


17<sup>th</sup> Oct., 2022

None present on behalf of the appellant. Mr. Muhammad Riaz Khan Painsdakhel, Asstt. AG for the respondents present.

Notices e issued to appellant and his counsel for the next date. To come up for arguments on 15.11.2022 before the D.B at camp court, Abbottabad.

  
**(Fareeha Paul)**  
**Member(E)**

  
**(Kalim Arshad Khan)**  
**Chairman**

16.05.2022

Junior to counsel for the appellant present. Mr. Asif Masood Ali Shah, Deputy District Attorney along with Mr. Tariq Shehik (Litigation Officer) for the respondents present.

Written reply/comments on behalf of respondent No. 1 to 3 & 5 submitted which is placed on file. To come up for rejoinder as well as arguments on 15.06.2022 before D.B at camp court Abbottabad.


  
Fareeha Paul  
Member (E)  
Camp Court, Abbottabad


15.06.2022

Nemo for appellant.

Muhammad Riaz Khan Paindakheil, learned Assistant Advocate General for respondents present.

Notice be issued to appellant and his counsel for 15.08.2022 for hearing before D.B at Camp Court, Abbottabad.

  
(Fareeha Paul)  
Member (E)

  
(Rozina Rehman)  
Member (J)

~~Camp Court, Abbottabad~~ ~~half of the appeal~~ ~~Camp Court, Abbottabad~~

~~Riaz Khan Paindakheil, Asstt. AG for the respondents present.~~

~~Notices issued to appellant and his counsel for the next date to come up for arguments on 15.11.2022 before the D.B at camp court, Abbottabad.~~

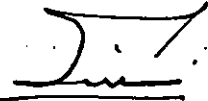
~~(Fareeha Paul)~~  
~~Member (E)~~

~~(Kalim Arshad Khan)~~  
~~Chairman~~

19.04.2022

Learned counsel for the appellant present. Mr. Tariq Saeed, Law Officer alongwith Mr. Kabirullah Khattak, Additional Advocate General for the respondents present and requested for time to submit written reply/comments.

Respondents are directed to submit their written reply/comments on the next date positively, failing which their right for submission of written reply/comments shall be deemed as struck off. To come up for submission of written reply/comments on 16.05.2022 before the S.B at Camp Court Abbottabad.



(Salah-Ud-Din)  
Member (J)

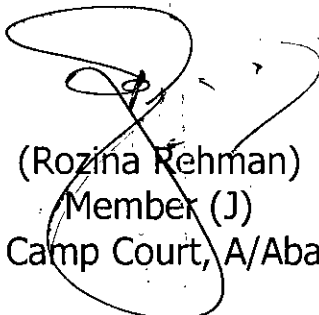
Camp Court Abbottabad

17.11.2021

Appellant present through counsel. Preliminary arguments heard. Record perused.

Points raised need consideration. The appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of reply/comments. To come up for written reply/comments on 18.01.2022 before S.B at Camp Court, Abbottabad.

Appellant deposited  
Security Process Fee

  
(Rozina Rehman)  
Member (J)  
Camp Court, A/Abad

18.01.2022

Appellant alongwith his counsel present.

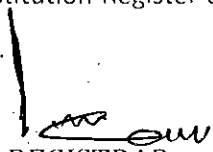



Vide order dated 17.11.2021, it was directed that notices be issued to the respondents for submission of written reply/comments, however the same have not been issued, therefore, office is again directed to issue notices to the respondents for submission of written reply/comments through registered post and to come up for submission of written reply/comments on 19.04.2022 before the S.B at Camp Court Abbottabad.

  
(Salah-ud-Din)  
Member (J)  
Camp Court A/Abad

## FORM OF ORDER SHEET

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

Case No.- 12439 /2020

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	20/10/2020	<p>The appeal of Mr. Waqar Ahmad resubmitted today by post through S.Aamir Qadir 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>
2-	22-1-2021	<p>This case is entrusted to touring S. Bench at A.Abad for preliminary hearing to be put up there on <u>22-01-2021</u></p> <p style="text-align: right;"> CHAIRMAN</p> <p style="text-align: center;">Due to covid 19, case is adjourned to 24-9-21 for the same.</p> <p style="text-align: right;"> Reader</p>
24.09.2021		<p>Nemo for the appellant.</p> <p>Previous date was changed on Reader Note, therefore, notice for prosecution of the appeal be issued to the appellant as well as his counsel and to come up for preliminary hearing before the S.B on 17.11.2021 at Camp Court Abbottabad.</p> <p style="text-align: right;"> (SALAH-UD-DIN) MEMBER (JUDICIAL) CAMP COURT ABBOTTABAD</p>

To,

**REGISTRAR SERVICE TRIBUNSL KHYBER PAKHTUNKHWA PESHAWAR**

**SUBJECT: DEFICIENCY IN SERVICE APPEAL.**

Respected Sir,

In compliance of your letter No *2831/S.T*, Dated *02/10/2020* regarding subject noted it is stated that I have cured the deficiencies mentioned in the letter. While regarding Para *4* of the letter it is stated that copies of charge sheet, statements of allegations, show cause notice, inquiry report etc were not formally delivered to the appellant. in this regard appellant had inquired / requested for obtaining copies of proceedings mentioned but department of Respondents did not communicate the same to the appellant .copies of notice to the respondents along with postal receipts is annexed at page No *13* of the petition.

Your's Sincere,

No. *24-J*

Dated: *13/10/2020*

  
S.Aamir Qadir

Advocate High Court Abbottabad.

The appeal of Mr. Waqar Ahmad son of Muhammad Amin Ex-Warden Central Prison Haripur received today i.e. on 02.10.2020 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Memorandum of appeal may be got signed by the appellant
- 2- Annexures of the appeal may be flagged.
- 3- Annexures of the appeal may be attested.
- 4- Affidavit may be got attested by Oath Commissioner.
- 5- Copies of charge sheet, statement of allegations, show cause notice, enquiry report and replies thereto are not attached with the appeal which may be placed on it.
- 6- Copy of notice to respondent mentioned in the index of appeal at serial no.5 is not attached with the appeal which may be placed on it.
- 7- Seven more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

No. 2831 /S.T,

Dt. 02/10 /2020.



REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

S.Aamir Qadir Adv. High Court  
Abbottabad.

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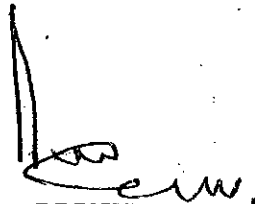


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REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

S.Aamir Qadir Adv. High Court  
Abbottabad.

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE**

**TRIBUNAL, PESHAWAR.**

12439

Appeal No. /2020

Waqar Ahmed

...APPELLANT

**V E R S U S**

Inspector General of Prisons KPK Peshawar & others...

...RESPONDENTS


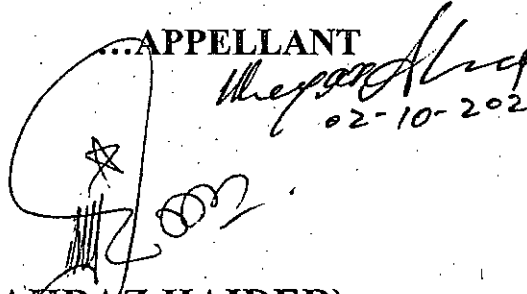
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S.No.	Description of Document	Annexure	Page No.
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2.	Application for suspension alongwith affidavit	--	7-8
3.	Copy of impugned order	"A"	9
4.	Copy of Departmental Appeal / order	"B"	10 -12
5.	Copy of notice to respondent.	--	13
6.	Vakalat Nama	--	14

Dated:- 02-10 2020

Through:

...APPELLANT

  
  
**(S.AAMIR QADIR) & (SHAHBAZ HAIDER)**  
Advocate High Court, Abbottabad.

**BEFORE SERVICES TRIBUNAL PESHAWAR**  
**KHYBER PAKHTUNKHWA**

Appeal.No. \_\_\_\_\_ /2020

Waqar Ahmed S/O Muhammad Amin EX-Warden, C/O Superintendent  
Central Prison Haripur.

...PETITIONER

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 10930

Dated 28/10/2020

**V E R S U S**

1. Inspector General of Prisons KPK Peshawar.
2. Superintendent Circle (Eastern) Headquarters Prisons Haripur.
3. Superintendent District Jail Abbottabad.
4. District Account Officer Abbottabad.
5. Moharrar Circle Headquarter Prison Abbottabad.

...RESPONDENTS

Filed on-day  
28 10,  
Registrar  
2/10/2020.

---

**APPEAL UNDER SEC 04 OF KHYBER  
PAKHTUNKHWA SERVICE TRIBUNAL ACT 1974  
AGAINST THE IMPUGNED ORDERS DATED 05-  
08-2020 PASSED BY RESPONDENT NO.01 VIDE  
WHICH THE ORDER PASSED BY RESPONDENT  
NO 2 WAS ORDERED TO BE RETAINED DATED  
31-08-2020 AND TREREBY DISMISSED THE  
DEPARTMENTAL APPEAL/REPRESENTATION  
OF THE APPELLANT.**

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**PRAYER:-**

**ON ACCEPTANCE OF INSTANT APPEAL BOTH THE ORDERS DATED 05-08-2020 & 31-08-2020 OF RESPONDENTS/DEPARTMENT MAY KINDLY BE SET-ASIDE AND PETITIONER MAY KINDLY BE REINSTATED IN SERVICE ACCORDINGLY ALONG WITH BENEFITS OF INTERVENING PERIOD. ANY OTHER RELIEF WHICH THIS HONOURABLE COURT DEEM FIT AND PROPER BE GRANTED.**

*Respectfully Sheweth,*

**FACTS:**

*Following facts giving rise to the instant Service Appeal are arrayed as under:-*

1. That, the appellant was recruited as Warder in Respondent Department on 22-01-2015.
2. That recently appellant was attached to District Jail Abbottabad.
3. That appellant was assigned duty at hanging room District Jail Abbottabad. On 06-07-2020 petitioner/appellant resumed his duty at about 6am and remained at duty for about 15 hours .After which Moharrar relieved him and he went on rest. On the next event when appellant came on duty he was informed that

Moharrar has absented him yesterday. Upon his agitation the competent authority vide order dated 05-08-2020 dismissed appellant from service without affording him any opportunity of hearing and thereby persecuted with dismissal/major penalty. (*Copy of impugned order is annexed as Annexure "A"*)

4. That, the appellant filed Departmental Appeal before the Respondent No.1 against decision of Respondent No 2 whom upheld the decision of Respondent No 2 vide Order dated 31-08-2020. (*Copy of Departmental Appeal / order is annexed as Annexure "B"*)

**GROUNDS:-**

- a) That, the Order No.2319 dated 05-08-2020 of Respondent No 2 & Order No.30426 dated 31-08-2020 of Respondent No 1 is illegal, ultra-vires, arbitrary, fanciful, perverse, against the principle of natural justice and equity and liable to be set aside on the following grounds.
- i. That, no proper enquiry have been conducted and appellant have been punished in a brutal way.
  - ii. That the petitioner approached this forum for the redress of his grievance and appeal is well within time and the Court has the jurisdiction to entertain the same.
- b. That, the action/ order of the respondent No.2 is amounting to discourage the Public Servant from

doing his legal functions as assigned to them under the Rules of Business of the Government.

- c. That the instant service appeal is well within time and Hon'ble Tribunal has the jurisdiction to entertain the same.

**PRAYER:**

*On acceptance of instant appeal both the orders dated 05-08-2020 & 31-08-2020 of respondents/department may kindly be set-aside and petitioner may kindly be reinstated in service accordingly along with benefits of intervening period. Any other relief which this Honorable Court deem fit and proper be granted.*

...APPELLANT

Through:

*Waqar*  
2-10-2020

Dated: 02/10 /2020

*(S.AAMIR QADIR) & (SHAMBAZ HAIDER)*  
Advocate High Court, Abbottabad.

**VERIFICATION:-**

*Verified that the contents of the instant Service Appeal are true and correct to the best of my knowledge and belief and that nothing material has been suppressed from this Honorable Court.*

Dated:- 02/10/2020

...APPELLANT

*Waqar*  
2-10-2020

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

Appeal No.            /2020

Waqar Ahmed

...APPELLANT

VERSUS

Inspector General of Prisons KPK Peshawar & others...

...RESPONDENTS

**SERVICE APPEAL**

**AFFIDAVIT**

I, Waqar Ahmed S/O Muhammad Amin EX-Warden, C/O Superintendent Central Prison Haripur Appellant, do hereby solemnly affirm and declare on Oath that the contents of instant *Appeal* are true and correct to the best of my knowledge and belief and that nothing has been concealed from this Hon'ble Tribunal.

Dated 02/10/2020

...APPELLANT

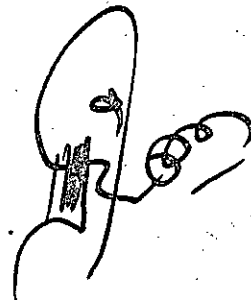
**IDENTIFIED BY:-**

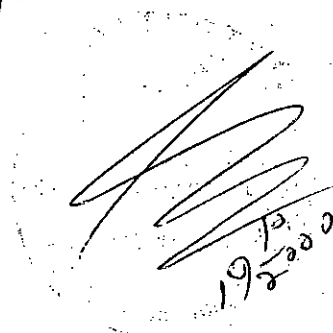
  
(S.AAMIR QADIR)

&

(SHAHBAZ HAIDER)

Advocate High Court, Abbottabad.



  
19/10/2020

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

**Appeal No. /2020**

Waqar Ahmed

**...APPELLANT**

**VERSUS**

Inspector General of Prisons KPK Peshawar & others...

**...RESPONDENTS**

**SERVICE APPEAL**

**CERTIFICATE**

*Certified that no such Service Appeal has earlier been filed  
before this Hon'ble Tribunal.*

**...APPELLANT**

*2-10-2020*

*Through:*

Dated: *02/10*/2020

  
  
**(S.AAMIR QADIR) & (SHAHBAZ HAIDER)**  
Advocate High Court, Abbottabad.



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

**Appeal No. \_\_\_\_\_ /2020**

Waqar Ahmed

**...APPELLANT**

**V E R S U S**

Inspector General of Prisons KPK Peshawar & others...

**...RESPONDENTS**

**SERVICE APPEAL**

---

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**APPLICATION FOR SUSPENSION OF THE OPERATION  
OF IMPUGNED ORDER AND SIMULTANEOUSLY  
RESPONDENT NO.4 BE DIRECTED TO RELEASE THE  
SALARIES OF APPELLANT INCLUDING PENDING ONE,  
TILL FINAL DISPOSAL OF APPEAL.**

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*Respectfully Sheweth,*

1. That titled appeal is filed before this Honourable Tribunal Court, the contents of the same may be treated as an integral part of this application.
2. That appellant has a good Prima-Facie case and balance of convenience also lies in his favour.
3. That if the impugned orders issued by Respondents No.1 & 2 are not suspended then appellant would suffer irreparable loss and the purpose of filing appeal would become in fructuous.


4. That the salary of the Appellant has been stopped due to impugned order and this is absolutely illegal and against the settled law.

It is, therefore, humbly prayed that on acceptance of the foregoing application, the salary of the Appellant may kindly be released by suspended the impugned orders and respondent No.4 be directed in this regard till final disposal of the titled appeal.

...APPELLANT

Through:

Dated:- 02/10/2020

  
(S.AAMIR QADIR) & (SHAHBAZ HAIDER)

Advocate High Court, Abbottabad.

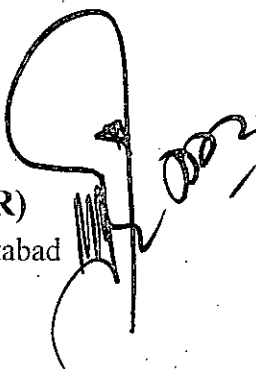
**AFFIDAVIT:-**

I, Waqar Ahmed S/O Muhammad Amin EX-Warden, C/O Superintendent Central Prison Haripur Appellant do hereby solemnly affirm and declare on Oath that the contents of instant *Application* are true and correct to the best of my knowledge and belief and that nothing has been concealed from this Hon'ble Tribunal.

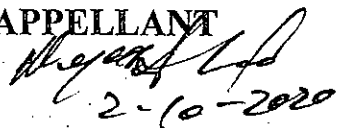
Dated:- 02/10/2020

**IDENTIFIED BY:-**

(S.AAMIR QADIR)  
&  
(SHAHBAZ HAIDER)  
Advocate High Court, Abbottabad



...APPELLANT

  
2-10-2020





Annexure 'A'

(9)

OFFICE OF THE SUPERINTENDENT  
CIRCLE (EASTERN) HQs PRISON HARIPUR

No. 2319 - /-

Dated 05-08-2020 /-

Phone/Fax: 0995-920066

**OFFICE ORDER:**

WHEREAS, following accused Warders (BPS-07) attached to District Jail Manshra were proceeded against, under Rules-3 of Khyber Pakhtunkhwa Government Servants ( Efficiency & Discipline ) Rules, 2011 for the charges of their misconduct as mentioned in the Show cause Notice served upon them.

S#	NAME	PUNISHMENT AWARDED.
01	Shahbaz Khan	STOPPAGE OF ONE (01) ANNUAL INCREMENT WITHOUT FUTURE EFFECT.
02	Waqar Ahmed	DISMISSED FROM SERVICE
03	Malik Mohsin	STOPPAGE OF ONE (01) ANNUAL INCREMENT WITHOUT FUTURE EFFECT.
04	Abbas Khan	STOPPAGE OF ONE (01) ANNUAL INCREMENT WITHOUT FUTURE EFFECT.

WHEREAS, they furnished their reply, which was found satisfactory.

AND WHEREAS, the undersigned being the competent authority granted them the opportunity of personal hearing on 05-08-2020 as provided for under rules ibid.

NOW THEREFORE, in exercise of powers conferred under Rule-14(5) of Khyber Pakhtunkhwa Government Servants ( Efficiency & Discipline ) Rule 2011, having considered the charges, evidence on record & Report submitted by Superintendent District Jail Abbottabad, the explanation of the accused officials and after affording the opportunity of personal hearing, undersigned being the competent authority, do hereby award them penalty as quoted above to the above mentioned Warders (BPS-07) attached to District Jail Abbottabad with immediate effect.

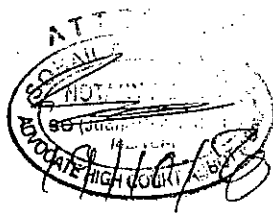
Further their absence period may be considered as extra ordinary leave without pay.

SUPERINTENDENT  
CIRCLE H.Q. PRISON HARIPUR

Endst: No: 2320 - 25 - /

Copy of the above is forwarded to:-

1. The Inspector General of Prisons Khyber Pakhtunkhwa Peshawar for information please.
2. The Superintendent District Jail Abbottabad for information, and making necessary entries in the Service Books of Warders Concerned w/r to the No(s).1305 dated. 17-07-2020 & 2231 dated.20-07-2020 please.
3. Warders Concerned.



SUPERINTENDENT  
CIRCLE H.Q. PRISON HARIPUR



**ORDER**

(10)

*Annexure B*

OFFICE OF THE  
INSPECTOR GENERAL OF PRISONS  
KHYBER PAKHTUNKHWA PESHAWAR

91-9210334, 9210406

091-9213445

No. Estb/Ward-/Orders/ PC-30428

Dated 31-08-2028

WHEREAS, **Warder Waqar Ahmad S/O Muhammad Amin** attached to District Jail Abbotabad, was awarded the major penalty of "**Dismissal from Service**" by Superintendent HQ Prisons Haripur vide his order No. 2319 dated 05-08-2020 due to his misconduct and willful absence from duty with effect from 06-07-2020 to 07-07-2020.

AND WHEREAS, the said warder preferred his departmental appeal for setting-aside the penalty awarded to him, which was examined in light of the available record of the case and it was observed that his appeal is without any substance and penalty was awarded to him by the competent authority due to his misconduct and willful absence from duty as referred to above after observing all legal and codal formalities as required under the E & D Rules.

NOW THEREFORE, keeping in view the facts on record, the provision of rules in vogue and in exercise of power conferred under Rule-5 of Khyber Pakhtunkhwa Civil Servants Appeal Rules 1986, **the decision of the competent authority is upheld and appeal of the appellant is hereby rejected being without any substance.**

INSPECTOR GENERAL OF PRISONS,  
KHYBER PAKHTUNKHWA, PESHAWAR.

ENDST; NO. 30427-29T

Copy of the above is forwarded to :-

1. The Superintendent, Headquarters Prison Haripur for information and necessary action with reference to his Order referred to above.
2. The Superintendent, District jail Abbotabad for information and necessary action with reference to above. He is directed to inform the appellant accordingly and also to make necessary entry in his Service Book under proper attestation.
3. **Warder Waqar Ahmad S/O Muhammad Amin**, C/O Superintendent District Jail Abbotabad for information.

ASSISTANT DIRECTOR  
INSPECTORATE GENERAL OF PRISONS  
KHYBER PAKHTUNKHWA PESHAWAR

*31/8*



درخواست برائے بحالی ملازمت

صدا بہ عالی!

گوارا ہے کہ میں سابق ڈسٹرکٹ ہیلتھ ایسٹ ایئر میں اپنی ڈیوٹی سنبھالنے کے لیے  
 پہلے سے کہ میں سابق گورنمنٹ عید الاضحیٰ کے دوسرے دن  
 سزاوتوں کے باعث اپنا ڈیوٹی پورے پورے پینچا اور کا آگے کے بعد  
 ڈیوٹی کے لیے پہلے سے ڈیوٹی پر حاضر ہوا۔ کا آگے ڈیوٹی کرنے کے  
 لیے میری ایسٹ جتنا ہوتا تھا اور اس کے ساتھ ساتھ میری اس کے ساتھ  
 ماہر کے ساتھ جتنی باتیں ہیں وہاں میری اس کے ساتھ ساتھ میری اس کے  
 آگے اپنا اس کے ساتھ ساتھ میری اس کے ساتھ ساتھ میری اس کے ساتھ ساتھ  
 شہر کے لوگوں کے ساتھ ساتھ میری اس کے ساتھ ساتھ میری اس کے ساتھ ساتھ  
 میں نے اس کے ساتھ ساتھ میری اس کے ساتھ ساتھ میری اس کے ساتھ ساتھ  
 میری اس کے ساتھ ساتھ میری اس کے ساتھ ساتھ میری اس کے ساتھ ساتھ  
 کے ساتھ ساتھ میری اس کے ساتھ ساتھ میری اس کے ساتھ ساتھ  
 ذرا بت کر کے اجازت میرا Service + Dismissal کا آرڈر دے دیا۔

صدا بہ عالی!

اللہ رب العزت نے آپ کو خیرات بخشی آپ بیمار سے پڑے ہیں پھر رات بیدار  
 میں سائل کے ساتھ ساتھ اور زانیان کے اجازت میرے لئے کا جو لیا ہوا  
 میں سائل اس کے ساتھ ساتھ میری اس کے ساتھ ساتھ میری اس کے ساتھ ساتھ  
 سائل کے ساتھ ساتھ میری اس کے ساتھ ساتھ میری اس کے ساتھ ساتھ  
 کیا ہوا۔ میں سائل میرا آپ اور آپ کی سائل کے ساتھ ساتھ میری اس کے ساتھ ساتھ



اللہ تعالیٰ کے نام سے کرتا ہوں، جو یوں ہے اور یوں ہے اور یوں ہے

(؟ میں)

ماریں - مبارک

ماریں مبارک

2020-8-24

Handwritten signature



**NOTICE UNDER REGISTERED A.D**

To



1. Inspector General of Prisons KPK Peshawar.
2. Superintendent Circle (Eastern) Headquarters Prisons Haripur.
3. Superintendent District Jail Abbottabad.
4. District Account Officer Abbottabad.
5. Moharrar District Jail Abbottabad.

**SUBJECT: INTIMATION NOTICE REGARDING FILING OF INSTANT APPEAL TITLED “** *Waqar Ahmed V E R S U S Inspector General of Prisons KPK Peshawar & others...*

*Undersigned* has filed a Writ Petition Titled “*Waqar Ahmed V E R S U S Inspector General of Prisons KPK Peshawar & others*” before Services Tribunal Peshawar, against respondents for dismissing appellant from his service.

*Copy of the Instant Appeal is also annexed herewith for ready reference.*

Dated: 02/10/2020.

  
  
**(S.AAMIRQADIR) & (SHAHBAZ HAIDER)**  
Advocates High Court, Abbottabad.  
Abbottabad.



DBA No. 690  
 BC No. 15-5543  
 Name of Advocate عقار احمد

Rs. 100

S.No 124675  
 Order Arshad Maqsood  
 Finance Secretary  
 District Bar Association  
 Abbottabad

وکالت نامہ

بعد ازاں ضابطہ روس ٹریبونل کیمپ  
 عنوان: عقار احمد بنام انسٹی ٹیوٹنل ہیرننگ  
 منجانب: انسٹی ٹیوٹنل ہیرننگ نوعیت مقدمہ ٹریبونل  
 باعث تحریر آنکہ تھو

مقدمہ مندرجہ بالا عنوان میں اپنی طرف سے واسطے پیروی و جوابدہی برائے پیشی یا تصفیہ مقدمہ بمقام انسٹی ٹیوٹنل ہیرننگ کے لیے عقار احمد کو حسب ذیل شرائط پر وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختار خاص رو برو عدالت حاضر ہوتا رہوں گا اور بروقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دے کر حاضر عدالت کروں گا۔ اگر پیشی پر مظہر حاضر نہ ہو اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور پر میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طور پر ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدر مقام کچہری کے علاوہ کسی جگہ یا کچہری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل پیروی کرنے کے ذمہ دار نہ ہوں گے اور مقدمہ کچہری کے علاوہ کسی اور جگہ سماعت ہونے پر یا بروز تعطیل یا کچہری کے اوقات کے آگے پیچھے پیش ہونے پر مظہر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا جمانے کے واسطے کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل ساختہ پر داختم صاحب موصوف مثل کردہ ذات منظور و مقبول ہوگا اور صاحب موصوف کو عرض دعویٰ یا جواب دعویٰ اور درخواست اجراءے ڈگری و نظر ثانی اپیل نگرانی و ہر قسم درخواست پر دستخط و تصدیق کرنے کا بھی اختیار ہوگا اور کسی حکم یا ڈگری کرانے اور ہر قسم کاروبار وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے بیان دینے اور اس پر نالشی و راضی نامہ و فیصلہ بر حلف کرنے اقبال دعویٰ دینے کا بھی اختیار ہوگا اور بصورت جانے بیر و نجات از کچہری صدر اپیل و برآمدگی مقدمہ یا مضمونی ڈگری بکسٹر درخواست حکم استماع یا تقریق یا گرفتاری قبل از گرفتاری و اجراءے ڈگری بھی صاحب موصوف کو بشرط ادا ہوگی علیحدہ جتانہ پیروی کا اختیار ہوگا۔ اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہوگا کہ مقدمہ مذکور یا اس کے کسی جزوی کارروائی کے یا بصورت اپیل کسی دوسرے وکیل کو اپنے بجائے یا اپنے ہمراہ مقرر کریں اور ایسے وکیل کو بھی ہر امر میں وہی اور کو یہ اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ جو کچھ ہر جانہ التوا پڑے گا وہ صاحب موصوف کا حق ہوگا۔ اگر وکیل صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ کی پیروی نہ کریں اسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔

لہذا وکالت نامہ عقار احمد ہے کہ سن 2020 مورخہ: 10/02  
 دن 10 ماہ 02 سال  
 مضمون وکالت نامہ سن لیا ہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔

نوٹ: وکالت نامہ کی فوٹو کاپی قابل قبول نہ ہوگی

S. Amir Qadir  
 Advocate High Court  
 Abbottabad

عقار احمد  
 (امین)