

4.8.22

Due to benamdar vacation the case is adjourned to 3.10.22 for the same.



03.10.2022

Nemo for the appellant. Mr. Muhammad Riaz Khan Painsdakhel, Assistant Advocate General for the respondents present.

Previous date was changed on Reader Note, therefore, notice for prosecution of the appeal be issued to the appellant as well as his counsel through registered post and to come up for arguments on 08.11.2022 before the D.B at Camp Court Swat.



(Rozina Rehman)
Member (Judicial)
Camp Court Swat

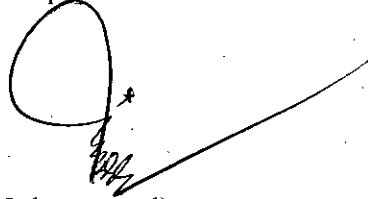


(Salah-Ud-Din)
Member (Judicial)
Camp Court Swat

06.06.2022

Appellant in person present. Mr. Kabirullah Khattak, Addl: AG alongwith Mr. Muhammad Moosa, HC for respondents present.

On the call of Khyber Pakhtunkhwa Bar Council, District Bar Association is observing strike today, therefore, learned counsel for the appellant did not appear before the court. Adjourned. To come up for arguments on 09.06.2022 before the D.B at camp court Swat. .



(Mian Muhammad)
Member(E)



(Kalim Arshad Khan)
Chairman
Camp Court Swat

09.06.2022

Appellant in person present. Mr. Kabirullah Khattak, learned Additional Advocate General for the respondents present.

Counsel are on strike. Adjourned. To come up for arguments on 07.07.2022 before D.B at camp court Swat.



(Mian Muhammad)
Member (E)
Camp Court Swat



(Kalim Arshad Khan)
Chairman
Camp Court Swat

07.07.2022

Appellant with counsel present.

Noor Zaman Khan Khattak, learned District Attorney for respondents present.

Former made a request for adjournment in order to prepare the brief. Adjourned. To come up for arguments on 04.08.2022 before D.B at Camp Court, Swat.



(Fareeha Paul)
Member(E)
Camp Court, Swat

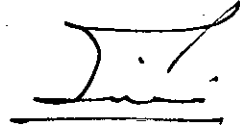


(Rozina Rehman)
Member (J)
Camp Court, Swat

04.01.2022

Appellant in person present. Mr. Hikmat Khan, Head Constable alongwith Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents present.

Para-wise reply on behalf of respondents No. 1 to 3 submitted, which is placed on file and copy of the same is handed over to the appellant. Adjourned. To come up for rejoinder, if any, as well as arguments before the D.B on 08.02.2022 at Camp Court Swat.



(Salah-Ud-Din)
Member (J)
Camp Court Swat

08.02.2022

Tour is hereby canceled .Therefore, the case is adjourned to 05.04.2022 for the same as before at Camp Court Swat.



Reader

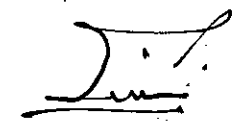
05.04.2022

Nemo for the appellant. Mr. Riaz Ahmed Paindakhel, Assistant Advocate General for the respondents present.

Previous date was changed on Reader Note, therefore, notice for prosecution of the appeal be issued to the appellant as well as his counsel through registered post and to come up for rejoinder, if any, as well as arguments on 06.06.2022 before the D.B at Camp Court Swat.



(Rozina Rehman)
Member (J)
Camp Court Swat



(Salah-ud-Din)
Member (J)
Camp Court Swat

26.08.2021

Appellant present in person.

Points raised need consideration. Subject to all just and legal objections, including that of limitation to be determined during the course of full hearing. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments in office at Peshawar within 10 days after receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time, or extension of time is not sought through written application with sufficient cause, the office shall submit the file with a report of non-compliance. File to come up for arguments on 04.11.2021 before the D.B at camp court, Swat.


Appellant Deposited
Security & Process Fee

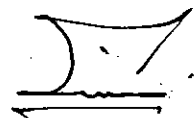
25/8/21


Chairman
Camp court, Swat.

04.11.2021

Appellant alongwith his counsel present. Mr. Ali Rehman, S.I (Legal) alongwith Mr. Riaz Ahmed Paindakhel, Assistant Advocate General for the respondents present and sought time for submission of reply/comments. Adjourned. To come up for submission of reply/comments as well as arguments before the D.B on 04.01.2022 at Camp Court Swat.


(Atiq-Ur-Rehman Wazir)
Member (E)
Camp Court Swat




(Salah-Ud-Din)
Member (J)
Camp Court Swat

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 7050 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	15/07/2021	<p>The appeal of Mr. Latif-ur-Rehman presented today by Mr. Afaq-ur-Rehman Diyar 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 fouring bench Notices be issued to appellant/counsel for preliminary hearing to be put up there on <u>26/08/21</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>

BEFORE THE SERVICE TRIBUNAL KHAYBER
PUKHTUNKHWA AT PESHAWAR

Service Appeal No. 7050 of 2020

Latif. ur Rahman s/o khair ur Rahman r/o muhallah rahat
abad, mangloor, tehsil babozai district swat (constable belt no 902)

...Appellant

V E R S U S

5. Inspector General of Police, Khyber Pakhtunkhwa at
Peshawar and others.

....Respondents

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S. No.	Description of documents	Annexure	Pages
1.	Memo of Appeal	1-4
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3.	Memo of addresses	6
4.	copy of service card	A	7
5.	Copy of order No SO (Police) HD/5-8/2012/09KC	B	8
6.	Copy of writ petition	C	9-16
7.	Copies of applications. / Application to DPO	D, E, F	17-20
8.	Wakalat Nama.	21

Appellant
Through Counsel

Afaq ur Rahman Diyar
Afaq ur Rahman Diyar
Advocate High Court.
Office: Sultan Tower 1st floor
Room No 11,
Near District Courts,
Makanbagh,
Mingora, District Swat.
Cell#: 03429173634
Dated: 13/07/2021

BEFORE THE SERVICE TRIBUNAL
KHYBER PUKHTUNKHWA AT PESHAWAR

Service Appeal No. _____ of 2020

Latif ur Rahman s/o khair ur Rahman r/o muhallah rahat
abad, mangloor, tehsil babozai district swat (constable belt no 902)

...Appellant

VERSUS

1. Inspector General of Police, Khyber Pakhtunkhwa at Peshawar.
2. Regional Police Officer Malakand Range-III at Saidu Sharif, District Swat.
3. District Police Officer, District swat.

...Respondents

Appeal under Section 4 of the Service Tribunal Act, 1974, against the impugned order No. 7019 dated 25/06/2021 whereby the appellant was not upgraded from BPS 07 to BPS 09.

Respectfully Sheweth:
The appellant submits as under:

1. That the appellant was initially inducted into police department as constable dated 18/10/1989 (copy of ~~CCNLC~~ is attached as annexure "A").
2. That the appellant/petitioner performed his duties honestly, vigilantly throughout his service in different police stations, different wings of police department with unblemished service record.

3. That in the recent past during the days of insurgency in the Malakand Division the petitioner performed his duties honestly, bravely and to the satisfaction of his officers.
4. That in the days of insurgency the appellant including other police personnel performed his duties and were in state of war with the insurgents.
5. That many of the police men were martyred while some were paralyzed and severely injured.
6. That thereafter the then chief minister namely Haider Khan Hoti visited District Swat and for encouraging the police men ordered DPO swat to upgrade police officials starting from constable BS 07 to DSP BS 17. The order No SO (Police)HD/5-8/2012/09KC is annexed as annexure "B".
7. That in said order the appellant was not upgraded being eligible to be upgraded.
8. That in the year 2020 petitioner/appellant filed a writ petition for one step promotion which was decided in favor of appellant but the respondent did not act upon the decision of the Peshawar High court. Copy of writ is annexed as annexure "C".
9. That the appellant filed an application before the DPO, for upgradation which was forwarded by DPO to RPO and then by RPO to IGP. copies annexed as annexures "D" "E" "F" respectively.
10. That IGP completely the facts and figures of the appeal by the appellant and passed an order regarding out of turn promotion which the appellant did not even ask for.
11. That feeling aggrieved from the order of the IGP dated 26/06/2021 No 7019 having no other efficacious remedy the appellant prefers this appeal before this honorable

court on the following grounds amongst others to be taken at the course of arguments.

GROUND:-

- a. That the respondents did not give proper opportunity of hearing to the appellant.
- b. That the appellant was not treated in accordance with law.
- c. That the appellant was not treated in accordance with law and rules on subject and impugned orders have passed flagrant violation of law and rules tainted with malafide intention and is therefore not sustainable in the eyes of law and hence liable to be set aside.
- d. That there is clear contradiction in their own stance and their letters/orders of the respondents.
- e. That other important points will be raised during the course of arguments with prior permission of this Hon'ble Tribunal.

PRAYER:-

It is, therefore, humbly prayed that by acceptance of the instant service appeal, the impugned orders No.7019 dated 26/06/2021 may kindly be set aside and respondents No. 1 to 3 may kindly be directed to upgrade the appellant from BS 07 to BS 09 and all the back

benefits since 2012 may also very graciously be granted.

Any other relief which this honorable court deems appropriate in the circumstances of the case and not specifically asked/prayed for, may also be granted to the appellant.

Appellant
Through Counsel



Afaq ur Rahman Diyar
Advocate High Court.
Dated: 13/07/2021

BEFORE THE SERVICE TRIBUNAL
KHAYBER PUKHTUNKHWA AT PESHAWAR

Service Appeal No. _____ of 2020

Latif ur Rahman s/o khair ur Rahman r/o muhallah rahat
abad, mangloor, tehsil babozai district swat (constable belt no 902)

...Appellant

V E R S U S

1. Inspector General of Police, Khyber Pakhtunkhwa at
Peshawar and others.

...Respondents

AFFIDAVIT

It is stated on oath that all the contents of the
attached appeal are true and correct to the best of my
knowledge and belief; nothing has been concealed from
this Hon'ble Court. Moreover, no such like appeal has
been filed by the appellant prior to this appeal.

Deponent: _____

Latif ur rahman (B.No. 902)

BEFORE THE SERVICE TRIBUNAL
KHAYBER PUKHTUNKHWA AT PESHAWAR

Service Appeal No. _____ of 2020

Latif ur Rahman s/o khair ur Rahman r/o muhallah rahat
 abad, mangloor, tehsil babozai district swat (constable belt no 902)

...Appellant

V E R S U S

4. Inspector General of Police, Khyber Pakhtunkhwa at
 Peshawar and others.

...Respondents

MEMO OF ADDRESSES

Address of appellant:

Latif ur Rahman s/o khair ur Rahman r/o muhallah rahat
 abad, mangloor, tehsil babozai district swat (constable belt no
 902)

NIC No: 15602-5690085-5

Mobile No: 03431540167

Addresses of respondents:

1. Inspector General of Police, Khyber Pakhtunkhwa at
 Peshawar.
2. Regional Police Officer Malakand Range-III at Saidu Sharif,
 District Swat.
3. District Police Officer, District swat.

Appellant
 Through Counsel


Afaq ur Rahman Diyar
 Advocate High Court.

A

PAKISTAN National Identity Card
 ISLAMIC REPUBLIC OF PAKISTAN

Name: Latif Ur Rahman
 اللطيف الرحمان

Father Name: Khair Ur Rahman
 خير الرحمن

Gender: M	Country of Stay: Pakistan
Identity Number: 15602-5690085-5	Date of Birth: 01.01.1971
Date of Issue: 06.05.2021	Date of Expiry: 06.05.2031

Holder's Signature



سرحدیہ خط راست آباد، مظفر
جسٹس ہاؤس، ضلع
مظفر آباد، پاکستان

15602-5690085



500741041761
114-09-304601

Maghribi Council of Pakistan

گمشدہ کارڈ ملنے پر قریبی ایئر کیس میں ڈال دیں

GOVT. OF KHYBER PAKHTUNKHWA
HOME & TA'S DEPARTMENT PESHAWAR

ORDER

No. SO (Police) HD/5-3/2012/09/KC,

The Government of Khyber Pakhtunkhwa Finance Department vide letter No. FD/SO(FR)/7-3/2010/Vol-II, dated 23.04.2012 is pleased to up grade 209-posts of left over police personnel, with immediate effect, subject to the condition that in future no such case/claim of other Police officials/officers of Swat Region will be honored. The posts shall automatically stand downgraded as and when vacated by the present incumbents. The detail is as under:-

S#	Existing Nomenclature & BPS	Proposed Nomenclature & BPS	DPO Swat/ SP FRP Swat	DDO Codes	No. of Posts
1.	Inspector BS-16	D.S.P BS-17	DPO/Swat	SW4042	4
2.	Sub-Inspector BS-14	Inspector BS-16	DPO/Swat	SW4042	2
3.	Sub-Inspector BS-14	Inspector BS-16	SP/FRP Swat	SW4046	1
4.	Sub-Inspector/PC BS-14	Inspector/PC BS-16	SP/FRP Swat	SW4046	9
5.	Head Constable BS-07	ASI BS-09	SP/FRP Swat	SW4046	24
6.	Head Constable BS-07	ASI BS-09	DPO/Swat	SW4042	35
7.	Foot Constable BS-05	H. Constable BS-07	DPO/Swat	SW4042	81
8.	Foot Constable BS-05	H. Constable BS-07	SP/FRP Swat	SW4046	43
9.	Lady Foot Constable (LFC) BS-05	Lady Head Constable (LHC) BS-07	DPO/Swat	SW4042	01
10.	Senior Clerk (SC) BS-09	Assistant Grade Clerk BS-14	DPO/Swat	SW4042	02
11.	Senior Clerk (SC) BS-09	Assistant Grade Clerk BS-14	SP FRP Swat	SW4046	01
12.	Asstt. G/Clerk BS-14	Office Supdt. BS-16	DPO/Swat	SW4042	02
13.	J/Clerk BS-07	S/Clerk BS-09	DPO/Swat	SW4042	01
14.	J/Clerk BS-07	S/Clerk BS-09	SP FRP Swat	SW4046	01
15.	Daftari BS-05	J/Clerk BS-07	DPO/Swat	SW4042	01
16.	Naib Qasid BS-02	Qasid BS-03	DPO/Swat	SW4042	01
Total:-					209

SECRETARY TO
GOVT. OF KHYBER PAKHTUNKHWA,
HOME & TA'S DEPARTMENT, PESHAWAR

No. FD/SO (FR)/7-3/2010/Vol-II,

Dated 22/05/2012.

Copy of above is forwarded for information and necessary action to the:-

1. The Accountant General Khyber Pakhtunkhwa Peshawar.
2. The District Accounts Officer, Swat.

[Signature]
SECTION OFFICER (FR)
FINANCE DEPARTMENT
PESHAWAR.

No. SO (Police) HD/5-3/2012/09/KC,

Dated 22/05/2012.

Copy of above is forwarded for information and necessary action to:-

1. The Provincial Police Officer, Khyber Pakhtunkhwa Peshawar.
2. The Section Officer (FR) Government of Khyber Pakhtunkhwa Finance Department, Peshawar.
3. The Budget Officer III Government of Khyber Pakhtunkhwa Finance Department, Peshawar.

[Signature]
SECTION OFFICER (FR)
HOME & TA'S DEPARTMENT
PESHAWAR.

(9)

No. 561/Legal

dtb 28/1/2021 | Page 1

BEFORE PESHAWAR HIGH COURT, MINGORA
BENCH/ DAR-UL-QAZA SWAT

W.P No 698 M of 2020

Latifur Rahman son of Khair ur Rahman resident of
Mohallah Rahat Abad, Manglore, Tehsil Babozai, District
Swat (presently as constable belt No. 902 Department of
Police in Police Station Madyan, District Swat)

.....Petitioner

VERSUS

1. Provincial Police Officer / Inspector General of Police
Khyber Pakhtunkhwa at Peshawar.
2. Regional Police Officer / DIG Malakand Division at Saidu
Sharif, District Swat.
3. District Police Officer Swat.

.....Respondents

TESTED

Examiner
Peshawar High Court Bench
Mingora Darul-Qaza, Swat.

WRIT PETITION UNDER ARTICLE 199 OF
THE CONSTITUTION OF ISLAMIC
REPUBLIC OF PAKISTAN, 1973.

Respectfully Sheweth,
The brief facts of the instant writ petition are as under:-

- 1) That the petitioner was appointed as Constable on
18-12-1989 in the respondent department. (Copy of
service card is attached as annexure "A")

FILED TODAY

02 JUL 2020

- 2) That the petitioner performed his duties honestly vigilantly throughout his service in different police stations, different wings of police department with unblemished service record.
- 3) That in the recent past during the days of insurgency in the Malakand Division, the petitioner performed his duties honestly, bravely and to the satisfaction of his officers.
- 4) That the provincial government announce of one step promotion policy after the insurgency, but the respondents department ignore the petitioner & other colleague, so the petitioner & others filed a writ petition No. 218-M of 2012 before this honorable court. (Copy of writ petition is attached as annexure "B")
- 5) That the said writ petition was accepted by this honorable court and directed the respondents department to considered the name of petition for one step promotion in accordance with law & rule vide order / judgment dated 02-10-2013. (Copy of order / judgment dated 02-10-2013 is attached as annexure "C")
- 6) That the respondent department ignore the said judgment of this honorable court, so the petitioner filed COC No. 23-M of 2014, which was dismissed by this honorable court on the ground that petitioner was not present on his duty during the period from 20-04-2009 to 31-05-2009 vide order /

ATTESTED

Examiner

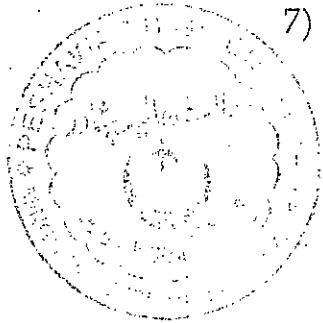
Peshawar High Court
Sargodha Bench

FILED TODAY

02 JUL 2020

Provincial Registrar

judgment dated 06-11-2015. (Copies of COC & judgment dated 06-11-2015 is attached as annexure "D" & "D-1")



7) That the respondents department misguide this honorable court and the other side the petitioner searching the relevant record, because the petitioner performing his duties during the days of insurgency in the Malakand Division at Police Station Mingora, Swat. (Copies of relevant record are attached as annexure "E")

8) That the petitioner repeatedly knocked the door of the respondent department, but they on the one pretext or the other denying to promote the petitioner for one step promotion despite of the fact that the petitioner is performing his duties in insurgency.

9) That the petitioner felling aggrieved of the acts & action of Respondents having no other adequate & efficacious remedy, except to file this writ petition inter alia, on the following grounds.

GROUNDS:-

A) That the non-consideration of the duty of the petitioner in insurgency and the discontinuation of the process of one step promotion being discrimination is against the fundamental rights of the petitioner, and

ATTESTED

Examine

Foshwar High Court Bench
Mingora Dar-ul-Qasa, Swat.

FILED TODAY

02 JUL 2020

Additional Registrar

hence liable to be rectified per rules and regulation and law.

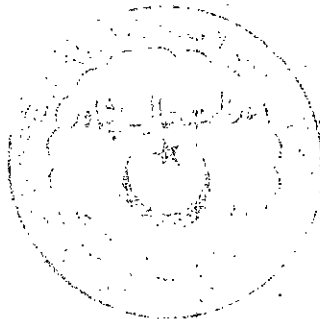
B) That till now the respondent department has no single reply of the request of the petitioner for one step promotion so, the act of the respondents has highly discriminatory and liable to be set aside.

C) That the act of the respondents is illegal, against law, facts and violative of the fundamental rights of the petitioner.

D) That the petitioner if not considered for one step promotion shall retire high & dry in the same scale / grade after rendering more than 30 years of service.

E) That as the petitioner was eligible for one step promotion which was mala-fidely, unlawfully not considered hence is eligible to be given back benefits from the time of eligibility in the interest of justice.

F) That the petitioner vested rights have been taken away by the Respondents without lawful authority and the same is against



ATTESTED
Examiner
Ashawar High Court Bench
Mingora Dera-e-Qadeem, Swat.

FILED TODAY

02 JUL 2020

Additional Registrar

fundamental rights safeguarded under the constitution.

- G) That the petitioner has not been dealt with in accordance with law and rules regulating service of the petitioner.
- H) That the impugned treatment given by the Respondents to the petitioner is violation of the Articles 4, 9, 25 & 27 of the constitution of the Islamic Republic of Pakistan, 1973.
- I) That this honorable court also resolved the case of the petitioner but the respondent department misguide this honorable during in the contempt of court proceedings.
- i) That further grounds, with leave of this Honorable Court, would be raised at the time of arguments before this Honorable Court.

It is therefore, humbly prayed that, on acceptance of this writ petition:-

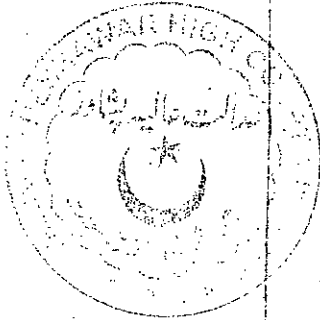
- A) That the act of respondents may kindly be declared illegal, void-ab-initio, unlawful, illegal and be cancelled.

ATTESTED
Examiner
Peshawar High Court Bench
Khyber Pakhtunkhwa, Swat

FILED TODAY

02 JUN 2020

Additional Registrar



- B) That the respondent department may kindly be directed to consider the petitioner for one step promotion with all back benefits accordance with law & rules.
- C) Any other remedy which this august court deems fit and proper in the circumstances may also be very kindly granted.

Petitioner

Through Counsel

AZIZ AHMAD HASHMI
Advocate, High Court

CERTIFICATE:

(As per directions of my client) No such like Writ petition has earlier been filed by the petitioner on the subject matter before this Honorable Court.

ATTESTED

Examiner
Peshawar High Court Bench
Mingora District, Swat.

Counsel

LIST OF BOOKS

1. Constitution Islamic Republic of Pakistan, 1973.
2. Any other law book according to need.

Counsel

FILED TODAY

02 JUL 2020

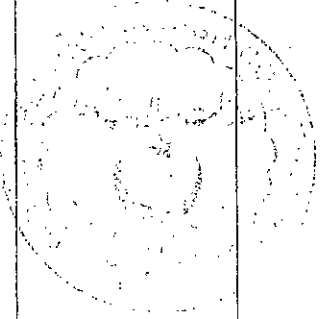
Additional Registrar

PESHAWAR HIGH COURT, MINGORA BENCH (DAR-UL-QAZA), SWAT

FORM OF ORDER SHEET

Court of

Case No: of

1	Date of Order or Proceedings	Order or other Proceedings with Signatures of Judge and that of parties or counsel where necessary.
1	2	3
 <p>ATTESTED</p> <p>Exhibitor</p> <p>Peshawar High Court Bench</p>	<p>09-12-2020</p>	<p><u>W.P No. 698-M/2020</u></p> <p>Present: Mr. Aziz Ahmad Hashmi, Advocate for the petitioner.</p> <p>*****</p> <p><u>WIQAR AHMAD, J.-</u> This order is directed to dispose of the petition filed by petitioner, under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973 with the following prayer;</p> <p>“It is therefore, humbly prayed that on acceptance of this writ petition;</p> <p>a) That the act of respondents may kindly be declared illegal, void-ab-initio, unlawful, illegal and be cancelled;</p> <p>b) That the respondent department may kindly be directed to consider the petitioner for one step promotion with all back benefits accordance with law & rules;</p> <p>c) Any other remedy which this august Court deems fit and proper in the circumstances may also be very kindly granted.”</p> <p><u>2.</u> After arguing the case at some length, learned counsel for petitioner stated that the instant petition may be sent to respondent No. 1 for disposal according to law.</p>

3. Request of learned counsel for petitioner seems genuine. The case in hand is therefore ordered to be sent to respondent No. 1 i.e. Inspector General of Police, Khyber Pakhtunkhwa for consideration, in accordance with law and rules, who shall give his decision within a period of thirty (30) days of receipt of this order. Office is directed to transmit the writ petition along with a copy of this order to the said authority and shall also retain copy of the same for office record.

Announced

Dt: 09.12.2020

Certified to be true copy

AMM
23-12-2020
EXAMINER

Peshawar High Court, Mingora/Dar-ul-Qaza, Swat
Authorized Under Article 17 of Qanun-e-Shahadat Order 1984

JUDGE

JUDGE

S.No 06
Name of Applicant Latifur Rahman
Date of Presentation of Applicant 17-12-2020
Date of Completion of Copies 23-12-2020
No of Copies 07
Urgent Fee
Fee Charged 28/-
Date of Delivery of Copies 23-12-2020


(19) D
P
13

From: The District Police Officer
Swat
To: The Regional Police Officer
Malakand Region at Saidu Sharif, Swat
No. 7019 /E, dated Saidu Sharif the, 13/04/2021.
Subject: APPLICATION

Memorandum:

Enclosed kindly find herewith a self-explanatory application submitted by Constable Latif-ur-Rahman No.902 of this District Police for further necessary action, please.

Encls: (Application).


District Police Officer ^{127c}
Swat ^{ab}
Ph: 0946-9240393
Fax: 0946-9240402
Email: dposwat@gmail.com ^{8/4}



OFFICE OF THE
REGIONAL POLICE OFFICER, MALAKAND
SAIDU SHARIF SWAT.
Ph: 0946-9240381-82 & Fax No. 0946-9240390
Email: digmalakand@yahoo.com

No. 6277-78 /E, dated Saidu Sharif the 26 /05 /2021

To: The Inspector General of Police,
Khyber Pakhtunkhwa Peshawar.


Subject: APPLICATION

Memorandum:

Enclosed kindly find herewith an application submitted by Constable Latif Ur Rahman No. 902 of Swat District, alongwith connected document received from District Police Officer, Swat vide his office Letter No. 7019/E, dated 13/04/2021, for consideration please.

No. and Dated as even

Copy of above is forwarded to District Police Officer, Swat for information with reference to his office letter No. quoted above.


Regional Police Officer,
Malakand, at Saidu Sharif Swat

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

No. 7019 /E-IV dated Peshawar. 25/06/2021

To

The Regional Police Officer
Malakand Region.

Subject: APPLICATION.

Memo:

Please refer to your Memo No.6277-78/1 dated 26-05-2021 on
the subject noted above.

As opined by AIG/legal CPO, Peshawar that the ^{apex} open upper
court declare out of turn ^{Promotion} ~~petitioner~~ on the basis of any kind of
incentive null & void un-constitucⁿal & un Islamic.

(NOCR AFGHAN)

Registrar

For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.



12

1767/E
66/7/21

19

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

No. 7019 /E-IV dated Peshawar. 25/06/2021

To: The Regional Police Officer,
Maidkand Region.

S269
6.7.21

Subject: APPLICATION

92/1/21/16/1

Memo:

Please refer to your office Memo No. 6277-78/E, dated: 26/05/2021 on the subject noted above.

As opined by AIG/IGD CPO, Peshawar that the apex Court declare out of turn promotion on the basis of any kind of incentive null & void, in constitutional & an Islamic...

(NOOR AFGHAN)

Registrar

For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar

PPS
1
Attached please
By

no. 8096 / DPO Swat
DT. 26-07-2021 For Information and info
This is to info the office memo no. 6277-78/E
dt. 26-5-2021

Be / DSP level
For info

V. D. B. / Swat

Inspector
Maidkand Region,
Saidu Sharif, Swat.

APR
Case with case file

10

درخواست بمراد اپیل

جناب عالی!

گزارش کی جاتی ہے کہ میں نے گزشتہ دہشت گردی سال 2007/2009 کے دوران ضلع سوات میں اس وقت اپنے فرائض نہایت ایمانداری، بہادری، اور جوان مردی سے سرانجام دی جس وقت پورا سوات دہشت گردوں کے لپیٹ میں تھا۔ اور ہر طرف سرکاری ملازمین کی علاوہ سول لوگوں کی بھی قتل، غارت کا بازار گرم تھا۔ سوات میں اس وقت 1800 پولیس نفری میں سے 300/400 نفری میں ساکن نے بھی مختلف تھانوں میں دہشت گردوں کے محاصرے میں بھوک پیاس برداشت کرنے کے باوجود دہشت گردوں کے دٹ کر مقابلہ کیا۔ دہشت گردی کی نتیجے میں ہمارے کئی جوانوں نے شہادت نوش کی جبکہ کئی مکمل طور پر معذور اور زخمی بھی ہو چکے ہیں۔ اور دہشت گردوں کو شکست دے کر بھاگنے پر مجبور کیا۔ دہشت گردوں کو شکست دینے کے بعد وزیر اعلیٰ صاحب جناب حیدر خان ہوتی صاحب نے ضلع سوات کا دورہ کر کے خون کے سیلاب میں ڈیوٹی سرانجام دینے والے جوانوں کے حوصلہ افزائی کی خاطر ڈی پی او صاحب سوات نے صاحب موصوف کے حکم پر پولیس افسران کی اپ گریڈیشن کی گئی جس میں سپاہی سے لے کر ڈی ایس پی تک افسران شامل ہیں۔ ترقی کو وزیر اعلیٰ صاحب نے باقاعدہ طور پر فنانس سے منظور کروا کر عمل درآمد ہوئی نذید حکم میں یہ بھی درج ہے کہ یہ ترقی صرف اس اہلکار تک محدود ہوگی جن کو ترقی دی گئی ہے۔ اس اہلکار کے اگلے عہدے پر ترقی یا رٹائرمنٹ کی صورت میں یہ آسامی خود بخود ختم ہوگی اور نہ کسی دوسری ملازم کی ترقی کی راہ میں رکاوٹ ہوگی اور نہ کسی کی سینیارٹی کو متاثر کرے گی۔ جناب والہ! مندرجہ بالا وجوہات کی بناء پر کسی قسم کی آڈٹ آف ٹرم ترقی حاصل نہیں کی ہے۔ اور نہ سائل سپریم کورٹ کے فیصلے کے زمرے میں آتا ہے اور نہ میرے ترقی سے کسی کے ترقی متاثر ہو چکی ہے اور نہ کسی کی سینیارٹی پر اثر انداز ہوئی ہے۔ چونکہ سائل نے اپنے فرائض ملک خداداد پاکستان اور پاکستان کی عوام کی بقا کی خاطر سرانجام دے کر ترقی وزیر اعلیٰ صاحب کی طرف سے حاصل کی ہے۔ جو کہ بحوالہ مشمولہ آرڈر نمبری 698 پشاور ہائی کورٹ میں گورنمنٹ سوات ہمراہ لے گیا ہے۔ لہذا بذریعہ درخواست استدعا ہے کہ اگر آپ صاحبان مہربانی فرما کر مندرجہ بالا وجوہات کی پیش نظر سائل کو ترقی دینے کا حکم صادر فرما دیں تو سائل کے انصاف کا جملہ توقعات پورا ہو کر تاحیات دعا گو رہیگا۔

المہر م
30/03/2021

العارض

LR

آپ کا تابع دارلطیف الرحمان نمبر:- 902

Sir,
Forwarded.

W

LO. PL. Swat.

31-03-021

Sir,

Forwarded

Swat

DISP. HQ. SWAT
31-03-021

بعدالت سرسٹریٹونل ہیفہ کیمسٹری کورٹ
سوان

مورخہ 14/07/2021
مقدمہ لطیف الرحمن
دعویٰ بے راد آپریٹیشن
جرم

باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل
کارروائی متعلقہ آن مقام سرسوان کے لئے سرسٹریٹونل ہیفہ کیمسٹری کورٹ سوان
مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا۔ نیز
وکیل صاحب کو کرنے راضی نامہ و تقرر ثالث و فیصلہ بر حلف دیے جواب دہی اور اقبال دعویٰ اور
بصورت ڈگری کرنے اجراء اور وصولی چیک نہ روپیہ اور عرضی دعویٰ اور درخواست ہر قسم کی تصدیق
زر میں پر دستخط کرانے کا اختیار ہوگا۔ نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمد اور
منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ اور بصورت ضرورت
مقدمہ مذکور کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنی بجائے
تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ بالا اختیارات حاصل ہوں گے اور
اس کا ساختہ پداختہ منظور و قبول ہوگا۔ دوران مقدمہ میں میں جو خرچہ و ہزبانہ التوائے مقدمہ کے
سبب سے ہوگا۔ اس کے مستحق وکیل صاحب موصوف ہوں گے۔ نیز بقایا و خرچہ کی وصولی کرنے کا
بھی اختیار ہوگا۔ اگر کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہے تو وکیل صاحب پابند نہ ہوں
گے۔ کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ سندر ہے۔

2021ء

ماہ جولائی

الرقوم 14

العبد گواہ شہد العبد

بمقام سوان - کے لئے منظور ہے۔

Service appeal No.7050/2021

Latif Ur Rahman S/O Khair Ur Rahman R/O Muhallah Rahatabad Manglawar
Tehsil babozai district Swat (constable belt No.9021)

----- (appellant)

Versus

Provincial Police Officer, Khyber Pukhtunkhwa, Peshawar & others

----- (Respondent)

PARA-WISE REPLY BY RESPONDENTS

Respectfully shewith:

Preliminary objection:-

1. That the appeal is badly barred by Law & limitation.
2. That the appellant has got no cause of action and locus standi to file the present appeal.
3. That the appeal is bad due to misjoinder and nonjoinder of necessary parties.
4. That the appellant has not come to the Tribunal with clean hands.
5. That the instant appeal is not maintainable in its present form.
6. That the appellant has concealed the material facts from this Hon'ble Tribunal.

FACTS

- 1) Incorrect. The appellant was initially recruited as Class-IV in Police department, however later on he was absorbed as Cook Constable on humanitarian ground and allotted constabulary No.902 vide OB No.09 dated 14/01/2009. Annexure "A"
- 2) Pertain to record.
- 3) Pertain to record.
- 4) Pertain to record.
- 5) Correct to the extent that during the period of militancy in the year 2008-2009, terrorism in the country was in general and in Khyber Pukhtunkhwa particularly, many Police officers/officials have been martyred while fighting against the terrorists.
- 6) In order to encourage the Swat Police, the then CM kpk visited Swat and announced that one step promotion shall be given to the Swat Police as they rendered valuable services by fighting against terrorists. However, promotion from one rank to another is being dealt in accordance with chapter 12 and 13 of Police Rules 1934 which laid down the criteria for the promotion to the next higher rank strictly in accordance with law/rules. Moreover, certain mandatory courses and training have also been inducted in KP Police Act, 2017 which purely deals with the seniority and promotions of Police officers/officials. It is pertinent to mention here that honorable Supreme Court Judgment in para No.76(i) inter Court appeal, 2018 SCMR 1218 in suo moto review jurisdiction case of High Courts, Service Tribunals and Supreme Courts wherein out of turn promotions

of Honorable Supreme Court of Pakistan no protection of validation Act, Standing Orders which provides incentives referred in this Para should be left. Furthermore, the honorable Ex-Chief Justice Hafiz Saeed Khosa has passed the following remarks in Judgment dated 2017 SCMR 1752.

“ it is true that the judicial precedent available thus far declared malafide cannot be attributed to the legislature but if a legislature deliberately and repeatedly embarks upon a venture to nullify considered judicial verdict in an unlawful manner, trample the constitutional mandate and violate the law in the manner it was done in the present case then it is difficult to attribute bonafide to it either”.

- 7) That a committee was constituted by the then RPO Malakand vide his office letter NO.5261/E dated 14/09/2021 (**annexed “B”**) to clarify and confirm present/non-presence of officials who claimed that they were present on duty during insurgency but their names did not include/recommended for one step promotion. However the name of the appellant was not recommended by the committee members and in front of his name at serial no.04 of executive list of constable, the term “PAR” was mentioned, thereby meaning that he was not recommended at that time for one step promotion by the committee members.
- 8) Incorrect. Petitioner filed writ petition No.698-M/2020 titled Latif Ur Rahman Vs: PPO before the Peshawar High Court Mingora Bench Dar-Ul-Qaza, Swat which was disposed of vide Judgment dated 09/12/2020 (**annexed “C”**) wherein after arguing the case at some length, the learned counsel for petitioner stated that the instant petition may be sent to respondent No.01 (IGP KPK) for disposal in accordance with law/rules, therefore the same was sent to IGP Peshawar for consideration according to law and rules. Later on appellant submitted an application to worthy IGP KPK by highlighting the Judgment of the Peshawar High Court Mingora Bench Dar-Ul-Qaza, Swat with the request to promote him (one step promotion) which was sent to IGP by RPO Malakand vide his office letter No.6277-78/E dated 26/05/2021(**annexed “D”**) for consideration. Upon the same, the worthy office vide his office letter No.7619/E-IV dated 25/06/2021 (**annexed “E”**) stated that “as opined by AIG/Legal CPO, Peshawar that the apex court declared out of turn promotion on the basis of any kind of incentive, null and void, un-constitutional and un-Islamic.
- 9) As already explained above at Para No.08 in detail.
- 10) That later on appellant submitted an application to worthy IGP KPK by highlighting the Judgment of the Peshawar High Court Mingora Bench Dar-Ul-Qaza, Swat with the request to promote him (one step promotion) which was sent to IGP by RPO Malakand vide his office letter No.6277-

office vide his office letter No.7619/E-IV dated 25/06/2021 stated that "as opined by AIG/Legal CPO, Peshawar that the apex court declared out of turn promotion on the basis of any kind of incentive, null and void, unconstitutional and un-Islamic.


11) That the stance of the appellant falls under the domain of out of turn promotion which has been declared illegal, un-constitutional and un-Islamic by the apex court, therefore the instant service appeal may kindly be filed on the following grounds.


GROUND

- a) Incorrect. That proper opportunity has been provided to the appellant.
- b) That the appellant has been treated in accordance with law/rules.
- c) Incorrect. The appellant has been treated in accordance with law/rules. Furthermore, Supreme Court of Pakistan vide Judgments referred in preceding paras, declared all out of turn promotion including gallantry, incentives under Validation Act, Rules (legislative instrument) and policy of any nature ab-initio void and null even withdrawn earlier decision of High Court null and void, Service Tribunal and the Supreme Court of Pakistan granted out of turn promotions to individuals by exercising Suo-Moto jurisdiction.
- d) Incorrect. As already explained above.
- e) That the respondents may also be allowed to raise additional grounds at the time of hearing.

PRA

In view of the above comments on facts and grounds, it is humbly prayed that the instant petition along with interim relief being not maintainable under the Law may kindly be dismissed with costs.


Inspector General of Police,
Khyber Pukhtunkhwa, Peshawar
(Respondent No.01)


Regional Police Officer,
Malakand Region
Saidu Sharif, Swat
(Respondent No.02)


District Police Officer, Swat
(Respondent No.03)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Service appeal No.7050/2021

Latif Ur Rahman S/O Khair Ur Rahman R/O Muhallah Rahatabad Manglawar Tehsil
babozai district Swat (constable belt No.9021)

----- (appellant)

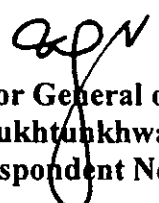
Versus


Provincial Police Officer, Khyber Pukhtunkhwa, Peshawar & others

----- (Respondent)

AFFIDAVIT

We, the above respondents do hereby solemnly affirm on oath and declare that the contents of the appeal are correct/true to the best of our knowledge/ belief and nothing has been kept secret from the honorable Tribunal.


**Inspector General of Police,
Khyber Pukhtunkhwa, Peshawar
(Respondent No.01)**


**Regional Police Officer,
Malakand Region
(Respondent No.02)**


**District Police Officer, Swat
(Respondent No.03)**

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Service appeal No.7050/2021

Latif Ur Rahman S/O Khair Ur Rahman R/O Muhalla: Rahatabad Manglawar Tehsil
babozaï district Swat (constable belt No.9021)

----- (appellant)

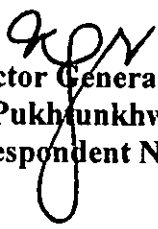
Versus


Provincial Police Officer, Khyber Pukhtunkhwa, Peshawar & others

----- (Respondents)

AUTHORITY LETTER

We, the above respondents do hereby authorize Mr. Naeem Hussain DSP/Legal Swat to appear before the Tribunal on our behalf and submit reply etc in connection with titled Service Appeal.


**Inspector General of Police,
Khyber Pukhtunkhwa, Peshawar
(Respondent No.01)**


**Regional Police Officer,
Malakand Region
(Respondent No.02)**


**District Police Officer, Swat
(Respondent No.03)**

"A"

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

No. *Recd*

APPEAL No. *7650* of 20 *21*

Latif vs Rehman

Appellant/Petitioner

Versus

Latif Pesh

RESPONDENT(S)

Notice to Appellant/Petitioner *Counsel* *Afaq vs Rehman Diyar*
(Advocate)

Office Sultan Tower 1st Floor Room No 11
Near Distt Court Mingooora Swat

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on *6-6-22* at *8:00 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.

at camp court

Swat

[Signature]

Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

"A"

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

Recd
No.

APPEAL No. of 20

7050

TB Swat

21

Latif ur Rehman Apellant/Petitioner

Versus

137 P Peshawar

RESPONDENT(S)

Notice to Appellant/Petitioner

Latif ur Rehman s/o


Khair ur Rehman R/o Mohallah Rahat
Abad Mangloor-teh Babozai Distt Swat

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

6-6-22 8:00 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.

at camp court
Swat


Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

بعدالت سرسبز ٹریبیونل ہفتا لیساور کیمسڈ کورٹ

مورخہ 14/07/2021
مقدمہ لطیف الرحمن
دعویٰ بسرار آپریٹیشن
جرم
20ء منجانب اپیلانڈ
بنام ڈیپارٹمنٹ آف پولیس

باعث تحریر آنک

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی دکل کارروائی متعلقہ آن مقام سرسبز کے لئے ٹریبیونل کیمسڈ کورٹ میں مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا۔ نیز وکیل صاحب کو کرنے راضی نامہ و تقرر ثالث و فیصلہ برحلف دیے جواب دہی اور اقبال دعویٰ اور بصورت ڈگری کرنے اجراء اور وصولی چیک نہ روپیہ اور عرضی دعویٰ اور درخواست ہر قسم کی تصدیق زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز بصورت عدم پیروی یا ڈگری ایک طرفہ یا اپیل کی برآمد اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ اور بصورت ضرورت مقدمہ مذکور کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنی بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ بالا اختیارات حاصل ہوں گے اور اس کا ساختہ پداختہ منظور و قبول ہوگا۔ دوران مقدمہ میں جو خرچہ و ہرجانہ التوائے مقدمہ کے سبب سے ہوگا۔ اس کے مستحق وکیل صاحب موصوف ہوں گے۔ نیز بقایا و خرچہ کی وصولی کرنے کا بھی اختیار ہوگا۔ اگر کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہے تو وکیل صاحب پابند نہ ہوں گے۔ کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ سندر ہے۔

المرقوم 14
ماہ جولائی
2021ء

العبد گواہ شدد العبد

بمقام سرسبز - کے لئے منظور ہے۔

اپیلانڈ لطیف الرحمن
آپریٹیشن
سر سبز ٹریبیونل کورٹ

آپریٹیشن لطیف الرحمن

"B"

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

No.

113

Appeal No..... 7050 of 20 21

..... Lafif ur Rahman Appellant/Petitioner
Versus

..... 169 P. 140 P. Pesh. Respondent

Respondent No..... 2

Notice to:

Regional Police officer Malakand
Range-11, Saadun Sharif Swat

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 11/11/2021 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.

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 12/11

Day of..... Sep: 20 21

at Camp Court Swat

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.

No.

13

Appeal No. 7250 of 20 21

Lafif ur Rehman Appellant/Petitioner
Versus

1983 Mr. P. S. Shi Respondent
Respondent No. 3

Notice to:

District Police Officer, District
Suwat

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 7/11/2021 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.

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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 12/11/21

Day of Sept. 20 21

at Court Suwat

[Signature]
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.

No.

TE.

Appeal No. of 20

70 50

21

..... Appellant/Petitioner
Lafiz ur Rahman

..... Respondent
IGP, IAPK Pesh.
Respondent No.

Notice to: —

*Inspector General of Police
Govt. of IAPK 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..... 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.

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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.....

Day of.....20

Sep.

21

12/16

at Camp Court Simat



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.