


19th Oct., 2022

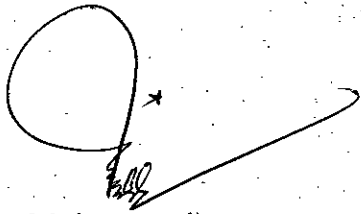
Nemo for the appellant.

This case pertains to Abbottabad and because of cancellation of tour the matter was fixed for preliminary hearing on 19.10.2022 at the Principal Seat. Appellant and his learned counsel did not appear. Notice be issued to appellant and his counsel for the next date. To come up for preliminary hearing on 17.11.2022 before S.B.


(Fareeha Paul)
Member (E)

22.07.2022

Mr. Shahzada Irfan Zia, Advocate for the appellant present and submitted an application for withdrawal of his wakalatnama on the ground that after the death of appellant his son was impleaded as appellant but the appellant did not contact him to further pursue the case. Learned for counsel for the appellant requested for withdrawal of his wakalatnama. Application is allowed and appellant be put on notice for personal appearance. Adjourned. To come for personal appearance of the appellant as well as preliminary hearing on 07.09.2022 before S.B.


(Mian Muhammad)
Member (E)

07th September, 2022 1. Mr. Ahsan Ali son of the deceased appellant Ali Ahmad present and seeks time to engage counsel, enabling him to advance arguments.

On 04.11.2021 an application for impleadment of legal heirs of the deceased appellant was filed but name of the legal heirs of the appellant have not been incorporated in the memorandum and grounds of appeal. The office is directed to enter the names of legal heirs of the deceased appellant in the Memo and grounds of appeal and the relevant register. Adjourned to 19.10.2022 for preliminary hearing at Abbottabad camp court.


(Kalim Arshad Khan)
Chairman

12.01.2022

Learned counsel for the appellant present. Mr. Junaid, SDPO alongwith Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents present.

Learned counsel for the appellant submitted rejoinder, which is placed on file and copy of the same is handed over to learned Additional Advocate General. Adjourned. To come up for preliminary hearing on 09.03.2022 before the S.B.

(Salah-Ud-Din)
Member (J)

09.03.2022


Due to retirement of the Hon'able Chairman, the case is adjourned to 09.06.2022 for the same as before.


Reader

09.06.2022

Appellant present through representative.

Lawyers are on general strike, therefore, case is adjourned. To come up for preliminary hearing on 22.07.2022 before S.B.


(Rozina Rehman)
Member (J)

16.09.2021


Counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General alongwith Syed Javed Ali, SDFO for respondents present.

Representative of the respondents submitted written reply/comments which is placed on file. Learned counsel for the appellant informed that the appellant has passed away very recently. He would further consult the legal heirs for future course of action. Adjourned. To come up for further proceedings before the S.B on 04.11.2021.


(MIAN MUHAMMAD)
MEMBER (E)

04.11.2021

Learned counsel for the appellant and Mr. Kabirullah Khattak, Addl: AG alongwith Mr. Muhammad Junaid, SDFO for respondents present.

 Learned counsel for the appellant produced a list of legal heirs of the deceased appellant as well as special power of attorney in respect of elder son (Ihsan Ali) of the deceased appellant ^{to the effect} to pursue the case in Service Tribunal. Learned counsel for the appellant seeks time to argue the case on the next date. Adjourned. To come up for preliminary hearing on 12.01.2022 before S.B.


(Mian Muhammad)
Member(E)

14.06.2021

Counsel for the appellant present.

The appellant was penalized by the respondent No. 4 with stoppage of three annual increments with cumulative effect vide order dated 27.01.2004. Against the said order, the appellant preferred a departmental appeal on 17.11.2020 which was partially accepted by respondent No. 3 vide order No. 22 dated 08.02.2021, whereby the increments as stopped with cumulative effect by order dated 27.01.2004 were restored. The aforementioned order of respondent No. 3 has been impugned through this appeal. It is there in the impugned order that the appellant was heard in person on 01.02.2021. There is an observation in the impugned order which copied below:-

"Perusal of enquiry and points highlighted in personal hearing reveal that the punishment awarded by the Divisional Forest Officer (Authority) is very harsh and against the decision of Apex Court. The appellant Forest Guard provided an affidavit bearing No. 3078 dated 02.02.2021 that his increment may be restored in the light of court decision and he will not claim any arrears of pay with effect from 2004 till to issuance of this order."

The respondent No. 3 has accepted the departmental appeal in view of the above observation but the operative part of the order was not properly drafted which is likely to cause ambiguity in its implementation. Although the appeal is deficient of grounds to warrant admission of appeal for regular hearing but in order to get the clarification of the operative part of the impugned order, let pre-admission notice be issued to respondent No. 3 for the next date. Adjourned to 16.09.2021 before S.B.

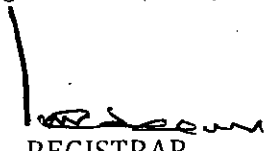


Chairman

Form- A

FORM OF ORDER SHEET

Court of _____

Case No. - 4901 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	19/04/2021 27/05/21	<p>The appeal of Mr. Ali Ahmad presented today by Shahzada Irfan Zia Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p> <p>2-</p> <p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>14/06/21</u></p> <p style="text-align: right;"> CHAIRMAN</p>

Before the KPK Service Tribunal, Peshawar.

APPEAL NO: 4901/2021

Ali Ahmad vs Province of KPK etc.

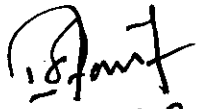
Application for withdrawal of Vakalat Nama

Respectfully sheweth:

1. That the appeal cited above is Subjudice before this Tribunal and fixed for today.
2. That after the death of appellant, his son was impleaded as appellant, but the newly impleaded appellant disconnected his contacts with the undersigned, despite repeated calls and Whatsapp messages, which shows the lack of interest of the appellant party in the case.
3. That despite repeated promises of the newly impleaded appellant, he intentionally failed to pay the outstanding professional fee of the undersigned, therefore, the undersigned is unable to pursue the case further more due to non-payment of his professional fee and lack of interest of the appellant party and the undersigned wants to withdraw his power of attorney/vakalatnama.

It is therefore humbly prayed that necessary order may kindly be passed on this score and the appellant party may graciously be summoned through notice on their postal address to appear for their personal attendance in the court.

Dated: 22-7-2022


Shahzada Erfan Zia
Advocate, Peshawar.

BEFORE THE KPK SERVICE TRIBUNAL, PESHAWAR

APPEAL NO. /2021

ALI AHMAD

APPELLANT

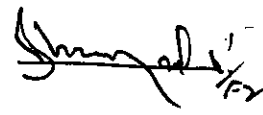
VERSUS

PROVINCE OF KPK ETC

RESPONDENTS

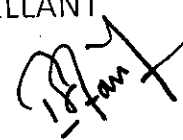
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S.NO	DESCRIPTION OF DOCUMENTS	ANNEXURE	PAGES
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2.	Order dated. 27-01-2004	A	4-6
3.	Departmental Appeal	B	7
4.	Final order dated 08-02-2021	C	8-9
5.	Affidavit of appellant	D	10
6.	Vakalat Nama		



APPELLANT

THROUGH:



SHAHZADA IRFAN ZIA
ADVOCATE, PESHAWAR

21-B, Nimra centre, Faqir Abad, Peshawar.
CELL. 0300-9345297

DATED.

19-4-2021

BEFORE THE KPK SERVICE TRIBUNAL, PESHAWAR

Appeal NO. 4901 /2021

Ali Ahmad, Forester, Siran Forest Division, Lower Hazara Forest Circle, Mansehra died

1- Naseem Bibi wife of R/o mohallah koray, gchran,
2- Ahsan Ali son } P.O. Haji Abad Teh. and Appellant
3- Ahsan Ali son } district mansehra

Note:- Entry made in compliance of order sheet dated 7-9-22.

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 4939

Dated 19/4/2021

VERSUS

1. Province of KPK through Secretary Environment Department, Civil Secretariat, Peshawar.
 2. Chief Conservator of Forests, KPK, Shami Road, Peshawar.
 3. Conservator of Forests, Lower Hazara Forest Circle, Abbottabad.
 4. Divisional Forest Officer, Siran Forest Division, Mansehra.
- Respondents

APPEAL U/S 4 OF KPK SERVICE TRIBUNAL ACT 1974, READ WITH SECTION 7, OF THE ACT IBID FOR MODIFICATION OF THE ORDER NO. 22, DATED 08-02-2021, PASSED BY RESPONDENT NO. 3, ONLY TO THE EXTENT THAT THE INCREMENTS BE RESTORED WITH ALL ARREARS/ BACK BENEFITS WITH EFFECT FROM 27-01-2004 TO 08-02-2021.

RESPECTFULLY SHEWETH:

FACTS OF THE CASE

Filed to-day

Registrar

19/4/2021

1. That the brief facts of the case are that the appellant while holding the post of Forest Guard Upper Siran Range, a complaint was lodged by certain residents of the area regarding illicit damage in the range, therefore the respondent NO-3 directed the respondent NO-4, to check the area with petrol squad of the Forest Division.
2. That after checking the area the respondent NO-4, submitted his report to respondent NO-3 and thereafter the respondent NO-2, constituted an Enquiry Committee to scrutinize the conduct of the appellant along with other accused-namely Muhammad Tehmasip, Forest Ranger and Shad Muhammad Block Officer.
3. That the Enquiry Committee submitted its findings and held that the charge of in-efficiency and misconduct on the part of the appellant for not timely chalking of damage report stand proved. On the findings of Enquiry

2/

Committee a show cause notice was served upon the appellant and after that an impugned order dated 27-01-2004 was passed by respondent NO-4, whereby the penalty of stoppage of three annual increments falling due on 01-12-2004, 01-12-2005 and 01-12-2006 **with a cumulative effect** was imposed upon the appellant. (The Copy of Enquiry Report and Show Cause Notice are not available with the appellant, while the order dated 27-01-2004 is attached as ANNEX-A)

4. That the appellant who is near to his retirement age and realizing the gravity of the order dated 27-01-2004, wherein three increments were stopped with a cumulative effect which will adversely affect the pension of the appellant, therefore, he filed a departmental appeal before the respondent NO-3 and requested for restoration of the increments as no increment could be stopped with a cumulative effect. (ANNEX-B)
5. That the respondent NO-3, accepted the departmental appeal of the appellant and restored the increments to the appellant vide order dated 08-02-2021 communicated to the appellant on 01-04-2021, but without the arrears of the intervening period, hence the instant appeal has been filed for the modification of the order dated 08-02-2021 only to the extent that the increments be restored w.e.f 27.01.2004 to 08-02-2021. (ANNEX-C)

GROUNDS

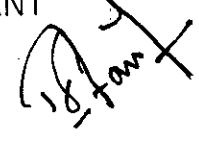
- A. That it is the consistent view of the courts that increments cannot be stopped with a cumulative effect as no such punishment is provided in the E & D Rules. The increments can only be stopped without cumulative effect.
 1. (PLJ 1991 TR.C (Service) 44
 2. (PLJ 1991 TR.C (Service) 171
- B. That the appellant due to illegal order dated 27-01-2004 sustained financial loss in his monthly pay each year and now when the increments have been restored by the respondent NO-3, he is entitled for the arrears of the intervening period.
- C. That the learned Service Tribunal has the jurisdiction to rectify the error of departmental order under section-7 of the Service Tribunal Act 1974 and the Tribunal may on appeal confirm, set aside, vary or modify any departmental order appealed against.
- D. That the affidavit signed by the appellant having no legal sanctity and force as the same has been obtained by respondents from the appellant under pressure and he signed the same against his free will. Such like affidavits are illegal and against the Contract Act.(ANNEX-D)
- E. That on the basis of illegal and wrong order of respondent NO-4, the appellant was deprived from three increments constantly for long period

and now these increments are restored, therefore, the order of respondent NO-3 is need to be modified only to the extent that the increments be restored with effect from 27-01-2004 to 08-02-2021 with all arrears of the intervening period.

In view of the aforesaid facts and circumstances of the case it is humbly prayed that the order NO-22, DATED 08-02-2021, passed by Respondent NO-3, may graciously be modified only to the extent that the increments be restored with effect from 27-01-2004 TO 08-02-2021 with all arrears/ back benefits of the intervening period.


APPELLANT

THROUGH



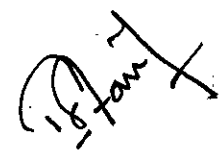
SHAHZADA IRFAN ZIA

ADVOCATE, PESHAWAR

CELL. 0300-9345297


CERTIFICATE

Certified-on oath that no such service appeal has earlier been filed on behalf of appellant on the subject matter.



ADVOCATE

(Annex: A) (4)

<p>MUHAMMAD ARIF DIVISIONAL FOREST OFFICER SIRAN FOREST DIVISION MANSEHRA Ph. & Fax #. 0997-920140</p>		<p>NO. <u>4508</u> /GE Dated <u>12</u> /11/2019</p>
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R10

Mr. Ali Ahmad Forester
c/o RO Hilkot


Subject: **APPLICATION FOR THE PROVISION OF DOCUMENTS**

Memo: Reference your application dated 11.11.2019.

It is to inform you that the record as demanded by you vide your application cited under reference has been thrashed out but not found in godown except office order No. 248 dated 27.01.2004. Therefore the copy of above said office order is enclosed herewith for information and necessary action.

Encl: As Above.


Divisional Forest Officer
Siran Forest Division Mansehra

Attested.


OFFICE ORDER NO. 248 DATED MANSEHRA THE 27 OF 2004 BY MR. SAMI AR MUHAMMAD KHAN DIVISIONAL FOREST OFFICER SIRAN FOREST DIVISION MANSEHRA.

Read with:

1. Application/complaint by Azim Khan S/O Abdur Rehman, Javed S/O Mir Alam, Syed Babul Shah S/O Yaqoob Shah, Muhammad Shabbir S/O Daud, Manzoor S/O Mian Khan, Mughal Khan S/O Bostan, Ayub, Syed Warid Shah S/O Hayat Shah & Sakhi Shah S/O Hayat Shah of Jabbar.
2. Checking report of Una Reserved Forests C-6(ii)
3. Checking report of Una RF 4(iv) by RO Upper Siran dated 20-5-2003.
4. Statement of Syed Babul Shah dated 17-5-2003.
5. Office order No. 393 dated 19-5-2003.
6. CF, Abbottabad Circle, letter No. 306/PA, dated 23-5-2003.
7. CCF, NWFP, No. 4104-8/E, dated 26-6-2003.
8. Enquiry report written by Mr. Saadat Khan DFO HFCD Abbottabad & Mr. Javed Arshad, Range Forest Officer, Daur Watershed Division (Enquiry Committee) received vide CF, Abbottabad Circle endorsement No. 3436/GE, dated 28-10-2003.

2. On receipt of a complaint lodged by Syed Babul Shah and others resident of Jabbar Devli Tehsil and District Mansehra regarding illicit damage in UNA RF, the Conservator of Forests, Abbottabad Circle, Abbottabad directed Divisional Forest Officer, Siran and Patrol Squad Forest Division vide No. 9682-83/GB, dated 17-5-2003 to personally probe into the matter and report about the factual position.

During the course of checking of Una RF Compartment No. 6(ii) and 6(iv) by the undersigned and party of Patrol Squad Forest Division on 18-5-2003 (as per complaint) the following fresh illicitly cut trees were found in these forests:

Compartment No. 6(ii).

Species	No. of trees	Volume (Cft)	Assessed period	Remarks
Kail	13	1589	3-4 days	Damage report No. 21/4 on 4 Nos. of stumps and 22/4 on remaining stumps without carving affixed but no report issued. All lying on spot with 4 Nos. of trees converted including one tree half converted into scants.
Fir	25	3627		
Total:	38	5216		162

Compartment No. 6(iv).

Fir/Sp:	11	1552	7 No. of stumps with period of 4-5 days and stumps of 10-15 days.	No damage report number affixed.
Total:	11	1552		
G.Total:	49	6768		

After detailed checking of subject forests, proper case was prepared and submitted to Conservator of Forests, Abbottabad Circle for further necessary action.

In the light of checking report an Enquiry Committee comprising M/S Saadat Khan DFO HFCD (Chairman) and Javed Arshad Range Officer, Daur Watershed Division (Member) was constituted by the Chief Conservator of Forests, NWFP, Peshawar vide No. 4103/E, dated 26-6-2003 to scrutinize the conduct of the accused officials M/S Muhammad Tehmasip Forest Ranger, Incharge Upper Siran Range, Shad Muhammad Block Officer and Ali Ahmad Forest Guard under the provisions of NWFP, Removal from Services (Special Powers) Ordinance-2000.

The Enquiry Committee conducted enquiry into the matter against the accused M/S Muhammad Tehmasip Forest Ranger, Incharge Upper Siran Range, Shad Muhammad Block Officer and Ali Ahmad Forest Guard and submitted findings to the Chief Conservator of Forests, NWFP, Peshawar as under:

Attested
187

i. The charge of in-efficiency and misconduct on the part of Forest Guard for not timely chalking of damage report in the forest under his control stand proved but keeping in view his in-experience and workload he is awarded with minor punishment i.e. stoppage of three annual increments with accumulative effect.

ii. The charge of in-efficiency and mis-conduct on the part of Forester stand proved for not protecting the forest effectively, therefore, he may be awarded minor punishment i.e. stoppage of two annual increments with accumulative effect.

iii. Range Officer failed to properly supervise his lower staff for which he is awarded with minor punishment i.e. warning.

The Chief Conservator of Forests, NWFP, vide letter No. 1988/Estt: dated 17-10-2003 received vide Conservator of Forests, Abbottabad Circle endorsement No. 3436/GE, dated 28-10-2003 directed to proceed against M/S Shad Muhammad and Ali Ahmad Forest Guards under NWFP Removal from Service (Special Powers) Ordinance-2000 as recommended by the Enquiry Committee.

To proceed against the accused show cause notice No. 2273/GE, & No. 2274/GE, dated 4-11-2003 were served upon M/S Shad Muhammad and Ali Ahmad Forest Guards. The reply to show cause notice was served by Mr. Shad Muhammad Forest Guard on 1-12-2003 whereas Mr. Ali Ahmad Forest Guard failed to submit reply. Mr. Shad Muhammad Forest Guard/Block Officer was also called for personal hearing and heard in person on 8-1-2004. During personal hearing the accused Mr. Shad Muhammad produced photo copy of leave application dated 16 & 17-5-2003 duly allowed by the then Range Officer Upper Siran dated 16-5-2003.

Keeping in view the enquiry proceedings, findings of the enquiry committee and personal hearing of the accused, the undersigned hereby order that:

i. The penalty of stoppage of two annual increments of Mr. Shad Muhammad Forest Guard with accumulative effect is hereby reduced to stoppage of two annual increments falling due on 1-12-2004 and 1-12-2005 without accumulative effect.

ii. The penalty of stoppage of three annual increments falling due on 1-12-2004 & 1-12-2005 with accumulative effect is imposed upon Mr. Ali Ahmad Forest Guard.

Sd/-
(Mr. Salar Muhammad Khan)
Divisional Forest Officer
Siran Forest Division
Mansehra.

Memo.

- Copy forwarded to:
- 1. The Chief Conservator of Forests, NWFP, Peshawar for favour of information with reference to head office No. 1988/Estt: dated 17-10-2003, please.
- 2. The Conservator of Forests, Abbottabad Circle, Abbottabad for favour of information w/r to his office endorsement No. 3436/GE, dated 28-10-2003, please.
- 3. The Range Officer, Upper Siran Range for information and necessary action.
- 4. The Range Officer, Mansehra Range for information and necessary action.
- 5. Accused officials.

[Signature]
Divisional Forest Officer
Siran Forest Division
Mansehra

Attested.
[Signature]

بخدمت جناب کنزرویٹر صاحب لوئر ہزارہ سرکل ایبٹ آباد

عنوان: اپیل برخلاف آفس آرڈر نمبر 248 مجریہ 27/11/2004 منجانب جاری کردہ ڈی ایف او سرن فارسٹ ڈویژن مانسہرہ

جناب عالی!

گزارش ہیکہ فدوی کی بحوالہ سرن فارسٹ ڈویژن مانسہرہ آفس آرڈر نمبر 248 مجریہ مورخہ 2004-1-27 انکوآری کیس میں سالانہ تین اینٹکریمنٹس With Accumulative effect مستقل طور پر بند کی تھیں۔

(۱) یہ کہ فدوی نے جناب کی خدمت متذکرہ آفس آرڈر کی منسوخی اور سالانہ تینوں اینٹکریمنٹس کی بحالی کے لیے اپیل کی تھی۔ جس کے ساتھ چیکنگ رپورٹ چارج رپورٹ کی نقول لف کی تھی۔

(۲) یہ کہ فدوی کی اپیل پر کوئی فیصلہ نہ ہوا۔

(۳) یہ کہ فدوی نے دوبارہ اپیل پر نظر ثانی و فیصلہ منسوخی کی نظر ثانی اپیل جناب کی خدمت میں باواسطت RO اپر سرن بھیجی جس پر بھی ابھی تک کوئی فیصلہ نہ ہوا۔ اور نہ ہی فدوی کو ذاتی شنوائی کے لیے طلب کیا گیا۔ جس کی فوٹو کٹ لٹ لف اپیل ہذا ہے۔

(۴) یہ کہ فدوی نے تیسری بار مورخہ 18-12-2019 کو اپیل جناب کی خدمت میں ارسال کی جس کا ابھی تک کوئی فیصلہ نہیں کیا گیا جناب عالی!

فدوی غریب آدمی ہے اور جناب کے ماتحت ایک ادنیٰ ملازم ہے سالانہ تین اینٹکریمنٹس مستقل طور پر بند ہونے سے مالی نقصان اور پریشانی کا سامنا ہے۔ جو خلاف قانون اور نا انصافی ہے۔ چند سروس ٹریبونل عدالتوں کے فیصلوں کی نقول شامل اپیل درخواست ہیں جو قابل ملاحظہ ہیں۔ استدعا ہے کہ فدوی کے سالانہ تین اینٹکریمنٹس بحال فرما کر DFO سرن کا آفس آرڈر نمبر 248 مجریہ مورخہ 27-01-2004 منسوخ فرمایا جائے اور فدوی کو ذاتی طور پر پیش ہو کر وضاحت کرنے کی اجازت بخشی جائے۔

فدوی جناب کی درازی عمر کے لیے دعا گو ہے گا۔

المرقوم 17-11-2020

العارض

علی احمد فارسٹ گارڈ حوالہ فارسٹ لوئر سرن شکیاری

17/11/2020

کاپی اپیل ایڈوانس جناب کنزرویٹر صاحب

لوئر ہزارہ سرکل ایبٹ آباد (برائے کاروائی ارسال خدمت ہے)

Attested
18/11

OFFICE ORDER NO. 22 DATED ABBOTTABAD THE 08/02/2021, ISSUED BY MR. EJAZ QADIR CONSERVATOR OF FORESTS LOWER HAZARA FOREST CIRCLE ABBOTTABAD.

Whereas Mr. Ali Ahmed Forest Guard (Now Forester) of Siran Forest Division Mansehra here-in after called appellant preferred an appeal against Divisional Forest Officer Siran Forest Division Mansehra office order No. 248 dated 17.1.2004 whereby three annual increment have been stopped with accumulative effect.

The appellant Forest Guard was posted on Una Reserved Forest of Siran Forest Division Mansehra and illicit damaged was occurred in Una RF C-6 (ii) and (iv). A detailed enquiry was conducted against the accused forest guard and the enquiry committee recommended that:-

"The charge of in-efficiency and misconduct on the part of Forest Guard for not timely chalking of damage reports in the forest under his control stand proved but keeping in view his in experience and work load he is awarded with minor punishment i.e. stoppage of three annual increment with accumulative effect."

On the above recommendation of enquiry committee the Divisional Forest Officer Siran Forest Division uphold the decision of enquiry committee and awarded above punishment vide his office order No. 248 dated 27.1.2004.

The appellant Forest Guard preferred appeal against the above order but no decision taken in time. Now the appellant against submitted his appeal with certain court judgment that the punishment awarded by the authority is also illegal because increments cannot be stopped with accumulative effect as not such punishment provided in the E & D Rule. The punishment can only be stopped without cumulative effect.

Whereas the appellant Forest Guard has been heard in person on 1.2.2021.

Perusal of enquiry and points highlighted in personal hearing reveal ^{that} the punishment awarded by the Divisional Forest Officer (Authority) is very harsh and against the decision of apex court. The appellant Forest Guard provided an affidavit bearing No. 3078 dated 2.02.2021 that his increment may be restored in the light of court decision and he will not claim any arrears of pay with effect from 2004 till to issuance of this order.

In view of the above I. Ejaz Qadir Conservator of Forests Lower Hazara Forest Circle Abbottabad (Appellant authority) accepted the appeal of the Forest Guard and restore the office order No. 248 dated 27.1.2004 issued by Divisional Forest Officer Siran Forest Division Mansehra(Authority).

Sd/- (Ejaz Qadir)
Conservator of Forests
Lower Hazara Forest Circle
Abbottabad.

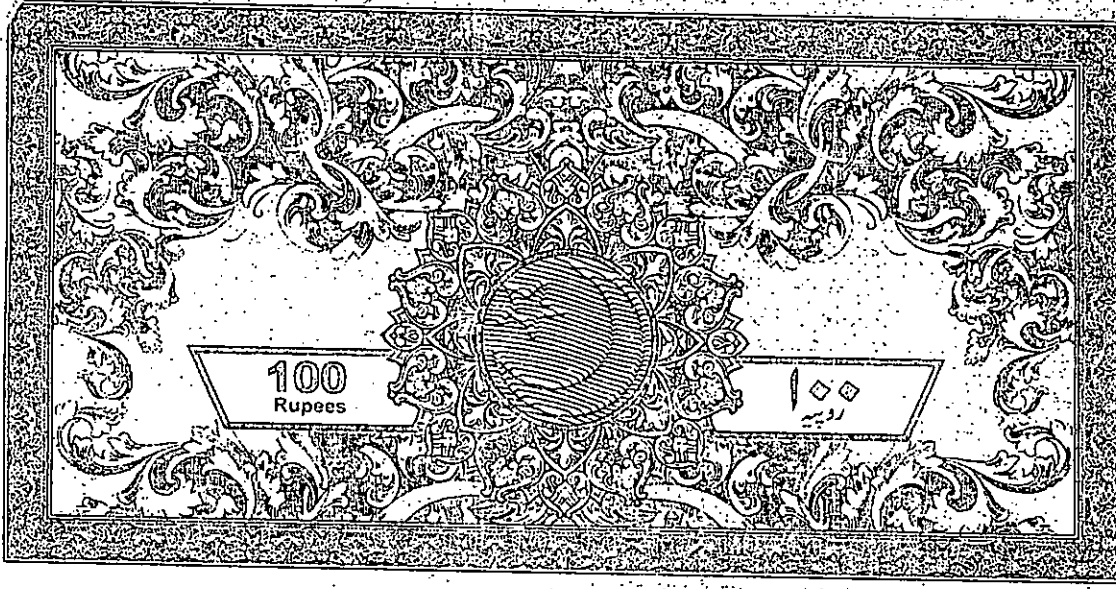
Memorandum;-

1- Divisional Forest Officer Siran Forest Division Mansehra for information and necessary action with reference to his office letter No. 8364/GE, dated 13.1.2021. Enquiry file from page No. 1 to 45 is returned herewith for record and further necessary action.

2- Mr. Ali Ahmed Forest Guard C/o Siran Forest Division Mansehra for information with reference to his appeal dated 17.11.2020.

Conservator of Forests
Lower Hazara Forest Circle
Abbottabad

Attested
18/2



(Annex: 10)

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بیان حلفی

خلفاً بیانی ہوں کہ بحوالہ آفس آرڈر نمبر 22 مورخہ 08.02.2021 جس میں سالانہ انگریمنٹ سال 2004، 2005، 2006 جناب کنزرویٹر آف فارمس لوہر ہزارہ سرکل ایبٹ آباد نے بحال کیں ہیں۔ میں اس عرصے کے ایریور وغیرہ نہیں مانگوں گا۔ لہذا مندرجہ بالا بیان حلفی سنداً تحریر ہے۔

علی احمد
العبیر!

علی احمد فارمس گارڈ (حال فارمس) برن فارمس ڈویژن مانسہرہ

شناختی کارڈ نمبر: 5-4052653-13503

علی احمد

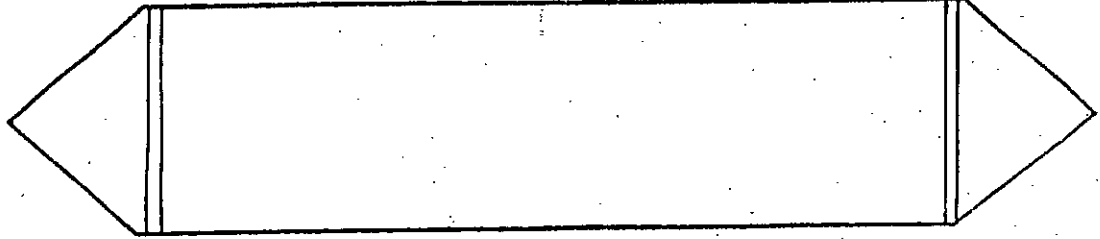
گواہ نمبر 1: طاہر محمود سینئر کلرک لوہر ہزارہ فارمس سرکل ایبٹ آباد: 7-6129635-13101

علی احمد

گواہ نمبر 2: لیاقت زیب جوڈینئر کلرک لوہر ہزارہ فارمس سرکل ایبٹ آباد: 1-2358331-13101

Attested
187

Before the KPK Service Tribunal, Peshawar
بجھڑا



Appellant
(Ali Ahmad) بنام
Province of KPK etc.

16-04-2021 موزخہ
Ali Ahmad - - - - - مقدمہ
Service Appeal - دعویٰ
- - - - - جرم

باعث تحریر آنکے

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی دکل کاروائی متعلقہ
آن مقام Peshawar کیلئے Shahzada Tofan Zia
Advocate

مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز
دکیل صاحب کو راضی نامہ کرنے و تقرر ثالثہ فیصلہ برحلف دیئے جواب دہی اور اقبال دعویٰ اور
بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ از عرضی دعویٰ اور درخواست ہر قسم کی تصدیق
زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی
نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور
کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار
ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ
پرواختہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ ہر جانب التوائے مقدمہ کے سبب سے ہوگا۔
کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی
مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ سندر ہے۔

Attested 2021 April 16th المرقوم

Accepted _____

18/4/21

(Advocate)
Cell. 0300-9345297

Peshawar

بمقام

کے لئے منظور ہے۔

"B"

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

SB

No.

Recd

Appeal No. 4901 of 2021.

Ali Ahmad Appellant/Petitioner

Versus

Province of KP through Secy Environment etc, Respondent

Respondent No. 3

Notice to: —

Conservator of Forests, Lower Hazara Forest Circle, Abbottabad.

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 16/9/2021 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.

Pre-Admission Notice

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 22th

Day of June 2021.

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.