

BEFORE THE HONOURABLE PESHAWAR HIGH COURT,

PESHAWAR

39

Attaullah Shah

VERSUS

Allama Iqbal Open University & Others

NOTICE

To,

1. Allama Iqbal Open University , through its Registrar , Islamabad
2. Federation of Pakistan , Ministry of Education , Islamabad
3. Government of Khyber Pukhtunkhwa through Chief Secretary , Peshawar
4. Secretary Communication & Works (C&W) Department Khyber Pukhtunkhwa , Peshawar
5. Accountant General , Khyber Pukhtunkhwa, Peshawar
6. Government of Khyber Pukhtunkhwa through Secretary, Finance Department , Peshawar

SUBJECT:- NOTICE FOR FILING THE WRIT PETITION

Please take notice that I am filing Writ Petition before the Hon'ble Peshawar High Court Peshawar.

Dated:- 01/03/2018

Through

Petitioner

Asad Jan Durrani
Advocate, High Court
Peshawar

Before the Peshawar High Court Peshawar

Writ Petition No. 1828-P/2018

W1

Atta Ullah Shah.....Petitioner.

V/S

Allama Iqbal Open University,
Though its Registrar Islamabad & others.....Respondents.

(Reply on behalf of Respondent No. 5)

AFFIDAVIT

Mr. Ashfaq Ahmad Assistant Accounts Officer Office of the Accountant General Khyber Pakhtunkhwa Peshawar do hereby solemnly affirms & declares that the contents of Parawise reply submitted by respondent No. 5, are true and correct to the best of my knowledge and belief that nothing has been concealed from the honorable Court.

Identified by

[Signature]
Deponent

17201-2306867

[Signature]
Advocate General Office
Khyber Pakhtunkhwa

Branch
[Signature]
28/05

23723
May 08
A.A.O.
Mubal Ashfaq Ahmad
Peshawar
A.G.
28/5/18

Nadra

Verified

FILED TODAY
Deputy Registrar
28 MAY 2018

SCANNED
29 MAY 2018

[Signature]

Before the Peshawar High Court Peshawar

Writ Petition No. 1828-P/2018

Atta Ullah Shah.....Petitioner.

V/S

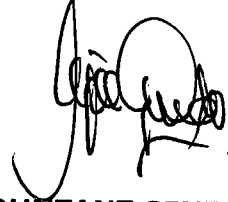
Allama Iqbal Open University,
Though its Registrar Islamabad & others.....Respondents.

(Reply on behalf of Respondent No. 5)

Respectfully Sheweth:-

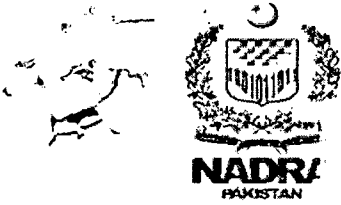
It is submitted that matter in hand is Administrative in nature and relates to Respondents No. 1 & 4. They are in better position to satisfy the grievances of the petitioners. Moreover, the petitioner has raised no grievances against Respondent No 5.

Keeping in view the above mentioned facts, it is therefore humbly prayed that the name of Respondent No.5 may be excluded from the list of Respondents.



**ACCOUNTANT GENERAL
KHYBER PAKHTUNKHWA**

FILED TODAY
Deputy Registrar
28 MAY 2018



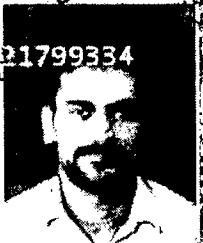
National Database and Registration Authority
Research and Development

WB

homepage verisys individual-record

ONLINE Verisys VERIFICATION SYSTEM

Verification Date: **May 28, 2018**
Identity Card Number:
17201-2300810-7
Issue Date: (YYYY-MM-DD)
2011-08-29



قومی شناختی کارڈ
17201-2300810-7
نام: تھیر شاہزاد
والد: محمد رفیق
شعبہ: سائنس
تاریخ پیدائش: January 2, 1981
21799334
علی اربشد حکیم
سیکریٹری جنرل



شناختی کارڈ نمبر 17201-2300810-7
شہزاد شاہزاد
شہر: شہر کرب آ باد، جبا داؤد زئی، ڈاک خانہ کرب
تعلقہ: ضلع نوشہرہ
سیکر 1، کھوکھے دلاور، ڈاک خانہ بدھائی،
تعلقہ و ضلع پشاور
تاریخ پیدائش: 29/08/2021
21799334
137-81-740260



Census 1998 Database [x]
There is no record for this individual in the census database. Either no census data was registered, or lacks necessary identity information that could be used for linking the record with this individual.

POWER OF ATTORNEY

Before The Honble Peshawar High Court, Peshawar

In Re Writ Petition of 2018

Attaullah Shah

{Plaintiff
{Appellant
{Petitioner ✓
{Complainant
{Decree Holder

versus

Allama Iqbal Open Uni & others

{Defendant
{Respondent ✓
{Accused
{Judgment Debtor

I/We Attaullah Shah S/O Amanullah Khan, R/o Mardan
the Petitioner above named hereby appoint Asad Jan Durrani Advocate
High Court 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 or any other 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 prosecution or defense of the said case at all its stages.
 3. To receive payments of, and issue receipts for, all money that may be or become due and payable to us during the course or on the conclusion of the proceedings.
- To do all other acts and things which may be deemed necessary or advisable during the course of the proceedings.

AND HEREBY AGREE:

- a. To ratify whatever the said Advocate may do in the proceedings.
- b. Not to hold the Advocate responsible if the said case be proceeded ex-parte or dismissed in default in consequences of their absence from the Court/Tribunal when it is called hearing.
- c. That the Advocate shall be entitled to withdraw from the prosecution of the said case if the whole or any part of the agreed fees remains unpaid.

In witness whereof I/WE have signed this Power of Attorney/Vakalatnama hereunder, the contents of which have been read/explained to me/us and fully understood by me/us this 1st day of March, 2018 at Peshawar

Signature of executant/s

(ASAD JAN DURRANI)
LLM
United Kingdom
Advocate High Court,

Accepted subject to the term regarding payment of fee

FILED
03 APR 2018

03 APR 2018

35
W) 11/2/18

BEFORE THE PESHAWAR HIGH COURT, PESHAWAR.

In re:

W.P.No.1828-P/2018

Attallah Shah Petitioner

Versus

Allama Iqbal Open University through its Registrar

IslamabadRespondent

REPLY ON BEHALF OF RESPONDENT NO.1.

Respectfully Sheweth;

- 1) That the petitioner has got no cause of action to file the instant writ petition against the answering respondent.
- 2) That the petitioner has not come to the court with clean hands.
- 3) That the present petition is not maintainable in its present form.

PARA-WISE REPLY ON FACTS:

- 1) Para No.1 as drafted and asserted is not related to respondent No.1, hence needs no comments.
- 2) Para No.2 needs no comments.
- 3) Para No.3 as drafted is not related to respondent No.1 hence needs no comments, however, petitioner was an employee of Allama Iqbal Open University.
- 4) Para No.4 needs no reply.
- 5) Para No.5 needs no comments.

05 DEC 2018
[Signature]

FILED TODAY

Deputy Registrar

01 DEC 2018

- 46
- 6) Para No.6 as drafted and asserted is not related to respondent No.1 as no relief is sought against respondent No.1.
 - 7) Para No.7 not related to respondent No.1, hence needs no reply.
 - 8) Para No.8 not related to respondent No.1, hence needs no reply.


ON GROUNDS:

- A. Ground "A" as drafted is not related to respondent No.1 as no relief is sought against the respondent No.1.
- B. Ground "B to I" is not related to respondent No.1 as stated above.

It is, therefore, most humbly prayed that the present writ petition may kindly be set aside to the extent of respondent No.1.

Respondent No.1

Through


Arbab Muhammad Arif
Advocate, Peshawar.

FILED TODAY


Deputy Registrar

01 DEC 2018

W7

BEFORE THE PESHAWAR HIGH COURT, PESHAWAR.

In re:

W.P.No.1828-P/2018

Attaullah Shah Petitioner

Versus

Allama Iqbal Open University through its Registrar
Islamabad Respondent

AFFIDAVIT

I, Dr.Muhammad Daud Khattak, Regional Director Allama Iqbal Open University, do hereby declare on oath that contents of Reply are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.

Identified by:



Arbab Muhammad Arif
Advocate, Peshawar.



Deponent

CNIC No. 37405-6430564-9

Cell: 0325-9831379

No.	<u>13118</u>
Certified that the above was verified on solemnly affirmation before me on the <u>18</u> day of <u>Nov</u> <u>2018</u> at <u>Peshawar</u> by <u>Dr. Muhammad Daud Khattak</u> who was identified to me by <u>Arbab Muhammad Arif</u> who is presently residing at <u>.....</u>	
<u>Niaz Attik</u> Deputy Registrar	

FILED TODAY
Deputy Registrar
07 DEC 2018

قیمتی

کورٹ فیس

وکالت نامہ

۷۸

لشادری لٹی گٹ لشار

بعد الت جناب

علامہ اقبال اعلیٰ یونیورسٹی

منجانب

ڈاکٹر عطا اللہ شاہ نام اے آئی او ایو

۱۸/۲ - ۱۸۲۸ - ۸۰ - ۷۸

دعویٰ یا جرم

مندرجہ بالا عنوان میں اپنی طرف سے پیروی و جو ابدی مقام

باعث تحریر آنکہ

ارباب محمد عارف حلی اڈولٹ

بدیں شرط وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختار خاص روبرو عدالت حاضر ہوتا ہوں گا اور بوقت پکارے جانے وکیل صاحب کو اطلاع دے کر حاضر کروں گا۔ اگر کسی پیشی پر مظہر حاضر نہ ہو اور غیر حاضری کی وجہ سے کسی طور مقدمہ میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام کچہری کے علاوہ کسی اور جگہ یا کچہری کے مقررہ اوقات سے پہلے یا بروز تعطیل پیروی کرنے کے مجاز نہ ہوں گے۔ اگر مقدمہ کچہری کے کسی اور جگہ پر سماعت ہونے یا بروز کچہری کے اوقات کے آگے یا پیچھے ہونے پر مظہر کو کوئی نقصان پہنچے تو ذمہ دار یا اس کے واسطے کسی معاوضہ ادا کرنے مختار نامہ واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے۔ مجھے کل ساختہ پر داختہ صاحب مثل کردہ ذات خود منظور ہو گا۔ اور کسی حکم یا ڈگری کے اجراء کرنے اور ہر قسم کاروبار وصول کرنے اور رسید دینے اور داخل کرنے کا ہر قسم کا بیان دینے اور سپرد دہائی و راضی نامہ فیصلہ بر خلاف کرنے و اقبال دعویٰ کا اختیار ہو گا۔ اور بصورت اپیل و برآمدگی مقدمہ یا منسوخی ڈگری ایک طرفہ درخواست حکم امتناعی یا ڈگری قبل از فیصلہ اجراء ڈگری بھی صاحب موصوف کو بشرط ادائیگی علیحدہ پیروی مختار نامہ کرنے کا مجاز ہو گا اور بصورت ضرورت اپیل یا اپیل کے واسطے کسی دوسرے وکیل یا بیرسٹر کو بجائے اپنے ہمراہ مقرر کریں اور ایسے مشیر قانونی کو بھی اس امر میں وہی اختیارات حاصل ہوں گے جیسے صاحب موصوف کو پوری فیس تاریخی پیشی سے پہلے ادا نہ کروں گا تو صاحب کا پورا اختیار ہو گا کہ مقدمہ کی پیروی نہ کریں اور ایسی حالت میں میرا مطالبہ صاحب موصوف کے برخلاف نہیں ہو گا۔ لہذا مختار نامہ لکھ دیا ہے کہ سند رہے۔

مضمون مختار نامہ سن لیا ہے۔ اور اچھی طرح سمجھ بھی لیا ہے اور منظور ہے۔

Accepted

Dr. Muhammad Zaigham Qadeer
Registrar
Allama Iqbal Open University,
Islamabad

BEFORE THE PESHAWAR HIGH COURT, PESHAWAR.

Writ Petition No. 1828-P/2018

Attaullah Shah

Petitioners.

VERSUS


Government of Khyber Pakhtunkhwa
Through Secretary C&W & others

Respondents

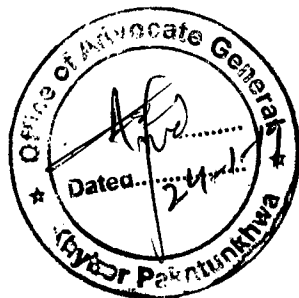
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S.NO.	DESCRIPTION OF DOCUMENTS	ANNEXURE	PAGE
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3	C&W Department Notification No.SO(E) C&W/1-46/89 dated 13-09-1999	I	5
4	Finance Department letter No. FD(SOSR-II)5-50/2012-13 dated 16-05-2017	II	6
5	C&W Department letter No.ACCTT/C&W/1-3/2016-17 dated 29-05-2017	III	7

Deponent


Noor Wazir Khan,
Section Officer,
C&W Department Peshawar

FILED TODAY
Deputy Registrar
24 JAN 2019



24 JAN 2019


①
5/2/18

BEFORE THE PESHAWAR HIGH COURT
PESHAWAR
WRIT PETITION NO. 1828-P/2018

Attaullah Shah S/O Amanullah Shah
House No.65, Street No.I, Sector-G
Sheikh Maltoon Town, Mardan

--- Petitioner

VERSUS

1. Allama Iqbal University, through its Registrar, Islamabad
 2. Federation of Pakistan, Ministry of Education Islamabad
 3. Govt of Khyber Pakhtunkhwa through Chief Secretary, Peshawar
 4. Secretary to Govt of Khyber Pakhtunkhwa
C&W Department, Peshawar
 5. Accountant General, Khyber Pakhtunkhwa Peshawar
 6. Secretary to Govt of Khyber Pakhtunkhwa
Finance Department, Peshawar
- Respondents

JOINT PARAWISE COMMENTS ON BEHALF OF RESPONDENTS NO. 4 & 6

Respectfully Sheweth

Preliminary Objections

1. That the matter relates to terms & conditions of Govt, Servant, thus, this Hon'able court lack jurisdiction under Article 212 of Constitution of Pakistan
2. That the petitioner has got no cause of action
3. That the petition is bad for non-joinder & mis-joinder of necessary parties
4. That the writ petition is not maintainable in its present form
5. That the petitioner has not come to the court with clean hands and the petition is based on mis-representation of facts.
6. That the petitioner is estopped by his own conduct.
7. That the petition is pre-mature.

FACTS

1. } Paras 1 & 2 pertain to record. Hence no comments
3. } Correct to the extent that on his selection as Executive Engineer (BS-18) in Allama Iqbal University Islamabad, the petitioner (Attaullah Shah) Assistant Engineer (BS-17) was relieved w.e.f. 13.09.1999 to join his new assignment. The lien of the petitioner was reserved in C&W Department initially for 02 years, extendable for further period of one year under the rules (Annex-I).
4. This para pertains to record. Hence no comments.

FILED TODAY
Deputy Registrar
24 JAN 2019

- (2)
5. Correct to the extent that the petitioner was appointed as Assistant Engineer (BS-17) through Public Service Commission on 05.08.1989, having 10 years service as Assistant Engineer (BS-17) in C&W Department. After fulfillment of all codal formalities, the petitioner had been relieved to join his new assignment as Executive Engineer (BS-18) in Allama Iqbal University Islamabad.
6. Correct to the extent that the petitioner forwarded an application for payment of proportionate share of pension, which was processed and referred to Finance Department. The Finance Department agreed to the payment of pension contribution amounting to Rs.155,678/- in favour of petitioner for the period from 14.03.1992 to 13.03.1999 (**Annex-II**). Subsequently the Chief Engineer (East) C&W Abbottabad has been asked to prepare an audit copy of the pension contribution of the petitioner (**Annex-III**).
7. Incorrect, as explained in Para-6 above.
8. Incorrect, as explained in Para-6 above.

GROUNDS

- A. Incorrect. No discrimination to any individual, including petitioner, was done nor any Rule or Principle of law infringed. The apprehension of the petitioner is misconceived.
- B. Incorrect. No right of the petitioner has been violated, as the pension contribution case of the petitioner is under process and when the formalities completed, will be facilitated.
- C. Incorrect, there is no mala-fide intention of the respondents, no discrimination and no violation of rights of the petitioner has been made as the pension contribution is strictly allowed in accordance with law/regulations and under the existing policy.
- D. Incorrect, as per para-6 of the fact.
- E. Incorrect, as explained in above paras.
- F. Incorrect. As per para-B of the grounds
- G. Incorrect. As per para-A of the grounds
- H. Incorrect. As per para-B of the grounds
- I. Contents. Parties are bound by their pleading and cannot take additional grounds while verbally explaining their cause during a hearing.

FILED TODAY
Deputy Registrar
24 JAN 2012

In view of the above, it is prayed that the instant writ petition may kindly be dismissed with costs having no substance.

3

SV

SECRETARY TO
Govt of Khyber Pakhtunkhwa
C&W Department, Peshawar
(Respondent No.4)

SECRETARY TO
Govt of Khyber Pakhtunkhwa
Finance Department, Peshawar
(Respondent No.6)

FILED TODAY
Deputy Registrar
24 JAN 2019

(4)

BEFORE THE PESHAWAR HIGH COURT, PESHAWAR.

53

Writ Petition No. 1828-P/2018

Attaullah Shah

Petitioners.

VERSUS

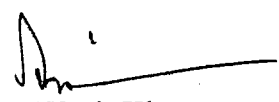
Government of Khyber Pakhtunkhwa
Through Secretary C&W & others

Respondents

AFFIDAVIT

I, Mr. Noor Wazir Khan, Section Officer, C&W Department Peshawar do hereby solemnly affirm and declare that comments in the above writ petition are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'able Court.

Deponent



Noor Wazir Khan,
Section Officer,
C&W Department Peshawar

CNIC No. 21407-9063723-3

0346-8373063

No. 18488	Sworn and verified on solemnly
Information by	24th
at the office of Pan Noor Wazir Khan	Peshawar
Signature of	AG
who was present	
who is present	
	24/01/2019

Identified by

Advocate General,
Khyber Pakhtunkhwa,
Peshawar

Supplts (3)

FILED TODAY

Deputy Registrar

24 JAN 2019

(5)
SV
54

GOVERNMENT OF NWFP
COMMUNICATION & WORKS DEPARTMENT

Dated Peshawar, the September 13, 1999

NOTIFICATION

NO.SO(E)C&W/1-46/89. Consequent upon his selection as Executive Engineer (BPS-18) in Allama Iqbal Open University, Islamabad vide letter No. F.2-12/99-Addl.Reg/1263, dated 31-7-1999, Mr. Attaullah Shah, Assistant Engineer (BPS-17), C&W Department is hereby relieved from duty with immediate effect to enable him to join his new assignment.

The lien of the officer will be reserved in this department initially for 02 years, extendable for a further period of one year as admissible under the rules.

SECRETARY C&W DEPARTMENT
GOVERNMENT OF NWFP

Endst. No and date as above.

Copy to the :-

1. Accountant General, NWFP, Peshawar.
2. Additional Registrar, Allama Iqbal Open University, Islamabad w/r to above.
3. Chief Engineer (North), C&W Department.
4. Executive Engineer, Building Division, Mansehra.
5. District Accounts Officer, Mansehra.
6. Officer concerned.
7. Personal File/Office Order File.

(ADAMS SAGAD)
SECTION OFFICER (ESTABLISHMENT)

o/c

15-9



GOVERNMENT OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT
(REGULATION WING)

NO.FD(SOSR-II)5-50/2012-13
Dated Peshawar the 16-05.2017

6
IT
17

To,

The Secretary Govt: of Khyber Pakhtunkhwa,
Communication and Works Department.

File No: 7040
Date: 19/5/17
Secretary C&W Deptt:
A/S M/19/5

Subject: - **PAYMENT OF PROPORTIONATE SHARE OF PENSION IN RESPECT OF ENGINEER DR ATTAULLAH SHAH PROJECT DIRECTOR, AIOU ISLAMABAD**

Dear Sir,

I am directed to refer to your letter No. SO Acctt/C&W/1-3/2016-17 dated 06/04/2017, on the subject noted above and to state that Finance Department agrees to the payment of pension contribution amounting to Rs.155,678/- (Rupees one hundred and fifty five thousand six hundred and seventy eight only) in favor of Dr. Attaullah Shah Project Director, AIOU Islamabad, period from 14.03.1992 to 13.03.1999.

Audit copy may be prepared and sent to this Department for authentication.

~~DA~~
ha
27/5

Yours faithfully,

inc

**(MOAZZAM KHAN)
SECTION OFFICER (SR.II)**

A-0

22/5/

25/5

ASSA

TROUGH FAX



7
10/5
10/5
10/5

GOVERNMENT OF KHYBER PAKHTUNKHWA
COMMUNICATION & WORKS DEPARTMENT
No. ACCTT/C&W/1-3/2016-17
Dated Peshawar, the 29/05/2017

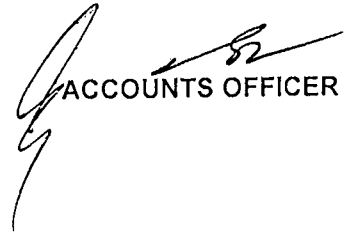
To,

The Chief Engineer (East)
C&W Department

Subject:- PAYMENT OF PROPORTIONATE SHARE OF PENSION IN RESPECT OF ENGR: DR. ATTAULAH SHAH PROJECT DIRECTOR, AIOU.

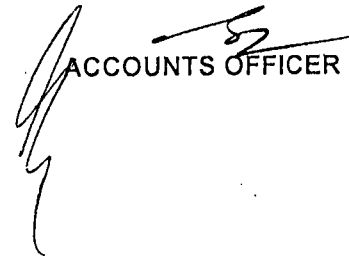
I am directed to refer to Executive Engineer C&W Division Abbottabad & Manshera letter No. 3206/7-A dated: 24/03/2016, and letter No. 49/179E dated: 16/03/2017, and forward herewith a copy of the Finance Department agrees to the payment of pension contribution amounting to Rs. 155,678/ (Rupees one hundred and fifty five thousand six hundred and seventy eighty only),

It is therefore requested that Audit copy may be prepared to this Department for onward submission to Finance Department for further processing in the matter.


ACCOUNTS OFFICER

Copy forwarded to:-

1. The Executive Engineer C&W Division Abbottabad & Manshera for similar necessary action.
2. The Budget Officer-I Finance Department.
3. P.S To Sectary C&W Department.


ACCOUNTS OFFICER

HDrsheed
09/6/2017

29-9-20 DB (A)

19-1-22 DB (A)

10-3-22 DB (A)

وکالت نامہ

31

کورٹ فیس

قیمتی

بعد الت جناب پشاور ہائی کورٹ پشاور

منجانب (1) علامہ اقبال اوپن یونیورسٹی اسلام آباد (سینڈنگ نٹ نمبر)

ڈاکٹر عطاء اللہ شاہ
نام علامہ اقبال اوپن یونیورسٹی

دعویٰ یا جرم W. Petition NO 1898/2018 (A)

باعث تحریر آنکہ محمد ارشد جو سفترٹی ایڈووکیٹ مندرجہ بالا عنوان میں اپنی طرف سے پیروی و جوابدہی مقام

پشاور

بدیں شرط وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختار خاص روپر عدالت حاضر ہوتا ہوں گا اور بوقت پکارے جانے وکیل صاحب کو اطلاع دے کر حاضر کروں گا۔ اگر کسی پیشی پر مظہر حاضر نہ ہو اور غیر حاضری کی وجہ سے کسی طور مقدمہ میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام کچہری کے علاوہ کسی اور جگہ یا کچہری کے مقررہ اوقات سے پہلے یا بروز تعطیل پیروی کرنے کے مجاز نہ ہوں گے۔ اگر مقدمہ کچہری کے کسی اور جگہ پر سماعت ہونے یا بروز کچہری کے اوقات کے آگے یا پیچھے ہونے پر مظہر کو کوئی نقصان پہنچے تو ذمہ دار یا اس کے واسطے کسی معاوضہ ادا کرنے مختار نامہ واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے۔ مجھے کل ساختہ پر داختہ صاحب مثل کردہ ذات خود منظور ہو گا۔ اور کسی حکم یا ڈگری کے اجراء کرنے اور ہر قسم کاروبار وصول کرنے اور رسید دینے اور داخل کرنے کا ہر قسم کا بیان دینے اور سپرد ثالثی و راضی نامہ فیصلہ برخلاف کرنے و اقبال دعویٰ کا اختیار ہو گا۔ اور بصورت اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یک طرفہ درخواست حکم اتناعی یا ڈگری قبل از فیصلہ اجراء ڈگری بھی صاحب موصوف کو بشرط ادا ایگی علیحدہ پیروی مختار نامہ کرنے کا مجاز ہو گا اور بصورت ضرورت اپیل یا اپیل کے واسطے کسی دوسرے وکیل یا ہیئر سٹر کو بجائے اپنے ہمراہ مقرر کریں اور ایسے مشیر قانونی کو بھی اس امر میں وہی اختیارات حاصل ہوں گے جیسے صاحب موصوف کو پوری فیس تاریخی پیشی سے پہلے ادا نہ کروں گا تو صاحب کا پورا اختیار ہو گا کہ مقدمہ کی پیروی نہ کریں اور ایسی حالت میں میرا مطالبہ صاحب موصوف کے برخلاف نہیں ہو گا۔ لہذا مختار نامہ لکھ دیا ہے کہ سند رہے۔

مضمون مختار نامہ سن لیا ہے۔ اور اچھی طرح سمجھ بھی لیا ہے اور منظور ہے۔

Accepted M.D.

FILED TODAY

Deputy Registrar

Raja Umer Younis, TI (M)
Registrar
Allama Iqbal Open University
Islamabad

18 JAN 2022

RD OFFICE PESHAWAR
Dy No. 12
Incoming No. 14-01-2022
SCANNED
20 JAN 2022
Signature

10-3-220B (1)

POWER OF ATTORNEY
(WAKALATNAMA)

IN THE Honorable Peshawar High Court Peshawar
In Ref w.p 1828 P-18

Attaullah Shah Petitioner

VERSUS

Allama Iqbal open university etc Respondents

I/We Attaullah Shah the

petitioner above named hereby appoint HASSAN NASIR Advocate High Court in the above mentioned case, to do all the following acts, deeds and things.

1. To appear, act and plead for me/us in the above mentioned case in this Court/Tribunal/Forum/Authority or any other Court/Tribunal/Forum/ Authority 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 proceedings or prosecution or defense of the said case at all its stages.
3. To receive payments of, issue receipts for, all money that may be or become due and payable during the course or on the conclusion of the proceedings.
4. To all other acts, deeds and things which may deemed necessary or advisory during the course of the proceedings.

AND HEREBY AGREE:

- a. To ratify whatever the said Advocate may do in the proceedings.
- b. Not to hold the Advocate responsible if the said case be proceeded ex-parte or dismissed in default in consequence of their absence from Court/Tribunal/Forum/Authority when it is called hearing.
- c. That the Advocate shall be entitled to withdraw from the proceedings of the said case if the whole or any part of the agreed fees remains unpaid.

In witness whereof I/We have signed this Power of Attorney / Wakalatnama hereunder, the contents of which have been read/explain to me/us and fully understood by me/us this 19th day of 01-2022 at Peshawar

Signature of executant/s

HASSAN NASIR
Advocate High Court, Peshawar
BC-14-4833
Mob: 0314-9214999
Email: Hassan-sub@hotmail.com
Off Add: 610, Pak Medical centre,
Khyber Bazar, Peshawar

CNIC 1701-9954082-7

Accepted subject to the terms regarding payment of fee

FILED TODAY

Deputy Registrar

19 JAN 2022

SCANNED
29 JAN 2022