on 22-02-2022 but the same were returned by the Registrar of this Honorable Tribunal with the remarks that as the judgment dated 12-07-2021 is **judgment in rem** and there is no need to file separate Execution Petitions as this Honorable Tribunal already entertained the joint

Execution Petition No. 94 of 2010 hence, the instant Execution Petition is being filed jointly on the same precedent.

9. That the identical Execution Petitions Nos. 129/2022 and 130/2022 are subjudice before this Honorable Tribunal and next date of hearing is fixed on 14-06-2022.

It is therefore, very humbly prayed that on acceptance of instant execution petition judgment in rem dated 12-07-2021 passed by this Honourable Tribunal may graciously be implemented in its true letter & spirit and any other relief which this Honorable Tribunal deems fit may also be granted accordingly.

  
(PETITIONERS)

Through

  
Muhammad Liaqat  
Advocate High Court Abbottabad

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

Execution Petition No. \_\_\_\_/2022

IN

Service Appeal No. 12889/2020

Muhammad Tufail, SPST, GPS Battlian, Tehsil Lora &amp; District Abbottabad &amp; Others.

.....Petitioners

VERSUS

Government Khyber Pakhtunkhwa, through Chief Secretary, Khyber Pakhtunkhwa  
Peshawar & others.

..... Respondents

**EXECUTION PETITION****AFFIDAVIT**

I, Mr. Muhammad Tufail, SPST, GPS Battlian, Tehsil Lora & District Abbottabad do hereby affirm and declare on oath that the contents of forgoing Execution Petition are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Tribunal.



*M. Tufail*  
DEPONENT

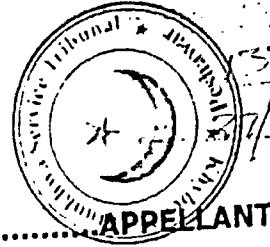
A

(10)

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

APPEAL NO. 12589 /2020

Mr. Jalalud Din, SCT (BPS-16),  
GHSS Asbanr, Dir Lower.



APPELLANT

VERSUS

- 1- The Government of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa, Peshawar.
- 2- The Secretary (E&SE) Department, Khyber Pakhtunkhwa, Peshawar.
- 3- The Secretary Finance Department, Khyber Pakhtunkhwa, Peshawar.
- 4- The Accountant General, Khyber Pakhtunkhwa, Peshawar.
- 5- The Director of (E&SE) Department, Khyber Pakhtunkhwa, Peshawar.

RESPONDENTS

**APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED  
ACTION OF THE RESPONDENTS BY ILLEGALLY AND  
UNLAWFULLY DEDUCTING THE CONVEYANCE ALLOWANCE  
OF THE APPELLANT DURING WINTER & SUMMER  
VACATIONS AND AGAINST NO ACTION TAKEN ON THE  
DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN THE  
STATUTORY PERIOD OF NINETY DAYS.**

**PRAYER:**

That on acceptance of this appeal the respondents may kindly be directed not to make deduction of conveyance allowance during vacations period (Summer & Winter Vacations) and make the payment of all outstanding amount of Conveyance allowance which have been deducted previously 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:**

1- That the appellant is serving in the Elementary & Secondary Education Department as SCT (BPS-16) quite efficiently and up to the entire satisfaction of their superiors.

ATTESTED

EXAMINER-2  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

2- That the Conveyance Allowance is admissible to all the Civil Servants and to this effect a Notification No. FD (PRC)1-1/2011 dated 14.07.2011 was issued. That later on vide revised Notification dated 20.12.2012 whereby the conveyance allowance for employees

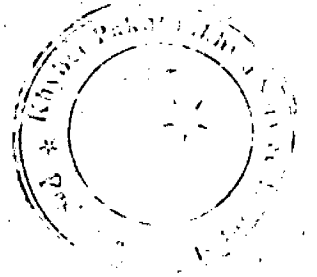
(11)

**BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL,**  
**PESHAWAR.**

Service Appeal No. 12889/2020

Date of Institution ... 27.10.2020

Date of Decision ... 12.07.2021



Jalalud Din, SCT (BPS-16),  
GHSS Asbanr, Dir Lower

... (Appellant)

**VERSUS**

Government of Khyber Pakhtunkhwa through Chief Secretary,  
Khyber Pakhtunkhwa, Peshawar and four others.

... (Respondents)

-----  
Mr. NOOR MUHAMMAD KHATTAK,  
Advocate

--- For appellant.

MR. JAVED ULLAH,  
Assistant Advocate General

--- For respondents.

MR. SALAH-UD-DIN

--- MEMBER (JUDICIAL)

MR. ATIQ-UR-REHMAN WAZIR

--- MEMBER (EXECUTIVE)

**JUDGMENT:**

SALAH-UD-DIN, MEMBER:- Through this single judgment, we intend to dispose of the instant Service Appeal as well as the clubbed appeals mentioned in appendix-A consisting of 141 sheets appended with this judgment as its part, as all the appeals involve similar questions of law and facts.

2. The appellant has filed the instant Service Appeal under Section-4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974, against the impugned action of the respondents, making deduction of conveyance allowance from the salaries of the appellant during the summer/winter vacations and not responding

to the departmental appeal of the appellant within the statutory period of ninety days.

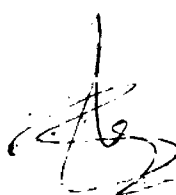
3. In order to have a clear picture of the matter in issue, the admitting note dated 18.06.2021 of the instant appeal is reproduced as below:-

"Counsel for the appellant present:

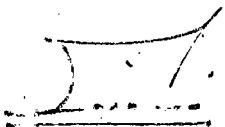
Due to influx of abnormally large number of service appeals by individual appellants against the same set of respondents, and including one and the same subject matter with common questions of fact and law; the Registrar of this Tribunal, vide order dated 27.05.2021 on a miscellaneous application, was required to prepare a chronological list of all the appeals obviously for the sake of their management in a way to make their disposal doable by a single judgment instead of hearing each and every appeal separately for disposal by separate orders. For merger of the order dated 27.05.2021, contents thereof are reproduced below:-

*Application for early hearing has been put up by the Reader with file. Counsel for the appellant present and heard.*

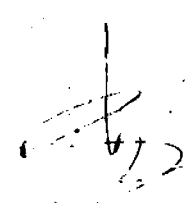
*Learned counsel for the appellant seeks early hearing of Appeals No. 13797/2020 and 38 others. It has been brought into the notice of this Bench that this appeal pertains to grievance of the appellant relating to grant of Conveyance Allowance and thousands of similar appeals are pending before this Tribunal at preliminary*



hearing stage. It would result in abuse of the process of Tribunal, if the similar appeals are separately heard despite being the similarity of claim in all the appeals. Therefore, it would be in the fitness of things to club all appeals with one the oldest in order of chronology in light of the time of institution. The Worthy Registrar of this Tribunal has been called and assigned the duty that list of all the appeals be prepared in chronological order and all the appeals be clubbed with the oldest one, and be submitted for preliminary hearing before this Bench on 18.06.2021, irrespective of the previous dates given on the diary. This application is disposed of accordingly.

The order dated 27.05.2021 as reproduced above has been placed on this file vide order dated 17.06.2021, as the appeal in this file is the oldest in chronological order from the date of institution. Rest of appeals enumerated/described in the chronological list making part of this file, due to commonalty of the subject matter and questions of law and facts, are clubbed with the appeal at hand for disposal conjointly to prevent multiplicity of processes, when judgment passed in a single appeal will enable to settle the particular issue of conveyance allowance similarly in respect of the other appellants who have filed appeals individually because of procedural constraints.

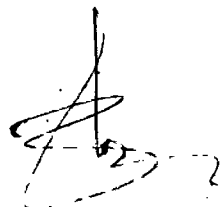
Preliminary arguments have been heard. A brief history of Conveyance Allowance as



submitted by learned counsel for the appellant has been placed on this file. The copy of judgment dated 11.11.2019 in Service Appeal No. 1452/2019 titled "Maqsad Hayat Versus the Government" has also been annexed with the said brief. According to which a Single Bench of this Tribunal disposed of the said appeal while relying on the judgment of the Hon'ble Peshawar High Court Peshawar in Writ Petition No. 3162-P/2019 with the direction for implementation of the said judgment by the respondents within shortest possible time. The course was also kept open for the appellant to seek remedy in accordance with law, in case his grievance is not redressed by the respondents within reasonable time. There is no cavil to the resolution of matter by judgment dated 11.11.2019 but the likelihood of multiplicity of proceedings cannot be ruled out unless a self-speaking judgment is passed by the Tribunal under due course of law to settle the matter once for all.

The proceedings for hearing will take-place in appeal in hand and shall be deemed to have been applied to clubbed appeals without repetition/replication.

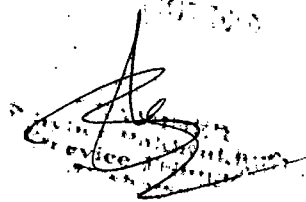
During pendency of this appeal, if any fresh appeal is instituted involving similar questions of law and facts relating to the Conveyance Allowance against the same departmental authorities, office shall also club the same with this appeal.





Points raised need consideration. The appeal, alongwith all clubbed appeals, is admitted to regular hearing. The appellant in this appeal is directed to deposit security and process fee within 10 days. Thereafter, notices of this appeal alongwith list of clubbed appeals be given to the respondents but their comments/written reply as filed in connection with appeal in hand shall be deemed to have been filed in all the clubbed appeals. There is no need of filing reply/comments individually in each and every clubbed appeal. Similarly, the appellants in all the clubbed appeals are exempted from the deposit of security and process fee. The respondents shall submit written reply/comments, as discussed above, in office within 10 days of the receipt of notices positively. If the written reply/comments are not submitted within the stipulated time, the office is directed to submit the file with a report of non-compliance. File to come up for arguments on 12.07.2021 before the D.B"

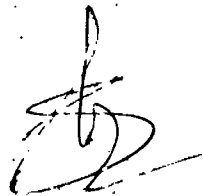
4. Precise facts of the instant Service Appeal as well as the clubbed Service Appeals are that the appellants are employees of Education Department, who were receiving conveyance allowance as admissible under the law and rules but the respondents without any valid and justifiable reasons stopped/deducted the payment of conveyance allowance for the period of summer as well as winter vacations on the ground that as the said vacations is leave period, therefore, the employees are not entitled to be paid conveyance allowance during the summer/winter vacations. After availing the remedy of departmental appeal, the appellants have approached



this Tribunal through filing of the appeals for redressal of their grievance.

5. Comments on behalf of respondents submitted, which are placed on file.

6. Learned counsel for the appellant has contended that conveyance allowance is being paid by both provincial as well as central government to the civil servants, in order to accommodate them in their travel expenses incurred by them in travelling to and from the workplace; that the summer and winter vacations are not granted upon the request of the employees, rather they remain available for any call of duty, therefore, the respondents are wrong in considering the summer and winter vacations as kind of leave for deduction of conveyance allowance for the said period; that the civil servants of vacation departments are allowed only 01 leave in a month and thus earned leave for 12 days per year is credited to their account, while civil servants of other departments can avail 04 leave in a month, making 48 days earned leave as credited to their account, therefore, the respondents are required to consider the said aspect, while dealing with conveyance allowance of the appellants; that action of the respondents is in utter violation of Article-4 and Article-25 of the Constitution of Islamic Republic of Pakistan 1973; that conveyance allowance is part and parcel of salary/pay and the appellant is entitled to its payment, even during the period of summer/winter vacations. Reliance was placed on an unreported judgment of august Peshawar High Court, Peshawar in Writ Petition No. 3162-P/2019 titled "Akhtar Hussain and 607 others Versus Government of Khyber Pakhtunkhwa", order/judgment dated 11.11.2019 of Khyber Pakhtunkhwa Service Tribunal rendered in Service Appeal No. 1452/2019 titled "Maqсад Hayat Versus Government of Khyber Pakhtunkhwa", judgment of Federal Service Tribunal in



Appeal No. 1888(R) CS/2016, 2020 PLC (C.S) 741 [Supreme Court (AJ&K)] and 2020 PLC (C.S) 747.

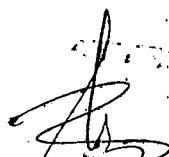
7. Respective learned counsel for the appellants in the clubbed Service Appeals have adopted the arguments advanced by the learned counsel for the appellant in the instant appeal.

8. Conversely, learned Assistant Advocate General for the respondents has contended that the teaching staff remains on leave during the period of winter and summer vacations and do not perform any duty during the said period, therefore, they are not entitled to any conveyance allowance during the summer/winter vacations; that being employees of vacation department, the appellants cannot claim any conveyance allowance during the vacation period and in respect of conveyance allowance, they cannot be treated at par with civil servants of non vacation departments. Reliance was placed on 2020 SCMR 1689 and 2020 SCMR 98.

9. We have heard the arguments of learned counsel for the appellants as well as learned Assistant Advocate General for the respondents and have perused the record.

10. The controversy, which needs to be resolved, is with regard to the issue as to whether the appellants, who are employees of vacation department, are entitled to payment of conveyance allowance during the period of summer/winter vacation or not. In order to appreciate the matter in a proper legal way, it would be advantageous to reproduce Clause-(b) of FR-82 as below:-

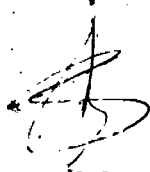
*"(b) Vacation counts as duty but the period of total leave in rules-77, 81 (a) and 81 (b) should ordinarily be reduced by one month for each year of duty in which the government servant availed himself of the vacation. If a part only of the vacation has been taken in any year, the period to be*

  
MINISTER  
Jammu and Kashmir  
Service Tribunal

*deducted will be a fraction of a month equal to the proportion which the part of the vacation taken bears to the full period of the vacation".*

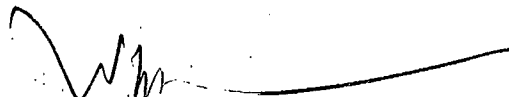
In light of Clause (b) of FR-82, it is crystal clear that vacation counts as duty. Even during vacation, the employees of Education Department remain on call for any duty assigned to them. Moreover, the summer vacations are not granted on demand or option of the employees of the Education Department, rather the period of their earned leave is curtailed by one month for each year. The respondents are wrong in considering the summer/winter vacations as kind of leave. The conveyance allowance is admissible to the government servants who are on duty and in view of clause (b) of FR-82, the summer/winter vacation period also count as duty, therefore, the respondents are not justified in depriving the employees of the Education Department from the receipt of conveyance allowance during summer/winter vacations. The deduction of conveyance allowance from the salaries of the appellants and other teaching staff during summer/winter vacations is in violation of their rights available to them under the Constitution of Islamic Republic of Pakistan 1973. Reliance is placed on 2020 PLC (C.S) 741. The judgment dated 17.10.2017 passed by Federal Service Tribunal in identical nature appeals bearing No. 289 to 298 (R) C.S/2015 has been upheld by august Supreme Court of Pakistan vide order dated 13.07.2018 passed in CPs No. 4957 to 4966 of 2017. Furthermore, this Tribunal has also granted such relief to other employees of Education Department in identical nature appeals.

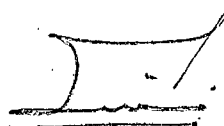
11. In light of the above discussion, the appeal in hand as well as clubbed appeals mentioned in the appendix-A stands allowed and the respondents are directed not to deduct the conveyance allowance from the salaries of the appellants during summer/winter vacations. The conveyance allowance if any,



already deducted should be reimbursed to the appellants forthwith. The instant judgment shall be considered as judgment *in rem*, therefore, the respondents should pay the said allowance to all similarly placed employees of the Education Department so as to avoid the discrimination under Article-4 & 25 of the Constitution of Islamic Republic of Pakistan as well as unnecessary litigation. Attested copy of this judgment be placed on files of all the clubbed appeals mentioned in appendix-A. Parties are left to bear their own costs. This file as well as files of clubbed Service Appeals mentioned in appendix-A be consigned to the record room.

ANNOUNCED  
12.07.2021

  
(ATIQ-UR-REHMAN WAZIR)  
MEMBER (EXECUTIVE)

  
(SALAH-UD-DIN)  
MEMBER (JUDICIAL)



23/5/22

23/5/22  
23/5/22  
23/5/22  
23/5/22

23/5/22  
23/5/22

The District Education Officer (M)  
Abbottabad

Subject: IMPLIMENTATION OF THE JUDGMENTS OF HONOURABLE SUPREME COURT OF PAKISTAN AND KHYBER PAKHTUNKIWA SERVICE TRIBUNAL REGARDING DEDUCTION OF CONVEYANCE ALLOWANCE FROM THE SALARIES DURING SUMMER/WINTER VACATIONS.

Memo:

It is submitted as under:

1. That one Mr. Muhammad Sikandar Dar filed appeal No. 1888(R)/CS/2016 before the Honourable Federal Service Tribunal Islamabad regarding the deduction of conveyance allowance from the salaries during the summer/winter vacations and on 03-12-2018 Honourable Federal Service Tribunal Islamabad accepted the appeal and directed the respondents not to deduct the conveyance allowance during summer and winter vacations. This judgment is considered in Rem not Personam. (Copy of the judgment of Federal Service Tribunal is annexed as Annexure "A").
2. That the Civil Petition No. 450 of 2019 was filed before August Supreme Court of Pakistan against judgment dated 03-12-2018 passed by the Honourable Federal Service Tribunal in Appeal No. 1888(R)/CS/2016 and the same was dismissed on 28-08-2019. (Copy of the judgment of August Supreme Court of Pakistan dated 28-08-2019 is appended herewith as Annexure "B").
3. That Mr. Jalalud Din SCT, District Dir Lower filed Service Appeal No. 12889/2020 before the Khyber Pakhtunkhwa Service Tribunal regarding the illegal deduction of conveyance allowance from the salaries during summer/winter vacations.
4. That on 12-07-2021, Honourable Khyber Pakhtunkhwa Service Tribunal Peshawar allowed the appeal. For convenience and ready reference the operative part of the judgment is reproduced as under:-

"Respondents directed not to deduct the conveyance allowance from the salaries during summer/winter vacations. The conveyance if already deducted should be relmbursed to the appellants forthwith. The instant judgment shall be considered as judgment in rem. Therefore, the respondents should pay the said allowance to all similar placed employees of the education department so as to avoid the discrimination under Article 4 and 25 of the Constitution of Islamic Republic of Pakistan as well as unnecessary litigation." (Annexure "C")

5. That as per judgment of the Honourable Supreme Court of Pakistan reported as 2009 SCMR 1 the operative part of the judgment is reproduced as under:

"If a Tribunal or the Supreme Court decides a point of law relating to the terms and conditions of a civil servant who litigated, and there were other civil servants, who may not have taken any legal proceedings, in such a case, the dictates of justice and rule of good governance demand that the benefit of the said decision be extended to the other civil servants also, who may not be parties to that litigation, instead of compelling them to approach the Tribunal or any other legal forum."

6. As per letter of Government of Khyber Pakhtunkhwa Finance Department No. SO (SR-II)FD/8-7/2017/40 dated 17-06-2021 competent authority has been pleased to provisionally implement the decision of the Khyber Pakhtunkhwa Service Tribunal. The decision will be provisionally implemented and shall be recoverable subject to final decision/outcome of the Supreme Court of Pakistan in CPLA file by the Provincial Government against the decision of Khyber Pakhtunkhwa Service Tribunal Peshawar. (Annexure "D").

It is therefore, in view of the above facts and circumstances it is requested that all the DDOs under your kind jurisdiction may please be directed to prepare and signed the source of arrears of conveyance allowance in accordance with the above referred judgments as well as letter of Finance Department (Regulation Wing).

*Attested*  
*[Signature]*

*BAAO / Licet Babi*  
*do the needfull*  
*[Signature]*  
*04/12/2021*

*7716*  
*6-12-21*

Yours Faithfully

*[Signature]*  
Zulfiqar Ahmed  
President All Teacher Association  
District Abbottabad

*2/12/21*

*02 per up on 12/12/21*  
*[Signature]*

**OFFICE OF THE DISTRICT EDUCATION OFFICER MALE ABBOTTABAD**

No. 298-392 /Accounts Branch

Dated 13-01 /2022

To,

By,  
The District Education Officer Male Abbottabad  
All SDEO Tehsils Abbottabad.  
All Principals/Headmasters High/Higher Secondary Schools Abbottabad.  
All Headmaster GMS Abbottabad,  
DDO of the Middle Schools.

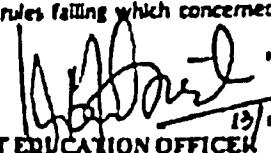
Subject: **CONVEYANCE ALLOWANCE ARREAR.**

Memo:

It has come to the notice of undersigned that with reference to Accountant General office Khyber Pakhtunkhwa KPK letter addressed to District Accounts Officers regarding Conveyance Allowance, the arrear bills of the teachers duly signed/Countersigned by the heads/DDO of the Institutes have abundantly been submitted to District Accounts Office.

To this effect it is categorically stated that such like notification/Circular neither endorsed through Department nor addressed to DEOs from any end so far.

Hence all such like practice is without legal footings. All Heads /DDOs who exercised such practice are directed to observe all codal formalities under the rules falling which concerned will be held responsible and face the consequences.

  
13/01/22  
DISTRICT EDUCATION OFFICER  
(M) ABBOTTABAD

Enclt No. \_\_\_\_\_


Copy to

1. District Accounts Officer Abbottabad.
2. Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar.
3. PS to Secretary Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar
4. PA to local office.

sc -  
DISTRICT EDUCATION OFFICER  
(M) ABBOTTABAD

Attested  


Control No. \_\_\_\_\_

Adl  
G.M.H.  


GOVERNMENT OF KHYBER PAKHTUNKHWA  
FINANCE DEPARTMENT  
(REGULATION WING)

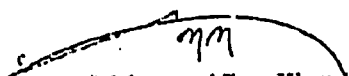
NO.SO(SR-II)FD/8-7/2017/40  
Dated Peshawar the 17.06.2021

To  
The Accountant General,  
Govt. of Khyber Pakhtunkhwa,  
Peshawar.

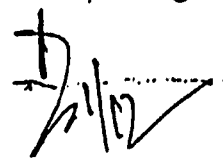
Subject:- IMPLEMENTATION OF THE JUDGEMENT OF EXECUTION PETITION 145/2020 IN SERVICE APPEAL REGARDING ADMISSIBILITY OF CONVEYANCE ALLOWANCE DURING SUMMER & WINTER VACATIONS TO THE EMPLOYEES OF VACATION DEPARTMENT.

Dear Sir,  
I am directed to refer to your department's letter No.Lit/S.T/S.A/1452-2019. Maqsd Hayat/2018-19/259-61 dated 22.02.2021 on the subject noted above and to state that the Competent Authority has been pleased to provisionally implement the decision of the Khyber Pakhtunkhwa Service Tribunal in Service Appeal No.1452/2019 filed by Mr.Maqsd Hayat, SCT versus Government of Khyber Pakhtunkhwa through Chief Secretary. The case is regarding payment of Conveyance Allowance to Civil Servants (Vacation Departments) during summer & winter vacations. The decision will be provisionally implemented and shall be recoverable subject to final decision/outcome of the Supreme Court of Pakistan in CPLA file by the Provincial Government against the decision date 11.11.2019 of Khyber Pakhtunkhwa Service Tribunal, Peshawar.

Yours faithfully,

  
(Muhammad Ilyas Khattak)  
SECTION OFFICER (SR,II)

Attested  


A.D.A.O.  
By officer  




کورٹ فیس

# وکالت نامہ

بعدالت: صاحب صدر عدس کمپنیوں کا صدر

عنوان: محمد طفیل ولد محمد بنام گورنمنٹ آف پاکستان

نوعیت مقدمہ:

باعث تحریر آنکہ

مقدمہ مندرجہ میں اپنی طرف سے واسطے پیروی و جواب دی کل کاروائی متعلقہ اس مقام

محمد بنام گورنمنٹ آف پاکستان

کو وکیل مقرر کر کے اقرار کرتا ہوں کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا نیز وکیل صاحب موصوف کو کرنے راضی نامہ و تقرر حالت و فیصلہ برحلف دینے اقبال دعویٰ اور بصورت دیگر ڈگری کرانے اجراء وصولی چیک روپیہ دعویٰ کی تصدیق اور اس پر دستخط کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکور کی کل یا کسی جزوی کاروائی کے لئے کسی اور وکیل یا مختار صاحب قانونی کو اپنے ہمراہ اپنی بجائے تقرر کا اختیار بھی ہوگا اور صاحب مقرر شدہ کو بھی وہی اور ویسے ہی اختیارات ہوں گیا در اس کا ساختہ پر داختم مجھ کو منظور قبول ہوگا۔ دوران مقدمہ جو خرچہ و ہرجانہ التوائے مقدمہ کے سبب ہوگا اس کے مستحق وکیل صاحب ہوں گے۔ نیز بتایا تم وصول کرنے کا بھی اختیار ہوگا۔ اگر کوئی پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب موصوف پابند ہوں گے کہ پیروی مقدمہ مذکورہ کریں اور اگر مختار مقرر کردہ میں کوئی جزو بتایا ہو تو وکیل صاحب موصوف مقدمہ کی پیروی کے پابند نہ ہوں گے۔ نیز درخواست ہر اد استجارت ناش بیغہ مفلسی کے دائر کرنے اور اس کی پیروی کا بھی صاحب موصوف کو اختیار ہوگا۔

لہذا وکالت نامہ تحریر کر دیا تاکہ سند رہے۔

الرقوم: 14 مئی 2022

Accepted

بمقام:

محمد طفیل

محمد طفیل ولد محمد بنام گورنمنٹ آف پاکستان

محمد طفیل ولد محمد بنام گورنمنٹ آف پاکستان

محمد طفیل ولد محمد بنام گورنمنٹ آف پاکستان

محمد طفیل ولد محمد بنام گورنمنٹ آف پاکستان

محمد طفیل ولد محمد بنام گورنمنٹ آف پاکستان

محمد طفیل ولد محمد بنام گورنمنٹ آف پاکستان

محمد طفیل ولد محمد بنام گورنمنٹ آف پاکستان

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محمد طفیل ولد محمد بنام گورنمنٹ آف پاکستان

محمد طفیل ولد محمد بنام گورنمنٹ آف پاکستان

39. ~~Abid~~ عبد الصبور
40. ~~Abid~~ عبد الصبور
41. ~~Fozal Karceem~~ فضل كريم
42. ~~Fidal~~ فدا
43. ~~Abid~~ عبد الصبور
44. ~~Sajit~~ ساجد
45. ~~Raheed Khan~~ رشيد خان
46. ~~MArif~~ مراد
47. ~~Tayyab~~ طايب
48. ~~Sajit~~ ساجد
49. ~~Abid~~ عبد الصبور
50. ~~waheed~~ واحد
51. ~~Rana Zahar~~ رحمان
52. ~~Kokab~~ كوڪب
53. ~~Riazat Hussain~~ رياض حسين
54. ~~Aurangzeb~~ اورنگزيب
55. ~~Aq~~ اقبال
56. ~~Qasim~~ قاسم
57. ~~Shakeel~~ شڪيل
58. ~~Rana~~ رحمان
59. ~~Usman~~ عثمان
60. ~~Abid~~ عبد الصبور
61. ~~Muhammad~~ محمد حسين
62. ~~Abid~~ طايب
63. ~~Abid~~ عبد الصبور
64. ~~Wheat~~ وھيٽ
65. ~~Akram~~ اڪرام
66. ~~Abid~~ عبد الصبور

13. ~~Banana~~ بنانا
14. ~~Rana~~ رحمان
15. ~~Sajit~~ ساجد
16. ~~Banana~~ بنانا
17. ~~MALIK~~ محمد علي
18. ~~Seman~~ سمران
19. ~~Aur~~ اورنگزيب
20. ~~Abid~~ عبد الصبور
21. ~~Abid~~ عبد الصبور
22. ~~Sajit~~ ساجد
23. ~~Sajit~~ ساجد
24. ~~Sajit~~ ساجد
25. ~~Sajit~~ ساجد
26. ~~Shah~~ شاہ
27. ~~Abid~~ عبد الصبور
28. ~~Mujeeb~~ مجيب الرحمان
29. ~~Abid~~ عبد الصبور
30. ~~Chamir~~ چمير
31. ~~Safeer~~ سفير
32. ~~Seman~~ سمران
33. ~~Abid~~ عبد الصبور
34. ~~Abid~~ عبد الصبور
35. ~~Abid~~ عبد الصبور
36. ~~Nisar~~ نيسار
37. ~~Tamir~~ تميم
38. ~~Abid~~ عبد الصبور

# وکالت نامہ

کورٹ فیس

بعدالت خطاب چیمبر عدالت سروس کیمپوزیشن لاہور

عنوان: گورنمنٹ کورٹ لاہور

بنام

محمد طفیل و بھتیجہ

منجانب:

نوعیت مقدمہ:

باعث تحریر آئنگے

مقدمہ مندرجہ میں اپنی طرف سے واسطے پیروی و جواب وہی کل کاروائی متعلقہ آں مقام

محمد ساجد اور کولہا

کو وکیل مقرر کر کے اقرار کرتا ہوں کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کال اختیار ہوگا نیز وکیل صاحب موصوف کو کرنے راضی نامہ و تقرر ثالث و فیصلہ برحلف و دینے اقبال و دعویٰ اور بصورت دیگر ڈگری کرانے اجراء وصولی چیک روپیہ و عرضی دعویٰ کی تصدیق اور اس پر دستخط کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکور کی کل یا کسی جزوی کاروائی کے لئے کسی اور وکیل یا مختار صاحب قانونی کو اپنے ہمراہ اپنی بجائے تقرر کا اختیار بھی ہوگا اور صاحب مقرر شدہ کو بھی وہی اور ویسے ہی اختیارات ہوں گیا اور اس کا ساختہ پر داختہ مجھ کو منظور قبول ہوگا۔ دوران مقدمہ جو خرچہ و ہرجانہ التوائے مقدمہ کے سبب ہوگا اس کے مستحق وکیل صاحب ہوں گے۔ نیز بقایا تم وصول کرنے کا بھی اختیار ہوگا۔ اگر کوئی پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب موصوف پابند ہوں گے کہ پیروی مقدمہ مذکورہ کریں اور اگر مختار مقرر کردہ میں کوئی جزو بقایا ہو تو وکیل صاحب موصوف مقدمہ کی پیروی کے پابند نہ ہوں گے۔ نیز درخواست بمراد استجارت نالش بھینڈہ مظلمی کے دائرہ کرنے اور اس کی پیروی کا بھی صاحب موصوف کو اختیار ہوگا۔

لہذا وکالت نامہ تحریر کر دیا تاکہ سند رہے۔

المترجم  
Accepted

بمقام:

(Signature)

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Sai

Tasir

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Abubakar

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- 105. افتخار نواز: A. N. Memon
- 106. خورشید: Khورشید
- 107. خالد محمود: Khalid
- 108. محمد صریح: ~~Sadiq~~
- 109. محمد طارق: M. Tariq
- 110. محمد طاووس: M. Taad
- 111. ساجد حسین: Sajid
- 112. محمد زید: Faeed
- 113. طاہرہ افریقہ: Javeed Akhtar
- 114. محمد نسیم: Anam
- 115. محمد نسیم: Anam
- 116. شہناز: Shahnaz
- 117. زائرہ خان: Zahid Khan
- 118. صابینہ: Zahanzab
- 119. علی افریقہ: Ali
- 120. طاہرہ: A. Mehmood
- 121. امتیاز بی: Intiaz Ali
- 122. صفیر عزیز: V. A. Aziz
- 123. عرفان: ~~Shahid~~
- 124. زائرہ خان: Zahid
- 125. ساجد حسین: Saeed
- 126. عبدالعزیز: Awaraz
- 127. فواجیم وقار: K. Hameed
- 128. عبدالعزیز: Shaheer

- 81. فہد: Fahad Javed
- 82. فیصل زید: Faizil
- 83. رؤف: Rohan
- 84. نسیم: ~~Shahid~~
- 85. حمید: Hamid
- 86. سید عزیز: Sid Aziz
- 87. محمد نسیم: ~~Shahid~~
- 88. آویف: Araf
- 89. محمد نسیم: M. Saleem
- 90. سہیل: ~~Shahid~~
- 91. اویس: Arife
- 92. طاہرہ: Tahira
- 93. فیصلہ: ~~Fiazil~~
- 94. محمد سعید: ~~Shahid~~
- 95. طاہرہ: Tahira
- 96. نیاز خان: Nira
- 97. طاہرہ: ~~Shahid~~
- 98. قاضی اعجاز: ~~Shahid~~
- 99. شعیب خان: ~~Shahid~~
- 100. سید سعید: ~~Shahid~~
- 101. وسیم: ~~Shahid~~
- 102. حفیظ: Abghor
- 103. نیاز بی: Nazeev
- 104. محمد سعید: ~~Shahid~~