

11.10.2022

Petitioner present in person. Mr. Muhammad Adeel Butt, Additional Advocate General alongwith Gulzar Mehmood, Deputy Director for respondents present.

Implementation report not submitted. Learned Additional AG sought further time for submission of implementation report. Adjourned. To come up for implementation report on 31.10.2022 before S.B.


(Fareeha Paul)
Member (E)

4th July, 2022

Learned counsel for the petitioner present. Mr. Muhammad Adeel Butt, Addl: AG for respondents present.

Learned Addl: AG seeks time to contact the respondents for submission of implementation report. Respondents are directed to submit proper implementation report on the next date positively. To come up for implementation report on 05.09.2022 before S.B at Peshawar.



(Kalim Arshad Khan)
Chairman

05.09.2022

Petitioner present in person. Mr. Kabir Ullah Khattak, Additional Advocate General alongwith Gulzar Mehmood, Deputy Director for respondents present.

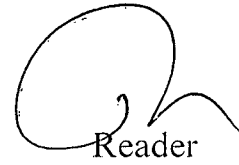
Representative of the respondent department sought time for submission of implementation report. Last chance was given. To come up for implementation report on 11.10.2022 before S.B.



(Fareeha Paul)
Member (E)

16.02.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 13.04.2022 for the same as before.



Reader

13.04.2022

Petitioner present through representative.

Muhammad Adeel Butt, learned Additional Advocate General alongwith Muhammad Faizan S.O for the respondents present.

Representative of respondents stated that they have filed CPLA before the august Supreme Court of Pakistan against the judgment of this Tribunal, but no suspension order has been granted till date. The respondents are directed to implement the judgment conditionally subject to outcome of CPLA by the august Supreme Court of Pakistan, failing which coercive measure will be taken against them. Case to come up on 04.07.2022 for implementation report before S.B.






(Rozina Rehman)
Member (J)

Form- A
FORM OF ORDER SHEET

Court of _____

Execution Petition No. _____ 356/2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	30.11.2021	<p>The execution petition submitted by Mr. Tahir Jamal 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>14/01/22</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
	14.01.2022	<p>Petitioner in person present. Notices be issued to the respondents for submission of implementation report on 02.03.2022 before the S.B.</p> <p style="text-align: right;"> (Salah-Ud-Din) Member (J)</p>

BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL PESHAWAR

Execution petition No. 356 /2021

In

Service Appeal No: 1336/2019

Tahir Jamil

Versus

Govt: of KPK through Secretary and others

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3.	Copy of Judgment		5-10

Dated: 30/11/2021


Petitioner
In Person

①

BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL PESHAWAR

Execution petition No. 356 /2021

In

Service Appeal No: 1336/2019



Tahir Jamil S/o Khan Dan R/o Village & P.O
Shahidan Banda, Tehsil Takht-e-Nusrati, District
Karak.

.....Petitioner

Versus

1. Government of Khyber Pakhtunkhwa through Secretary Agricultural Live Stock & Cooperative Department at Civil Secretariat, Peshawar
2. Director General, Fisheries Department Khyber Pakhtunkhwa, Peshawar
3. Director, Fisheries Department Khyber Pakhtunkhwa, Peshawar
4. Mr. Sajjad, Assistant Director Fisheries Department Khyber Pakhtunkhwa, Dir Lower.

.....Respondents

EXECUTION PETITION FOR
IMPLEMENTATION OF THE
JUDGMENT OF THIS HON'BLE
TRIBUNAL IN APPEAL No.
1336/2019 DECIDED ON
06/10/2021

Respectfully Sheweth,

②

1. That the above mention appeal was decided by this Hon'ble Tribunal vide Judgment dated 06/10/2021. **(Copy of the judgment is annexed as annexure "A")**
2. That the relevant portion of the judgment is reproduced "*in view of what has been discussed above, the service appeal is allowed on merit and the impugned notification dated 30.01.2018 be modified w.e.f 08/05/2014 to the extent of appellant only. Parties are left to bear their own costs*".
3. That the Petitioner after getting of the attested copy of same approached the Respondents several time for implementation of the above mention judgment. However they are using delaying tactics and reluctant to implement the judgment of this Hon'ble Tribunal.
4. That the Petitioner has no other option but to file the instant petition implementation of the judgment of this Hon'ble Tribunal.
5. That there is nothing which may prevent this Hon'ble Tribunal from implementing of its own judgment.

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It is, therefore, requested that on acceptance of this petition the Respondents may directed to implement the judgment of this Hon'ble Tribunal by reinstating the Petitioner with all back benefits.

Dated: 30/11/2021


Petitioner
In Person

AFFIDAVIT:-

I, Tahir Jamil S/o Khan Dan R/o Village & P.O Shahidan Banda, Tehsil Takht-e-Nusrati, District Karak, do hereby solemnly affirm and declare on oath that all the contents of above application are true and correct to the best of my knowledge and belief and nothing has been misstated or concealed from this Hon'ble Court.


Deponent

ATTESTED



30 NOV 2021

4

BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL PESHAWAR

Execution petition No. _____/2021.

In

Service Appeal No: 1336/2019

Tahir Jamil

Versus

Govt: of KPK through Secretary and others

ADDRESSES OF PARTIES

PETITIONER

Tahir Jamil S/o Khan Dan R/o Village & P.O
Shahidan Banda, Tehsil Takht-e-Nusrati, District
Karak

RESPONDENTS

1. Government of Khyber Pakhtunkhwa through Secretary Agricultural Live Stock & Cooperative Department at Civil Secretariat, Peshawar
2. Director General, Fisheries Department Khyber Pakhtunkhwa, Peshawar
3. Director, Fisheries Department Khyber Pakhtunkhwa, Peshawar
4. Mr. Sajjad, Assistant Director Fisheries Department Khyber Pakhtunkhwa, Dir Lower.

Dated: 30/11/2021


Petitioner
In Person

5

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

SERVICE APPEAL NO. 1336/2019

Date of institution ... 11.10.2019
Date of judgment ... 06.10.2021



Tahir Jamil S/O Khan Dan, R/O Village & PO Shahidan Banda, Tehsil Takht-e-Nusrati, District Karak presently posted as Assistant Director (Fisheries) CH & TC, Sher Abad, Peshawar.

... (Appellant)

VERSUS

Government of Khyber Pakhtunkhwa through Secretary, Agricultural Live Stock & Cooperative Department three others.

... (Respondents)

Present:

MR. AMIN UR REHMAN YOUSAFZAI,
Advocate

... For appellant.

MR. MUHAMMAD ADEEL BUTT,
Additional Advocate General

... For respondents.

MR. AHMAD SULTAN TAREEN,
MR. MIAN MUHAMMAD


... CHAIRMAN
... MEMBER (EXECUTIVE)

JUDGEMENT

MIAN MUHAMMAD, MEMBER (E):- The appellant has approached the Service Tribunal with the plea that notification of his promotion dated 30.01.2018 may be modified and given effect from 08.05.2014 instead of with immediate effect, with all back benefits.

2. Background and facts of the case leading to the service appeal in hand are that the appellant was recruited as Assistant Research Officer (BS.16) in the respondent-department on 28.04.2009. He was promoted as Assistant Director Fisheries (BS-17) on acting charge.

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[Signature]
[Name]
[Designation]
[Address]

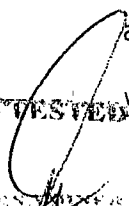
6

basis vide office order dated 27.03.2013 and subsequently regularized as Assistant Director Fisheries (BS-17) vide notification dated 30.01.2018 but with immediate effect instead of the date of his eligibility i.e 08.05.2014. He submitted his departmental appeal dated 13.02.2018 requesting for modification of the notification dated 30.01.2018 to the extent of giving it effect from the date of his eligibility i.e 08.05.2014, instead of with immediate effect. Thereafter, seniority list of the Assistant Director Fisheries (BS-17) dated 17.12.2018 was issued wherein private respondent No.4 stood senior to the appellant despite the fact that he had joined the department as Assistant Director (BS-17) much later than the appellant i.e 01.01.2016. He, therefore, submitted departmental appeal/representation dated 14.06.2019 for redressal of his grievances regarding due seniority at serial No.8 instead No.9 but the same was regretted on 31.07.2019 and communicated to the appellant on 16.09.2019. The appellant thereafter submitted the instant service appeal on 11.10.2019.

3. Respondents were directed on 26.11.2019 to submit written reply/comments. The requisite reply/comments furnished on 20.01.2020. Parties were heard and available record perused thoroughly with assistance of their respective learned counsel.

4. Learned counsel for the appellant argued that as per working paper four vacancies of Assistant Director Fisheries (BS-17) were available in the 50% share reserved for promotion. The appellant was short of required length of 05 years service at the time of

ATTESTED


U.S. [Signature]
[Faint text below signature]

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promotion to the post of Assistant Director Fisheries, therefore, he was promoted on acting charge basis. His length of service for regular promotion was, however, completed on 08.05.2014 and as such he was eligible to have been promoted against the available vacancy from that date. The respondents totally ignored his legal rights and facts of the case and promoted him with immediate effect vide notification dated 30.01.2018 rendering him junior to private respondent No.4. He therefore, requested that considering the vested rights of the appellant and circumstances of the case, notification dated 30.01.2018 may be modified and the appellant regularized as Assistant Director Fisheries (BS-17) w.e.f 08.05.2014 when the deficiency on account of length of service no longer existed and he fulfilled the required length of 05 years service as Assistant Research Officer (BS-16). In support of his arguments he relied on 2006 SCMR 1938 whereof the principle of promotion has been determined and the date of officiating or acting charge basis has to be taken into account because the requisite exercise of allowing regular promotion was delayed for almost 04 years by the departmental authority.

5. Learned Additional Advocate General, quite contrary to the argument of learned counsel for the appellant, contended that the appellant was promoted as Assistant Director Fisheries (BS-17) on acting charge basis w.e.f 27.03.2013 alongwith allied financial benefits. There were four vacant posts of Assistant Director Fisheries (BS-17) which were to be filled from the Assistant Research Officer (BS-16) under the reserved 50% promotion quota specified by the Service Rules notified on 26.04.2017. The appellant was promoted as

ATTENDED

BY
Kishore Kumar
Sudhakar Kumar

2

Assistant Director Fisheries (BS-17) on acting charge basis due to non-completion of the requisite five years service as Assistant Research Officer (BS-16). He was therefore, promoted to the post of Assistant Director Fisheries (BS-17) subsequently on regular basis vide notification dated 30.01.2018. Promotion is always made with immediate effect and not retrospectively, hence no vested rights of the appellant have been violated. His promotion was therefore, ordered with immediate effect as per provisions of promotion policy and rule 9(6) of the Khyber Pakhtunkhwa Civil Servants (Appointments, Promotion and Transfer) Rules, 1989. Moreover, the appellant did neither submit any representation nor challenged it before any court of law during the period between 27.03.2013 to 30.01.2018. The appellant could only submit a departmental appeal after assumption of the post of Assistant Director Fisheries (BS-17) on 13.02.2018. The claim of appellant is therefore, badly time barred under Khyber Pakhtunkhwa Civil Servants (Appeal) Rules 1986.

06. It is evident from record and not disputed that the appellant was promoted from the post of Assistant Research Officer (BS-17) to the post of Assistant Director Fisheries (BS-17) on acting charge basis vide office order dated 27.03.2013. The appellant was promoted on acting charge basis against an available vacancy of Assistant Director Fisheries (BS-17) falling to the 50% share reserved for promotion from amongst the Assistant Research Officer (BS-16). The appellant had served in BS-16 as Assistant Research Officer for 03 years and 11 months while still short or deficient of 13 months to meet the criteria of required length of service at relevant

ATTESTED

Secretary
Khyber Pakhtunkhwa
Government

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time. He was therefore rightly promoted on acting charge basis. On completion of the required length of Service, the respondent department was obligated to have convened meeting of the Departmental Promotion Committee in due course of time. However, the DPC meeting could only be convened after almost 3 years when the appellant's deficiency of 13 months on account of length of service was no longer existing. He was regularized as Assistant Director Fisheries (BS-17) vide notification dated 30.01.2018. During period of the two meetings of DPC, private respondent No.4, on recommendations of the Public Service Commission, joined the service as Assistant Director Fisheries (BS-17) on 01.01.2016 against the post falling to the share of initial recruitment and thus stood senior to the appellant on the seniority list of Assistant Director Fisheries (BS-17) dated 17.12.2018.

[Handwritten signature]

07. There is no denial of the fact that the length of service of the appellant as Assistant Research Officer (BS-16) was completed on 08.05.2014 whereas he was kept awaited for regular promotion in BS(17) till 30.01.2018 due to the sheer negligence and apathy of the respondent-department to refuse him his due and valuable rights of career progression. Had meeting of the DPC been convened at appropriate time as per mandate and functions of the respondent-department, the appellant would not have suffered and his agony might have been averted with due diligence in due course of time. Since the appellant was working as Assistant Director Fisheries (BS-17) on acting charge and even his required length of five years service was completed on 08.05.2014 whereas private respondent No.4

ATTESTED

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MEMBER
Khyber Pakhtunkhwa
Service Tribunal

joined the service as Assistant Director Fisheries (BS-17) on 01.01.2016 therefore, the appellant had accrued right of seniority in BS-17 much earlier than the entry into service and cadre by private respondent No.4. Reliance is placed on 1996 SMR 1297 and 2001 PLC (CS) 1267 (Supreme Court).

08. In view of what has been discussed above, the service appeal is allowed on merit and the impugned notification dated 30.01.2018 be modified w.e.f 08.05.2014 to the extent of appellant only. Parties are left to bear their own costs. File be consigned to the record room

ANNOUNCED
06.10.2021

(MIAN MUHAMMAD)
MEMBER (EXECUTIVE)

(AHMAD SULTAN TAREEN)
CHAIRMAN

Certified to be true copy

By:
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

Date of Disposal of Application 20/10/2021
No. 2800
30 ✓
4 ✓
34 -
28/10/21
Date of Receipt of Copy 28/10/2021

"B"

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

No.

Appeal No. E.P. No. 358 of 20 21

Tahie Jamil Appellant/Petitioner

Versus

Govt. of KPK Secy. Agriculture Respondent

Respondent No. 2

Notice to: —

Director General Fisheries Deptt.
KPK Peshawar

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa 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.....2/3/22.....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. 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.....24.1.....

Day of.....Jan.....20 22

(for implementation)
R. ghorat

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. SB

No.

Appeal No. 12 P No 356 of 20 21

Tokas Jamil Appellant/Petitioner

Versus

Govt. of KPK Dept. Agriculture Respondent

Respondent No. 3

Notice to: —

Director Fisheries Dept. KPK Peshawar.

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa 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.....2/3/22.....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.....

Given under my hand and the seal of this Court, at Peshawar this.....24th.....

Day of.....Jan.....20 22

*for implementation
Report*

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.

8.B

No.

Appeal No. of 20 ..

E.P. No. 358

21

Tahir Jamil Appellant/Petitioner

Versus

Cont. of KPW Secy: Agriculture Respondent

Respondent No.

4

Notice to: —

Sajjad Assistant Director Fisheries

Dept. KPW Div Lower.

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa 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.....

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

24/12

Day of.....20 ..

Jan 22

(for implementation)
Report

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, Q.B
PESHAWAR.

No.

Appeal No..... E.P. No. 358 of 20 21

Tajam Jamil Appellant/Petitioner

Versus

Court of K.P. Secy. Agriculture Respondent

Respondent No. 1

Notice to: —

Court of K.P. Through Secretary Agriculture
Live Stock Deptt. Peshawar.

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa 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.....2/3/22.....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 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.....24/12

Day of.....Jan 20 22

(for 1 presentation
2 report)

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.

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BEFORE THE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA PESHAWAR.

Execution Petition No.356/2021

In

Service Appeal No. 1336/2019

Tahir Jamil

VERSUS

Government of Khyber
Pakhtunkhwa Through
Secretary Agriculture & Others.

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3	Authority letter.	-----	3
4	Letter regarding request for early Hearing to Admin Department	Annexure I	4

Dated.____/02/2022.

(1)

BEFORE THE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA PESHAWAR.

Execution Petition No.356/2021

In

Service Appeal No. 1336/2019

Tahir Jamil

VERSUS


Government of Khyber
Pakhtunkhwa Through Secretary
Agriculture & Others.

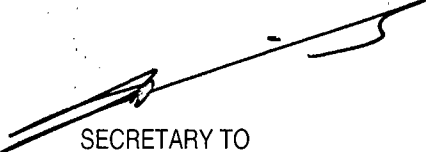
Para wise reply are as under:

Respectfully Sheweth,

1. No Comments.
2. No Comments.
3. Incorrect. The Department has already filed a CPLA No. 711-P/2021 before the Apex court against the impugned Judgment of this Honourable Tribunal dated 06.10.2021.
4. No Comments.
5. An early hearing as well as stay application has been submitted through the Law Department to the Advocate General, Khyber Pakhtunkhwa
(Annexure-I)

In view of the above this Hon'ble Tribunal is requested to stop the execution proceedings till the final outcome of the CPLA filed in the august Supreme Court of Pakistan please.


DIRECTOR GENERAL FISHERIES,
KHYBER PAKHTUNKHWA
PESHAWAR
(Respondent No.2)


SECRETARY TO
GOVERNMENT OF KHYBER PAKHTUNKHWA
AGRICULTURE, LIVESTOCK & COOPERATIVE
DEPARTMENT.
(Respondent No.1)

BEFORE THE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA PESHAWAR.

Execution Petition No.356/2021

In

Service Appeal No. 1336/2019

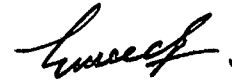
Tahir Jamil

VERSUS

Government of Khyber
Pakhtunkhwa Through
Secretary Agriculture & Others.

AFFIDAVIT.

I, Gulzar Mahmood, Deputy Director (Admin & Accounts) (BPS-18), Directorate General Fisheries, Khyber Pakhtunkhwa do hereby solemnly affirm and declare that the contents of the accompanying para wise comments submitted by the Respondents are true to the best of my knowledge & belief & that nothing has been concealed from this Hon'able Court.



Deponent

(GULZAR MAHMOOD),
NIC NO. 17301-1383259-9
CELL NO.0313-9111615
0333-9111615.

Identified by. _____

(3)

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BEFORE THE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA PESHAWAR.

Execution Petition No.356/2021

In

Service Appeal No. 1336/2019


Tahir Jamil

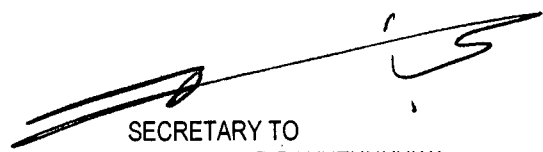
VERSUS

Government of Khyber
Pakhtunkhwa Through
Secretary Agriculture & Others.

AUTHORITY LETTER.

We, hereby authorized Mr.Gulzar Mahmood, Deputy Director (Admin & Accounts) BPS-18, Directorate General Fisheries to attend the Hon'ble Khyber Pakhtunkhwa Service Tribunal, Peshawar in the above titled case on behalf of respondents till the decision of the case.


DIRECTOR GENERAL FISHERIES,
KHYBER PAKHTUNKHWA
PESHAWAR
(Respondent No.2)




SECRETARY TO
GOVERNMENT OF KHYBER PAKHTUNKHWA
AGRICULTURE, LIVESTOCK & COOPERATIVE
DEPARTMENT.
(Respondent No.1)

(4)

Annex-I

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MOST IMMEDIATE/COURT MATTER.

	<p>www.fisheries.kp.gov.pk DIRECTORATE GENERAL OF FISHERIES 2-SHAMI ROAD PESHAWAR</p> <p>091-9212096 M kpkfisheries@yahoo.com</p> <p>www.facebook.com/dgfisherieskpk https://twitter.com/fisheriesk</p> <p>No. 103 /DGF/L&S/C-17 Dated 11/02/2022</p>	
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To

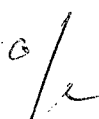
The Section Officer (Litigation)
Government Khyber Pakhtunkhwa,
Agriculture, Livestock & Cooperative Department.

Subject: CPLA NO. 711-P/2021 GOVT: OF KPK & OTHERS VS TAHIR JAMIL & ANOTHER

The subject titled case is pending before the Apex Court & no date has so far been fixed for hearing. The respondent has now been filed Execution Petition No. 356 /2021 before Khyber Pakhtunkhwa Service Tribunal, Peshawar for implementation of impugned judgment dated 06.10.2021 (copy enclosed).

It is, therefore, requested that the Law Department may kindly be approached to direct the Advocate on Record, office of Advocate General, Khyber Pakhtunkhwa to submit an application for early hearing in CPLA No. 711-P/2021 before Supreme Court of Pakistan in the larger interest of public.


DIRECTOR GENERAL FISHERIES
KHYBER PAKHTUNKHWA
PESHAWAR







(Gulzar Mahmood)
Dy Director (Admn & Accounts)
Directorate General Fisheries,
Khyber Pakhtunkhwa Peshawar