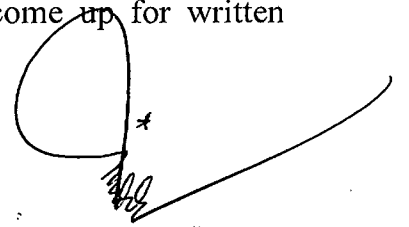


30.09.2022


Junior to counsel for the appellant present. Mr. Kabirullah Khattak, Addl. AG for the respondents present. Learned AAG requested for further time to contact the respondents for submission of written reply/comments. Last opportunity is granted. To come up for written reply/comments on 28.11.2022 before S.B.

A handwritten signature in black ink, consisting of a large, stylized loop followed by a long horizontal stroke that curves upwards at the end. There is a small asterisk-like mark above the loop and some scribbles below the main stroke.

(Mian Muhammad)
Member (E)

28.06.2022


Appellant present in person and requested for adjournment as his counsel is not available today. Request accepted. To come up for preliminary arguments on 01.07.2022 before S.B.


(Fareeha Paul)
Member (E)

01.07.2022

Counsel for the appellant present. Preliminary arguments heard and 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 respondents for submission of written reply/comments. To come up for come up for written reply/comments on 11.08.2022 before S.B.


Appellant Deposited
Security & Process Fee


4/7/22


(Fareeha Paul)
Member (E)

11.08.2022

Appellant present in person. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General for respondents present.

On previous date notices were not issued. Therefore, fresh notices be issued to respondents for submission of written reply on 30.09.2022 before S.B.





(Fareeha Paul)
Member (E)

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 804/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	18/05/2022	<p>The appeal of Mr. Missal Khan resubmitted today by Mr. Ashraf Ali Khattak 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-	27/5/22	<p>This case is entrusted to touring Single Bench at Swat for preliminary hearing to be put there on <u>27-5-22</u>. Notices be issued to appellant and his counsel for the date fixed.</p> <p style="text-align: right;"> CHAIRMAN</p>
	27.05.2022	<p>Appellant in person present and requested for adjournment as his counsel is not available today due to general strike of the Bar. Adjourned. To come up for preliminary hearing on 28.06.2022 before S.B.</p> <p style="text-align: right;"> (Mian Muhammad) Member (E)</p>

The appeal of Mr. Missal Khan C-II/HC Drill Instructor PTC Hango received today i.e. on 09.05.2022 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- Appeal has not been marked/annexed with annexures marks.
- 3- Affidavit may be got attested by the Oath Commissioner.
- 4- Certificate may be given to the effect that appellant has not been filed any service appeal earlier on the subject matter before this Tribunal.

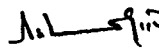
No. 989 /S.T,

Dt. 10/5/22 /2022


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Ashraf Ali Khattak Adv. Pesh.

All objection have been properly attended
Please, place before the Tribunal.


Ashraf Ali ASC
17/5/2022

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR

Service Appeal No. 204/2022

Missal Khan,
C-II/HC,
Police Training College, Hangu.....Appellant.

Versus.

The Inspector General of Police,
Khyber Pakhtunkhwa & others.....Respondents.

INDEX

S.No.	Description of Documents	Date	Annexure	Pages
1.	Memo of appeal with Affidavit			1 - 10
2.	Copy of order of promotion to the rank of SI/PC with effect from 01-12-2004	01-12-2004	A	11
3.	Copy of the impugned order dated 27-12-2021	27-12-2021	B	12
4.	Copy of the departmental appeal	26-01-2022	C	13-15
5.	Copy of the rejection order dated 08-04-2022	08-04-2022	D	16
6.	Wakalat Nama.			

[Signature]
Appellant

Through

[Signature]
Ashraf Ali Khattak
Advocate,
Supreme Court of Pakistan

Dated: 09/05/2022

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR

Service Appeal No. 804 /2022

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 658

Dated 09/5/2022

Missal Khan,
C-II/HC/Drill Instructor,
Police Training College, HanguAppellant.

Versus

1. The Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.
2. The Deputy Inspector General of Police,
Kohat Region, Kohat.
3. The Commandant PTC, Hangu.
4. The District Police Officer, Karak. Respondents.

Service Appeal under section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 against the impugned final order dated 18-04-2022 of respondent No.1, thereby he rejected the departmental appeal of the appellant preferred against the impugned original order of respondent No.2 dated 27-12-2021, wherein he reverted the appellant from the post of SI/PC (BPS-14) to the post of C-II/HC (BPS-07).

Prayer in Appeal:

On acceptance of the instant service appeal; this Hon'ble Tribunal may graciously be pleased to:

Declare.

Both the impugned order of respondent No.1 dated 18-04-2022 and order dated 27-12-2021 of the respondent No.2 is illegal, unlawful and without lawful authority and also set aside the same.

Filed to-day

Registrar

9/5/2022

Re-submitted to-day
and filed.

Registrar

18/5/2022

Direct.

1. The respondents to re-instate the appellant against his original post of SI/PC with all back benefits.
2. Any other remedy deemed appropriate by this Hon'ble Tribunal under the circumstances of the case and not specifically asked for may also be graciously granted.

Respectfully Sheweth,

The concise facts giving rise to the present service appeal are as under:-

1. That was recruited on 24-07-1984 as Foot Constable in the police force Karak. Presently he has 37 years and 09 months service at his credit with unblemished and clean sheeted conduct record. Appellant is going to be retired on superannuation in the year 2024.
2. That appellant was promoted to the post of C-II/HC with effect from 18-09-2001 and subsequently further promoted to the rank of SI/PC with effect from 01-12-2004, which was extended from time to time like his others fellow colleagues.
Copy of order of promotion to the rank of SI/PC with effect from 01-12-2004 is attached as Annexure-A.
3. That it is worth mentioning that appellant was transferred and posted at PTC Hangu in the year 2005 and still serving in the capacity institution.

4. That all of sudden and to the utter dismay and surprise of the appellant; respondent No.2 vide impugned original order No.20117-19/EC dated 27-12-2021 reverted the appellant to the rank of C-II/HC.
Copy of the impugned order dated 27-12-2021 is attached as Annexure-B.
5. That it is worth mentioning that others Head Constable, who were promoted to the rank of SI/PC along with appellant have either been remained as SI/PC or been allowed to be retired as SI/PC. Gul Shaid Khan, Habib Ur Rehman and Rehmat Ali have been allowed to remain as SI/PC and not reverted to the post of C-II/Head Constable.
6. That similarly Humayun Khan, Hayat Khan, Altaf Khan and Mian Zada, who were promoted to the rank of SI/PC prior to the promotion of the appellant, but were not reverted and were allowed to be retired in the same rank i.e SI/PC.
7. That this Hon'ble Tribunal has allowed 34 numbers of appeals through a consolidated Judgment and thereby directed the respondent not to interfere with promotion status of SI/PC. All the appellant of the appeals have been allowed to remain as SI/PC till their retirement.
8. That appellant being aggrieved from the impugned order of respondent No.2 dated 27-12-2021 preferred departmental appeal before the respondent No.1
Copy of the departmental appeal is attached as Annexure-C.
9. That respondent No.1 vide impugned final order dated 08-04-2022 rejected the departmental appeal of the appellant without any

legal ground hence the instant service appeal inter alias on the following grounds.

Copy of the rejection order dated 18-04-2022 is attached as Annexure- D.

- A. That the respondents has not treated the petitioner in accordance with law, rules and policy on the subject and acted in violation of Article 4 of the Constitution of Pakistan, 1973. The promotion order of the appellant was based on regular basis and was not for a limited period as evident from the order of promotion. Moreover it has been passed at the fig end of appellant service career which is against all norms of justice therefore, not sustainable at law and liable to be set aside.
- B. That promotion of the appellant to the post of SI/PC has taken place in the year 2004. The same was acted upon for all most 17 years therefore, vested rights have been accrued in favor of the appellant. Reversion of the appellant from his substantive post of SI/PC to the rank of C-II/HC is against the Principle of Locus Poenitentiae therefore, the impugned order cannot be sustained. Reliance is placed on the consolidated judgment of this Hon'ble Tribunal 941/2003.
- C. That appellant has highly been discriminated; all his others colleagues, who were promoted to the post of SI/PC along with appellant have not been reverted to the post of C-II/HC and only appellant has been singled out, which is a sheer discrimination.
- D. That appellant has also been highly discriminated on the score that similarly placed employee of the same department have been

allowed to remain as SI/PC till retirement, but appellant has been reverted at the fig end of his retirement.

- E. That this Honorable Court has allowed 34 numbers of appeal of the similar nature through a consolidated judgment. The case of the appellant is similar and identical to all of those, whose appeals have been allowed by this Honorable Court therefore, appellant also deserve to be treated on the same footings.
- F. That the impugned order is a kind of punishment which has been imposed upon the appellant without any sort of misconduct on the part of appellant. Penal action is always to be carried out through prescribed procedure. In the instant case the impugned reversion order has been imposed without any charge sheet etc which is nullity in the eyes of law therefore, the same is not sustainable in the eyes of law.
- G. That appellant has been condemned unheard. The well-known principle of law " Audi altram Partem" has been violated. This principle of law was always deemed to have embedded in every statute even though there was no express specific or express provision in this regard.

"...An adverse order passed against a person without affording him an opportunity of personal hearing was to be treated as void order. Reliance is placed on 2006 PLC(CS) 1140. As no proper personal hearing has been afforded to the appellant before the issuing of the impugned order, therefore, on this ground as well the impugned order is liable to be set aside."

- H. The Executive is not above law and it must, on challenge to its action, show the legal authority from where it derives the source of its authority. In case the executive fails to show the source of its power, its acts, as so far they conflict with legal protected interests of individuals, must be declared by courts Ultra vires and without jurisdiction. [PLD 1990 Kar 9].

Things must be done in prescribed manner or not at all.....
Expressio unius est exclusion alterius..... When an action is required to be done in a particular manner that must be done in that manner only or not at all.

- I. Order passed by incompetent authority even though of higher rank..... Order would be nullity in the eyes of law..... Where an authority has been authorized to make some order under the rules of law, such authority alone can exercise powers in question..... where anything was prescribed to be done in a particular way, it should be done accordingly or not at all.... Order passed by an authority other than the competent one, even though of higher rank, would be nullity in the eyes of law, more so, when such order was penal one. [1993 PLC (CS) 153].

Maxim: Delegatus non potest delegare: [A delegate cannot delegate]

A person to whom powers have been delegated cannot delegate them to another. [2001 PLC (CS)581 SST, 1983 PLC (CS)542 FST]. It is a basic fundamental rule that the powers of appointment and dismissal runs together, thereby, thereby mean to stress that appointing authority and not subordinate to it can dismiss its employees. The power of appointing authority cannot be delegated. In order words if the power of appointment are delegated by the of provision of Statute, Rules or Regulations, the power to punish run together. [AIR 1965 SC1486, AIR 1937 PC.27 AIR 1979 SC 1912].

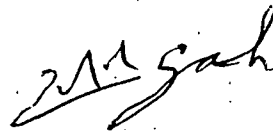
- J. *Quod conrra legam fit, pro infecto habetur [What is done contrary to law is deem not to have been done at all. [2001 PLC (CS)581 SST].*

- 7
- K. Order without jurisdiction.....Void.....:- Any order without authority and jurisdiction was a void order. An act or order without jurisdiction is thus the result of exercising a jurisdiction by a court or authority not vested in it by law, that is to say, it is a usurpation of power unwarranted by law; it is an act done which the person doing it had no jurisdiction at all to do or which was clearly outside the sphere of his activities; and a judgment or order without jurisdiction when it was delivered by a court not competent to deliver it. It is to use the language of Article 199 of the 1973 Constitution, and an act or proceeding done or taken without lawful authority and is of no legal effect..... An order without jurisdiction is void it binds no body; such order neither creates nor recognizes any right or liability and no legal incidents attach to it. It is as if it was never made. [2000 PLC (CS) 667 Lah].
- L. Transgression of powers in passing order without jurisdiction..... A good ground on which appeal before Service Tribunal could be based....[1998 PLC (CS)431 SC AJ &K].
- M. If an Order is void, subsequent orders passed in series are also illegal and could not have legal effect:- 2007 SCMR 73+ 1985 PLC (CS) 711 (g)+ PLD 1958 SC 104+ PLD 1981 SC 176+ PLD 1967 Kar: 235+ AIR 1952 Orissa 1+ PLD 1985 Quetta 252+ PLD 1987 Quetta 103+ 1984 CLCL 2782.
- N. That Re-instated employee would be entitled to back benefits as a matter of course unless employer is able to establish by cogent evidence that concerned employee had been gainfully employed elsewhere. In this respect, initial burden would lie upon the employer and not upon the employee to prove that such employee was gainfully employed during period of termination from his service. 2010 TD (Labour) 41.
- O. That Civil servant who was dismissed from service through arbitrary and whimsical action of the government functionaries and re instated through judicial order of Service Tribunal would have every right to recover arrears of salaries by way of back benefits due to them during the period of their dismissal and reinstatement. It would be very unjust and harsh to deprive them of back benefits for the period for which they remained out of job without any fault on their part and were not gainfully employed during that period.....Supreme Court allowing their appeal and directing payment of back benefits to the appellant. 2006 T D (SERVICE) 551 (a).

P. That the penal order is not a speaking order for the reason that no solid and legal grounds have been given by the penal authority in support of his penal order. On this score the impugned order is liable to be set aside.

Q. \That appellant would like to seek the permission of Your Kind Honour for award of personal hearing. Appellant may kindly be granted the opportunity of personal hearing.

In view of the above explained position, it is humbly requested that the appeal may graciously be allowed in terms of the pray set forth in the heading of the appeal.



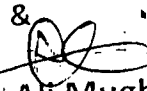
Appellant

Through



Ashraf Ali Khattak
Advocate,

Supreme Court of Pakistan



Bakht Ali Mughal
Advocate, Peshawar

&



Sadia Umer
Advocate, Peshawar.

Dated: 09 / 05 / 2022

(9)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR

Service Appeal No. _____/2022


Missal Khan,
C-II/HC,
Police Training College, HanguAppellant.

Versus

The Inspector General of Police,
Khyber Pakhtunkhwa & othersRespondents.

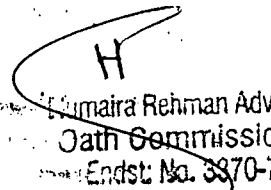
AFFIDAVIT

I, Missal Khan, C-II/HC, Police Training College, Hangu do hereby solemnly affirm and declare on oath that the contents of this service appeal are true and correct to the best of my knowledge, and nothing has been concealed from this Hon'ble Court.


Deponent

CNIC:

Cell: 0342-9760291


H
Sumaira Rehman Advocate
Oath Commissioner
Endst. No. 3370-75

(10)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR

Service Appeal No. ____/2022

Missal Khan,
C-II/HC,
Police Training College, HanguAppellant.

Versus

The Inspector General of Police,
Khyber Pakhtunkhwa & othersRespondents.

ADDRESSES OF PARTIES


Missal Khan,
C-II/HC,
Police Training College, HanguAppellant.

Versus


- 1) The Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.
- 2) The Deputy Inspector General of Police,
Kohat Region, Kohat.
- 3) The Commandant PTC, Hangu.
- 4) The District Police Officer, Karak.Respondents.

Through

Appellant


Ashraf Ali Khattak
Advocate,
Supreme Court of Pakistan

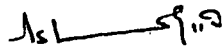
&


Ali Bakht Mughal
Advocate, Peshawar

Dated: ____/____/2022

CERTIFICATE

Certified on instruction that appellant has not previously moved this Hon'ble Tribunal for any sort of claim under section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 regarding present matter.



Ashraf Ali Khattak
Advocate, Peshawar.

List of Books

1. The Constitution of the Islamic Republic of Pakistan, 1973.
2. Services Law.

NOTE

1. Five spare copies of the Writ Petition are enclosed in a separate file cover.
2. Memo of addresses of the parties is also attached.



Ashraf Ali Khattak
Advocate, Peshawar

Anx - A (11)

FOR PUBLICATION IN POLICE GAZETTE - PART - II
ORDER PASSED BY DISTT. POLICE OFFICER, KARAK.

NOTIFICATION.

Date: 04/12/11

NO: 11827 / PROMOTION: - Missal K
No. 164 on list C-II of this District Police
hereby promoted to the Rank of SI/PC for the
period of 3-years purely on temporary basis in
the existing vacancy w.e. from 29.11.2004 vide
DIG/P Kohat Region, Kohat Order Endst: No. 2052-
dated 23.11.2004.

(MUHAMMAD IQBAL)
District Police Officer,
Karak.

AC,

Copy of above to the Deputy
Inspector General of Police, Prince NWFP, Peshawar
with 2-spare copies of Notification for
publication in Police Gazette - Part II.
2. Deputy Inspector General of Police, Kohat Region
for information, please.

(MUHAMMAD IQBAL)
District Police Officer,
Karak.

Anx-B

(12)



OFFICE OF THE
REGIONAL POLICE OFFICER,
KOHAT REGION

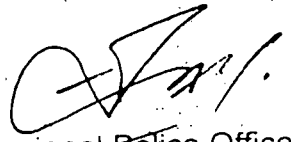
E-mail: ecregionofficekohat@gmail.com, Phone: No. 0922-9260115, Fax No. 0922-9260114

ORDER

C-II HC Missal Khan of this Region Police, presently posted at PTC Hangu was promoted as SI/PC vide this office order Endst: No. 2952-55/EC, dated 23.11.2001 for a specific period of 03-years as per Standing Order No. 01/2006/FRP.

Promotion as SI/PC was carried out under Standing Order No. 01/2006/FRP which was meant only for FRP. Moreover, there is no provision in Police Rules for such promotion. Since he was promoted as SI/PC for a specific period of 03-years but still he is serving and enjoying the rank of SI/PC.

Above is view, SI/PC Missal Khan, presently posted at PTC Hangu, is hereby reverted to his substantive rank of C-II HC with immediate effect.

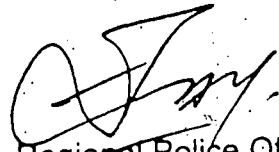

Regional Police Officer,
Kohat Region.

No 20117-15 /EC, dated Kohat the 27/12 /2021.

Copy of above is submitted to the Inspector General of Police, Khyber Pakhtunkhwa, Peshawar for favour of information please.

2. ✓ The Commandant, Police Training College, Hangu w/r to his office Memo: No. 1022/EC, dated 06.12.2021. Service Record of the official concerned is also returned herewith.

3. The District Police Officer, Karak.


Regional Police Officer,
Kohat Region.

Received to-day
1-12-2021
At

SRC/DO
m/a


Commandant
Police Training College
Hangu

Anx-C

13

Through Proper Channel

THE HONOURABLE INSPECTOR GENERAL OF POLICE KHYBER
PAKHTUN KHWA PESHAWAR.

APPEAL AGAINST ORDER OF THE WORTHY DEPUTY
INSPECTOR GENERAL OF POLICE KOHAT REGION KOHAT
DATED 27-12-2021 VIDE WHICH THE APPELLANT WAS
REVERTED TO THE RANK OF C-II HC WITH IMMEDIATE
EFFECT.

Respected Sir,

With great respect the appellant may be allowed to submit the following for your kind and sympathetic consideration;

Facts of the Case:

1. That appellant was enrolled as Constable at the strength of the District Karak Police on 24-07-1984.
2. That the appellant since his induction in the Police Deptt. has worked with dedication and efficiency.
3. That during service the appellant has never provided any opportunity to his officers to make complaint. Moreover, the appellant has always obeyed laws, rules and orders of his seniors.
4. That due to good performance of the appellant, he was promoted as C-II HC on 18-09-2001 and subsequently, promoted as SI/PC on 01-12-2004. (Copy of the order is enclosed.)
5. That the appellant in the year 2005 was transferred to the PTC Hangu and still he is serving the said institute.

(14)

6. That all of a sudden and to the utter surprise of the appellant, the Worthy Deputy Inspector General of Police Kohat Region Kohat vide order No.20117-19/EC dt:27-12-2021, the appellant was reverted to the rank of C-II HC.
7. That the appellant has legal and factual reservations upon the impugned order, hence following are some of the grounds of appeal among the other:-

Grounds of Appeal:

- A. That the impugned order is not in accordance with law and rules, hence it is liable to be set aside.
- B. That it was required to issue Show Cause Notice to the appellant before issuance of the impugned order but no such notice was issued. Hence the principles of justice and fair play were not followed in letter and spirit.
- C. That the Worthy DIG Kohat by virtue of his designation is an appellate authority. Hence he was not required to issue such order. It was the job of the Worthy DPO Kohat to revert the appellant but unfortunately the Worthy DIG Kohat assumed the powers of the Worthy DPO and issued the impugned order of reversion of the appellant without any lawful justification.
- D. That any damaging order if issued without issuance of the show cause notice amounts to punishment.
- E. That the appellant has a clean service record and such a unilateral and arbitrary order has lowered his position in family and as well as his friends and colleagues.
- F. That the impugned order does not fulfill the ends of law and justice.
- G. That the appellant has attained 57 years of his age. Only three years are left for his superannuation (Pension).

- H. That the impugned order reversion will damage the appellant financially. The appellant has a large family and he cannot bear the financial loss which will be the outcome of the impugned order.
- I. That in order to satisfy the ends of law and justice, the harsh, arbitrary and one sided impugned order deserves to be set aside.
- J. That another ways of redressal of the appellant is "TO SET ASIDE THE IMPUGNED ORDER, THE APPELLANT MAY KINDLY BE RESTORED TO HIS OLD POSITION I.E. SI/PC AND THE APPELLANT WILL IMMEDIATELY PROCEED ON PENSION".

Prayer:

It is therefore, humbly prayed that the impugned order dt:27-12-2021 may kindly be set aside, the appellant may be restored to his old position i.e. SI/PC while the appellant undertakes that after restoration to the rank of SI/PC, the appellant will proceed on pension immediately.

For this act of kindness the appellant and his family will always remain obedient to your goodself and will pray for your long life and prosperity.

Thanking you in anticipation.

Sir Forwarded

Yours Obediently,

Missal Khan

MISSAL KHAN
C-II/HC
PTC Hangu
Cell No. 0342-9760291.

[Signature]

Dy: Commandant
Police Training Coll
Hangu

26/01/2022

Dated: 26-01-2022:

*دفعہ استعفیوں ماسہدہ
بیت سون*

M. Usman
CDI PTC Hangu
26/01/2022

Sir
Forwarded

[Signature]
R.I
Police Training
Hangu

Sir,
To b/ Sir
Forwarded

DSP Admin
Police Training College
Hangu

DSP Admin
26.01.2022



Anx-D

OFFICE OF THE
INSPECTOR GENERAL OF POLICE
CENTRAL POLICE OFFICE,
KHYBER PAKHTUNKHWA,
PESHAWAR

No. 3597 /E-IV dated Peshawar the 18/04

To: The Commandant PTC,
Hangu.

Subject: REPRESENTATION

Memo.

Please refer to your office letter No. 162/EC, dated: 07.03.2022 on subject noted above.

As intimated by RPO/Kohat that promotion as SI/PC was carried under Standing Order No. 01/2006/FRP which was meant only for FRP. More there is no provision in Police Rules for such promotion. Since he was promoted SI/PC for a specific period of 03-years but still he was serving and enjoying rank of SI/PC.

As all out of turn promotion including SI/PC have been debarred by Apex Court being unconstitutional and unlawful, therefore, he was required to revert to his substantive rank of C-II Head Constable.

In view of the above the Competent Authority has decided the subject case.

(NOOR AFGHAN)
Registrar

For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar

WAKALAT NAMA

IN THE COURT OF Khyber Pakhtunkhwa Service Tribunal
Peshawar

Missal Khan

Appellant(s)/Petitioner(s)

VERSUS

D.I. G Kohat and others

Respondent(s)

I/We Missal Khan do hereby appoint
Mr. Ashraf Ali Khattak, Advocate Supreme Court of Pakistan &
Mr. Ali Bakht Mughal, Advocate Peshawar in 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 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 any other documents, as may be deemed necessary or advisable by them for the conduct, prosecution or defence of the said case at all its stages.
3. To receive payment of, and issue receipts for, all moneys that may be or become due and payable to us during the course of proceedings.

AND hereby agree:-

- a. That the Advocate(s) shall be entitled to withdraw from the prosecution of the said case if the whole or any part of the agreed fee remains unpaid.

In witness whereof I/We have signed this Wakalat Nama hereunder, the contents of which have been read/explained to me/us and fully understood by me/us this _____

Attested & Accepted by

Ashraf Ali Khattak

Ashraf Ali Khattak,
Advocate,
Supreme Court of Pakistan

Ali Bakht Mughal

Signature of Executants

& Ali Bakht Mughal
Advocate, Peshawar

"A"

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

No.

APPEAL No. 804 of 20 22

I

Missal Khan

Appellant/Petitioner

Versus

the I-C-P-KPM Peshawar

RESPONDENT(S)

Respondent No. 2

Notice to Appellant/Petitioner

the Deputy Inspector
General of Police Kohat
Region Kohat.

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on 30/9/2022 at 9 am.

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

copy of Appeal
is Attached

For Reply

Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

"A"

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

No.

Regd

APPEAL No. 804 of 20 22
MISSAL Khan

Appellant/Petitioner

Versus

the I.G.P. WPU Peshawar

RESPONDENT(S)

Respondent No. 3

the Commandant
PTC Hargu.

Notice to Appellant/Petitioner

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on 30/9/2022 at

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

copy of Appeal is attached for Reply



Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

"A"

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

No.

APPEAL No. 804 of 20 22

Ryd

Missal Khan

Appellant/Petitioner

Versus

the I.G.P. UPK Peshawar

RESPONDENT(S)

Notice to Appellant/Petitioner

Respondent No. 1

*the Dist.
Police Officer
Karak.*

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on 30/9/2022 at 9:am.

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

*copy of appeal
is attached*

for Reply



Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

"A"

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

No.

APPEAL No. 804 of 20 22

Missal Khan

Appellant/Petitioner

Versus

The I-G-P - KPN Peshawar

RESPONDENT(S)

Respondent No. 1

Notice to Appellant/Petitioner

The Inspector General of
Police KPN Peshawar.

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on 30/9/2022 at 9:00 am

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

copy of Appeal
is Attached

for Reply

Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.