

**BEFORE THE WORTHY CHAIRMAN, KHYBER PAKHTUNKHWA**  
**SERVICE TRIBUNAL, PESHAWAR**

Service Appeal No. 6882/2020

Naseer Badshah. .... **Appellant**

**V E R S U S**

Govt. of Khyber Pakhtunkhwa through Secretary/Senior  
Member Board of Revenue & others. .... **Respondents**

**I N D E X**

| S.# | Description of Documents  | Annex | Pages |
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| 2.  | Affidavit   |       | 6     |
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| 6.  | Copy of the KP Employees on Contract Basis (Regularization of Services) (Amendment) Act, 1990 | C     | 20-22 |
| 7.  | Copy of Office Order dated 10.10.2006 with Better Copy  | D     | 23    |
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Appellant

Through

  
**Hidayatullah Khattak**  
Advocate High Court  
Cell: 0300-9357757

Dated: 17.06.2020

**BEFORE THE WORTHY CHAIRMAN KHYBER PAKHTUNKHWA**  
**SERVICE TRIBUNAL, PESHAWAR**

Service Appeal No. 6882/2020

Naseer Badshah Son of Aziz Khan  
 R/o Markez Karoona, Domail  
 Tehsil & District Karak.....**Appellant**

**V E R S U S**

- 1) Govt. of Khyber Pakhtunkhwa through Secretary/Senior member Board of Revenue Civil Secretariat, Peshawar
  - 2) Principal Revenue School/Academy Phase-III Chowk Hayatabad, Peshawar
  - 3) Director Land Record Khyber Pakhtunkhwa
  - 4) Deputy Commissioner Karak
  - 5) Assistant Commissioner Karak
- .....**Respondents**

**APPEAL U/S 4 OF THE KHYBER**  
**PAKHTUNKHWA SERVICE TRIBUNAL ACT,**  
**1974 AGAINST THE ORDER NO.5787/LR-1**  
**DATED 02.09.2019 WHEREBY THE**  
**DEPARTMENT APPEAL OF THE APPELLANT**  
**AGAINST THE IMPUGNED ORDER**

**NO.7247/LR-1/128L DATED 19.06.2019  
HAS BE REJECTED.**

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**Prayer in Appeal**

**On acceptance of this service appeal, the orders No.7247/LR-1/128L Appeal dated 19.06.2019 and that of No.5787-/LR-1/Appeal dated 02.09.2019 may please be set aside and the appellant may please be reinstated into services with all back benefits.**

**Any other relief, this Hon'ble Tribunal which deems fit and appropriate that may also be awarded in favour of the appellant**

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**Respectfully Sheweth:-**

1. That prior to this service appeal approached this Hon'ble Tribunal through service appeal No.1203/2019 which was dismissed on 04.11.2019 by this Hon'ble Tribunal on the question of jurisdiction/maintainability. (Copies of memo of appeal and Order are attached as annexure "A").

2. That now, appellant approaches this Hon'ble Court after procuring certain documents i.e. extract from Service Book, Regularization Act of Khyber Pakhtunkhwa and an appointment letters of similarly placed employee namely Amirullah, whose service appeal is also pending adjudication before this Hon'ble Tribunal.
3. That appellant approaches this Hon'ble Court on the following grounds:

**G R O U N D S :**

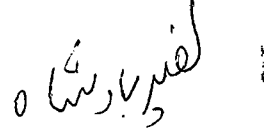
- A. That the impugned orders dated 19.06.2019 and 02.09.2019 passed by the respondents are patently illegal, against facts and evidence available on file, hence liable to be reserved and set aside.
- B. That no fact findings inquiry, issuance of show cause notices whatsoever has been issued to the appellant as prescribed in the services law and judgments of the superior court.
- C. That the appellant till date is performing his duty in the office of the Assistant Commissioner Karak respondent No.4 and no

question of absence from duty arise in the case of appellant.

- D. That the appellant has been badly condemned unheard which is against the settled provision of law, judgments of the higher forums and equity.
- E. That all the impugned proceedings in shape of one sided inquiry has been conducted at the back of the appellant which is against the law and judgments of higher forums.
- F. That any other grounds will be raised at the time of arguments with the permission of this Hon'ble Court.

It is, therefore most humbly prayed that on acceptance of this service appeal, the orders No.5787/LR-1/Appeal dated 02.09.2019 and that of No.7247-/LR-1/Appeal dated 19.06.2019 may please be set aside and the appellant may please be reinstated into services with all back benefits.

Any other relief which deemed fit and appropriate in the circumstances of the case may also be passed in favour of the appellant.



Appellant

Through



**Hidayatullah Khattak**  
Advocate High Court

Dated 17.06.2020

**BEFORE THE WORTHY CHAIRMAN KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL, PESHAWAR**

Second Service Appeal No. \_\_\_\_\_/2020

Naseer Badshah.....**Appellant**

**V E R S U S**

Govt. of Khyber Pakhtunkhwa through Secretary/Senior member Board of Revenue & others.....**Respondents**

**A F F I D A V I T**

I, Naseer Badshah Son of Aziz Khan, do hereby solemnly affirm and declare on oath that the contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.

**D E P O N E N T**

**BEFORE THE WORTHY CHAIRMAN KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL, PESHAWAR**

Second Service Appeal No. \_\_\_\_\_/2020

Naseer Badshah.....**Appellant**

**V E R S U S**

Govt. of Khyber Pakhtunkhwa through Secretary/Senior member Board of Revenue & others.....**Respondents**

**ADDRESSES OF PARTIES**

**A P P E L L A N T:**

Naseer Badshah Son of Aziz Khan  
R/o Markez Karoona, Domail  
Tehsil & District Karak

**R E S P O N D E N T S:**

- 1) Govt. of Khyber Pakhtunkhwa through Secretary/  
Senior member Board of Revenue Civil Secretariat,  
Peshawar
- 2) Principal Revenue School/Academy Phase-III  
Chowk Hayatabad, Peshawar
- 3) Director Land Record Khyber Pakhtunkhwa
- 4) Deputy Commissioner Karak
- 5) Assistant Commissioner Karak

*Naseer Badshah*  
Appellant

Through

*Hidayatullah Khattak*  
**Hidayatullah Khattak**  
Advocate High Court

Dated 17.06.2020



+ (2)



**BEFORE THE WORTHY CHAIRMAN KHYBER PAKHTUNKHWA**  
**SERVICE TRIBUNAL, PESHAWAR**

Service Appeal No. 1203/2019

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 1320

Dated 30/9/2019

Naseer Badshah Son of Aziz Khan  
R/o Markez Karoona, Domail  
Tehsil & District Karak.....


**Appellant**

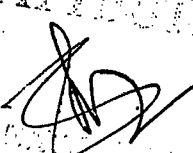
**V E R S U S**

- 1) Govt. of Khyber Pakhtunkhwa through Secretary/Senior member Board of Revenue Civil Secretariat, Peshawar
- 2) Principal Revenue School/Academy Phase-III Chowk Hayatabad, Peshawar
- 3) Director Land Record Khyber Pakhtunkhwa
- 4) Deputy Commissioner Karak
- 5) Assistant Commissioner Karak

.....**Respondents**

**APPEAL U/S 4 OF THE KHYBER  
PAKHTUNKHWA SERVICE TRIBUNAL ACT,  
1974 AGAINST THE ORDER NO.5787/LR-1  
DATED 02.09.2019 WHEREBY THE  
DEPARTMENT APPEAL OF THE APPELLANT  
AGAINST THE IMPUGNED ORDER**

**Filed to-day**  
  
**Registrar**  
30/9/19

**ATTACHED**  
  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

2      (9)

NO.7247/LR-1/128L DATED 19.06.2019  
HAS BE REJECTED.

---

**Prayer in Appeal**

On acceptance of this service appeal, the orders No.7247/LR-1/128L Appeal dated 19.06.2019 and that of No.5787-/LR-1/Appeal dated 02.09.2019 may please be set aside and the appellant may please be reinstated into services with all back benefits.

Any other relief, this Hon'ble Tribunal which deems fit and appropriate tha may also be awarded in favour of the appellant

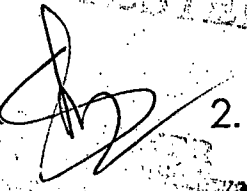
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**Respectfully Sheweth:-**

1. That the appellant was serving as Naib Qasid (BPS-03) in Revenue Academy Karak.

2. That the appellant has been terminated from service vide impugned order dated 19.06.2019, which is to be set aside. (Copy of the order dated 19.06.2019 is attached as annexure "A")

ATTESTED

  
Secretary  
Tribunal

3. That appellant preferred an appeal against the impugned order dated 19.06.2019 and the contempt authority i.e. how also rejected the representation/departmental appeal vide order dated 02.09.2019. (Copy of representation and rejection order dated 02.09.2019 is attached as annexure "B" & "B1").
4. That feeling aggrieved from the orders dated 19.06.2019 and 02.09.2019 of the respondents the appellant assail the same inter alia on the following grounds:

**GROUNDS:**

- A. That the impugned orders dated 19.06.2019 and 02.09.2019 passed by the respondents are patently illegal, against facts and evidence available on file, hence liable to be reserved and set aside.
- B. That no fact findings inquiry, issuance of show cause notices whatsoever has been issued to

APPROVED



RECEIVED  
19/06/2019

4      (11)

the appellant as prescribed in the services law and judgments of the superior court.

C. That the appellant till date is performing his duty in the office of the Assistant Commissioner Karak respondent No.4 and no question of absence from duty arise in the case of appellant.

D. That the appellant has been badly condemned unheard which is against the settled provision of law, judgments of the higher forums and equity.

E. That all the impugned proceedings in shape of one sided inquiry has been conducted at the back of the appellant which is against the law and judgments of higher forums.

F. That any other grounds will be raised at the time of arguments with the permission of this Hon'ble Court.

It is, therefore most humbly prayed that on acceptance of this service appeal, the orders No.5787/LR-1/Appeal dated 02.09.2019

5

13

and that of No.7247-/LR-1/Appeal dated 19.06.2019 may please be set aside and the appellant may please be reinstated into services with all back benefits.

Any other relief which deemed fit and appropriate in the circumstances of the case may also be passed in favour of the appellant.

نصیر بادشاہ  
Appellant

Through

Hidayatullah Khattak  
Advocate High Court

Dated 30/09/2019

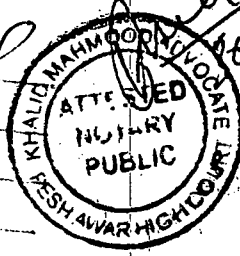
**AFFIDAVIT**

I, Naseer Badshah Son of Aziz Khan, do hereby solemnly affirm and declare on oath that the contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.

Date  
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Date

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09-12-19



نصیر بادشاہ  
DEPONENT

[Signature]

09-12-19  
09-12-19



13  
GOVERNMENT OF KHYBER PAKHTUNKHWA  
(DIRECTOR LAND RECORDS/CHIEF SETTLEMENT OFFICE  
REVENUE AND ESTATE DEPARTMENT  
PHONE # 091-9210057 FAX # 091-9213989

NOTIFICATION

Dated Peshawar the 19/06/2019

No. 7247 /LR-I/128L. Whereas, Mr. Naseer Badshah while posted as Naib Qasid (BS-03) in Revenue School/Academy Peshawar was proceeded against under the prevail Policy/Rules for non-compliance of the orders of the competent authority as he was directed report for official duty at the said School/Academy vide communication letters dated, 27.02.2018 and dated 16.04.2018 respectively, but he failed to comply with till 17.06.2019 without information or prior permission as per report of the Principal/Instructor of the School/Academy ibid.

AND WHEREAS; he was issued show cause/notice; but he did not bother to comply with and remained absent from duty till 17.06.2019.

AND WHEREAS; being contract/temporary employee, he was given final notice and given opportunity to mend his way but yet to report as such was show caused/Noticed.

AND WHEREAS; I, Muhammad Khalid Zaman, Director Land Records, Board of Revenue, Khyber Pakhtunkhwa, after having examined the charges, evidence produced and recommendation of Principal Revenue School/Academy.

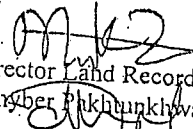
AND THEREFORE; I, as competent authority in exercise of the power under Rule/P-11 of the services as Chowkidar Revenue School/Academy of Mr. Naseer Badshah Naib Qasid (Revenue School/Academy Peshawar) are hereby terminated with immediate effect.

  
Director Land Records,  
Khyber Pakhtunkhwa

Endst: No. 7248-255 /LR-I/128L.

Copy forwarded to the:-

- 1) Accountant General, Khyber Pakhtunkhwa, Peshawar.
- 2) Deputy Commissioner, Karak.
- 3) Principal Revenue School/Academy, Peshawar.
- 4) Assistant Commissioner (Revenue), Karak.
- 5) District Accounts Officer, Karak.
- 6) Private Secretary to Senior Member, Board of Revenue, Khyber Pakhtunkhwa.
- 7) Official concerned.
- 8) Office order file.

  
Director Land Records,  
Khyber Pakhtunkhwa

ATTESTED

بخدمت جناب سینیئر ممبر صاحب پورڈ آف دیویشن  
سینیئر پینٹر خواہ پشاور

عنوان :- درخواست ایبل پورڈ پائل ملز

جناب عالی !

میرا پائل ملز کا نام ہے کہ قادی دیویشن آف دیویشن پشاور  
میں بطور نائب ممبر ایسی خدمات سہ ماہیہ کو پیش اسلوبی  
میں سرانجام دے رہے ہیں

جناب عالی ! اس دوران دیویشن آف دیویشن پشاور  
میں میں تھی، بعد ازاں پشاور منتقل ہوئی اور

قادی کو پشاور حاکم کی پوزیشن پر آیا گیا۔ چونکہ قادی  
کا تعلق قادی کوک سے ہے۔ اور ایک سہ ماہیہ

گھرانے سے تعلق رکھتا ہے۔ دیویشن پشاور  
حاکم سینیئر ممبر صاحب میں کی گیا۔

ملز میں سے سہ ماہیہ درخواست ہے کہ قادی کی تعینت  
کیا جناب میں سہ ماہیہ درخواست ہے کہ قادی کی تعینت

اور سہ ماہیہ کو ہر طور پر قادی کو طلبہ پشاور  
کی اہمیت ہمارے قادی میں میں سہ ماہیہ پشاور

العام فن


قادی نائب ممبر صاحب پشاور  
سینیئر پینٹر خواہ پشاور

دستخط سینیئر ممبر صاحب

پشاور

03339711068

ATTESTED

|   |   |
|---|---|
|  | <p><b>GOVERNMENT OF KHYBER PAKHTUNKHWA</b><br/> <b>BOARD OF REVENUE</b><br/> <b>REVENUE AND ESTATE DEPARTMENT</b><br/>         PHONE # 091-9210057<br/>         FAX # 091-9213989<br/>         E-MAIL: LANDRECORD:KPK@GMAIL.COM</p> |
|---|---|

Facebook ID: [www.facebook.com/landrecord.kpk](http://www.facebook.com/landrecord.kpk) Twitter ID: @Landrecord.kpk

No. 5787 /LR-I/Appeal/Naseer Badshah  
 Dated Peshawar the 2 /09/2019


To,

✓ Mr. Nasser Badshah,  
 Naib Qasid, Revenue Academy, Peshawar

SUBJECT: REPRESENTATION/APEAL AGAINST THE IMPUGENED  
NOTIFICATION NO.7247/LR-I/128 DATED 19/06/2019.

Memo:

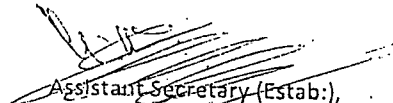
I am directed to refer to your departmental appeal dated, 03/07/2019 on the subject noted above and to state that your appeal has been examined and filed by the competent authority.

  
 Assistant Secretary (Estab:),  
 Khyber Pakhtunkhwa

No. 5283-81 /LR-I/Appeal/Naseer Badshah

Copy forwarded to the the:-

- 1) Principal, Revenue Academy, Peshawar.
- 2) Assistant Commissioner " " Karak
- 3) PS to Senior Member, Board of Revenue, Khyber Pakhtunkhwa.
- 4) District Accounts Officer, Karak

  
 Assistant Secretary (Estab:),  
 Khyber Pakhtunkhwa

H  
**ATTESTED**



16

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

Appeal No. 1203/2019

Date of institution ... 30.09.2019  
Date of decision .... 04.11.2019

Naseer Badshah son of Aziz Khan R/O Markez Karoona, Domail, Tehsil  
and District Karak. ... (Appellant)

Versus

Government of Khyber Pakhtunkhwa through Secretary/Senior Member  
Board of Revenue, Peshawar and four others. ... (Respondents)

Present

Mr. Hidayatullah Khattak,  
Advocate

... For appellant.

MR. HAMID FAROOQ DURRANI,

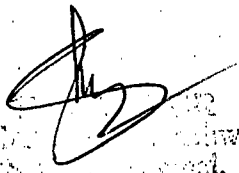
... CHAIRMAN

JUDGMENT

HAMID FAROOQ DURRANI, CHAIRMAN:-

1. The appellant is aggrieved of order dated 19.06.2019, whereby his service was terminated. The impugned order was passed by respondent No. 3. He is also dissatisfied with the order of rejection of his departmental appeal issued on 02.09.2019.
2. Learned counsel for the appellant heard and available record gone through.
3. The impugned order dated 19.06.2019 suggests that the appellant being a contract/temporary employee (Naib Qasid BPS-03), was proceeded against for not reporting for official duty at relevant school/academy Peshawar. His service was consequently terminated with immediate effect.

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Khyber Pakhtunkhwa  
Peshawar

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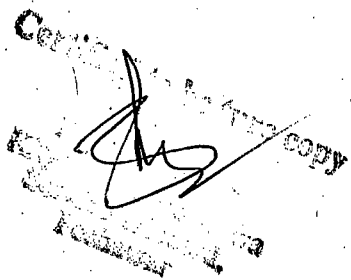
In order to ascertain the nature of appointment of appellant learned counsel was asked to refer to the appointment order. He replied that the record pertaining to his service was once available with the appellant but got destructed in a fire outbreak incident, therefore, he was not in a position to produce the same.

4. In the circumstances of the case, where the appellant has failed to establish his status as a civil servant under the provisions of Khyber Pakhtunkhwa Civil Servants Act 1973; instant appeal is not competent before this Tribunal. The same is, therefore, dismissed in limine.

File be consigned to record room.

  
(HAMID FAROOQ DURRANI)  
Chairman

ANNOUNCED  
04.11.2019



Date of Tribunal 09-12-19  
Number of 1200  
Cost of 14-00  
Fees 4-00  
18-00  
09-12-19  
09-12-19

Note:—The entries in this page should be renewed or re-attested at least every five years and the Signature to lines 9 and 10 should be dated.

1. Name *Naseer Badshah* (18)  
2. Race *Khattak*  
3. Residence *Village Shubli Banda Tehsil and Distt: Karak*

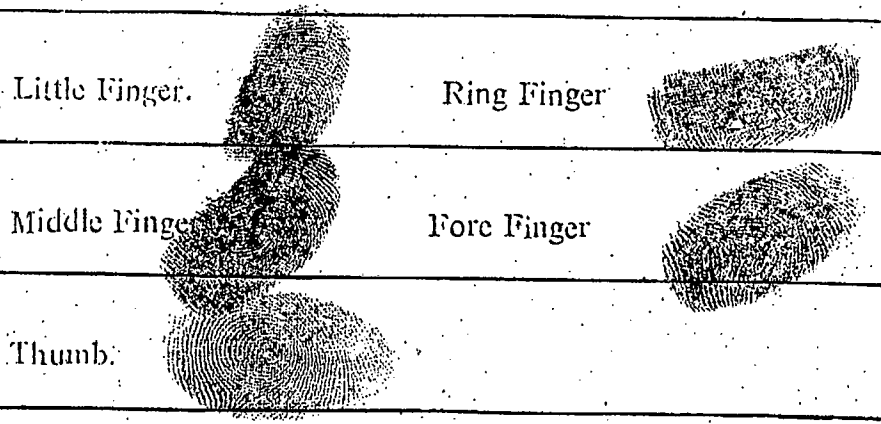
4. Father's name and residence *Aziz Khan*

5. Date of birth by Christian era as nearly as can be ascertained *10-04-1969*

6. Exact height by measurement *5-7*

7. Personal marks for identification *Mole on left side of Nose*

8. Left hand thumb and Finger impression of (non-gazetted) officer



9. Signature of Government servant *[Signature]*

10. Signature and designation of the Head of the Office, or other Attesting Officer.

*[Signature]*  
Principal  
Govt. Vocational Institute  
Ferozpur (Distt) Karak



| 1<br>Name of post | 2<br>Whether substantive or officiating, or whether permanent or temporary | 3<br>If officiating, (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R. | 4<br>Pay in substantive post | 5<br>Additional pay for officiating | 6<br>Other emolument falling under the "other pay" | 7<br>Date of posting in | 8<br>Signature of Government servant |
|-------------------|--|--|------------------------------|-------------------------------------|--|-------------------------|--------------------------------------|
| Naib Qasid        | Temp   | Pension-92.4/PM. <i>add.</i>   | -                            | -                                   | -  | 15/91 (FN)              | <i>Handwritten signature</i>         |
|                   | do   | Rs. 1050/- <i>ST</i>   | -                            | -                                   | -  | 12/91                   | <i>Handwritten signature</i>         |
|                   | do   | Rs. 1076/PM  | -                            | -                                   | -  | 12/92 (FN)              | <i>Handwritten signature</i>         |
|                   | do   | Rs. 1102/PM  | -                            | -                                   | -  | 12/93 (FN)              | <i>Handwritten signature</i>         |

Office of the Accountant General  
 N.W.F.P. Revenue  
 Pay fixed in the ... 1991  
 of Rs. 920-26-1310  
 @ Rs. 1024/2 PM  
 with best increment ... 1991  
 # PAY ...  
 M.A.P.P. Revenue

(19)

to the DAO, Karak along with his 1st. PAY Bill for the Month of October, 15. 89.

| Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8 | Date of termination of appointment | Reason of termination (such as promotion, transfer, dismissal, etc). | Signature of the head of the office or other attesting officer | Leave                              |  | Reference to any recorded punishment or censure, or other mark of the Government Servant. |
|---|------------------------------------|--|--|------------------------------------|--|---|
|   |                                    |  |  | Nature and duration of leave taken | Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government. |   |
|   |                                    |  |  |                                    | Govt: Vocational Institute For (Boys) Karak  |   |

Appointed as Naib Qasid vide Principal GVI, Karak Order No. GVI/KT/PE/859 dated: 18-10-89, and Reported for duty in this Institute on 21<sup>10</sup>/<sub>89</sub> (F.N)

*[Signature]*  
Principal  
Govt: Vocational Institute  
For (Boys) Karak

*[Signature]*  
Principal  
Govt: Vocational Institute  
For (Boys) Karak

Change of Post from Naib Qasid to Bazar vide Principal GVI, Karak order No. 466 dt/11-12-90 in the Public interest. Cutting Attached.

*[Signature]*  
Principal  
Govt: Vocational Institute  
Karak

Annual increment:  
1-12-90

*[Signature]*  
Principal  
Govt: Vocational Institute  
Karak

Service period unified from 21<sup>10</sup>/<sub>89</sub> to 1-12-90 from A/rolls and other record kept in this file.

*[Signature]*  
Principal  
Govt: Vocational Institute  
Karak

**Khyber Pakhtunkhwa  
Employees on contract Basis (Regularization of  
Services) (Amendment) Act, 1990**

(Khyber Pakhtunkhwa Act No. II of 1990)

An Act to amend the Khyber Pakhtunkhwa Employees on Contract basis (Regulation of Services) Act, 1989

[Gazette of Khyber Pakhtunkhwa, Extraordinary, 25<sup>th</sup> February, 1990]

No. PA/Khyber Pakhtunkhwa/Legis/90/3199.---The Khyber Pakhtunkhwa Employees on contract Basis (Regularization of Services) (Amendment) Bill, 1990 having been passed by the Provincial Assembly of the Khyber Pakhtunkhwa on the 21<sup>st</sup> February, 1990, and assented to by the Governor of Khyber Pakhtunkhwa on the 24<sup>th</sup> February, 1990 is hereby published as an Act of the Provincial Legislature of the Khyber Pakhtunkhwa.

**Preamble.**---WHEREAS it is expedient to amend the Khyber Pakhtunkhwa Employees on Contract Basis (Regularization of Services) Act, 1989 (Khyber Pakhtunkhwa Act No. VIII of 1989), for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. **Short title and commencement.**---(1) This Act may be called the Khyber Pakhtunkhwa Employees on contract Basis (Regularization of Services)(Amendment) Act,1990.

(2) It shall come into force with effect from 13th November,1989.

2. **Substitution of Section 4 of Khyber Pakhtunkhwa Act No. VIII of 1989.**---In the Khyber Pakhtunkhwa Employees on Contract basis (Regularization of Services) Act,1989 (Khyber Pakhtunkhwa Act No. VIII of 1989), section,4 shall be substituted by the following new section and shall always be deemed to have been so substituted:--

4. (1) Notwithstanding anything contained in any law for the time being enforce, any Civil Servant, who is or has been appointed or deemed to have been appointed against any post in any Government Department under section 3 of this Act shall be deemed to have been regularly appointed from the date of his continuous officiation, subject to eligibility, according to the service rules applicable to the post, verified by the administrative Secretary of the Department concerned.

Provided that if any Civil servant is aggrieved regarding his eligibility, he shall have one right of appeal to the Chief Secretary, Government of Khyber Pakhtunkhwa, and his decision in the case shall be final;

Provided further that if there is any gap in service of any Civil Servant between this enactment and the date of appointment under section 3 of this Act, due to termination of contract only, the same shall be deemed to have been condoned as extraordinary leave without pay.

(2) The inter se seniority of the Civil Servants under this Act shall be determined by the Government, according to the service rules in vogue.

**Khyber Pakhtunkhwa  
Civil Servants (Amendment) Act, 2005**

(Khyber Pakhtunkhwa Act No. IX of 2005)

An Act further to amend the Khyber Pakhtunkhwa Civil Servants Act, 1973

[Gazette of Khyber Pakhtunkhwa, Extraordinary, Page No. 202-203, 23rd July, 2005]

No. PA/Khyber Pakhtunkhwa/Legis:1/2005/20440.---The Khyber Pakhtunkhwa Civil Servants (Amendment) Bill, 2005 having been passed by the Provincial Assembly of Khyber Pakhtunkhwa on the 5<sup>th</sup> July, 2005 and assented to by the Governor of the Khyber Pakhtunkhwa on 12<sup>th</sup> July, 2005 is hereby published as an Act of the Provincial Legislature of the Khyber Pakhtunkhwa.

**Preamble.**---WHEREAS it is expedient further to amend the Khyber Pakhtunkhwa Civil Servant Act, 1973 (Khyber Pakhtunkhwa Act No. XVIII of 1973), for the purpose hereinafter appearing;

It is hereby enacted as follows:--

1. **Short title and commencement.**---(1) This Act may be called the Khyber Pakhtunkhwa Civil Servants (Amendment) Act, 2005.

(2) It shall come into force at once.

2. **Amendment of section 19 of Khyber Pakhtunkhwa Act No. XVIII of 1973.**--- In the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No. XVIII of 1973), for section 19, the following shall be substituted, namely:

19. **Pension and gratuity.**---(1) On retirement from service, a civil servant appointed on regular basis in the prescribed manner before the commencement of the Khyber Pakhtunkhwa Civil Servants (Amendment) Act, 2005 (hereinafter referred to as the said Act), shall be entitled to received such pension or gratuity as are admissible to him under the West Pakistan Civil Service Pension Rules:

Provided that in the event of the death of such a civil servant, whether before or after retirement, his family shall be entitled to receive such pension, or gratuity or both, as admissible under the said rules.

(2) A person though selected for appointment in the prescribed manner to a service or post on or after the 1st day of July, 2001. till the

commencement of the said Act, but appointment on contract basis, shall, with effect from the commencement of the said Act, be deemed to have been appointed on a regular basis. All such persons and the persons appointed on regular basis to a service or post in the prescribed manner after the commencement of the said Act shall, for all intents and purposes be civil servant, except for the purpose of pension or gratuity. Such a Civil servant shall, in lieu of pension and gratuity, be entitled to receive such amount contributed by him towards the Contributory Provident Fund, along with the contributions made by Government to his account in the said fund, in the prescribed manner:

Provided that in the event of death of such a civil servant, whether before or after retirement his family shall be entitled to receive the said amount, if it has already not been received by such deceased civil servant.

(3) No pension to a civil servant, who is otherwise entitled to it, shall be admissible to him, if he is dismissed or removed from service for reasons of discipline, but Government may sanction compassionate allowance to such a civil servant, not exceeding two-third of the pension or gratuity which would have been admissible to him had he been invalidated from service on the date of such dismissal or removal.

Provided that a civil servant referred to in sub-section (2), in case of such dismissal or removal, may, in addition to his own contributions to the Contributory Provident Fund, be allowed, on account of such compassionate allowance, a sum not exceeding two-third of Government contributions in his account.

(4) If the determination of the amount of pension or gratuity admissible to a civil servant is delayed beyond one month of the date of his retirement or death, he or his family, as the case may be, shall be paid provisionally such anticipatory pension or gratuity as may be determined by the prescribed authority, according to the length of service of the civil servant which qualified for pension or gratuity; and any over payment on such provisional payment shall be adjusted against the amount of pension or gratuity finally determined as payable to such civil servant or his family.

### Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2009

Khyber Pakhtunkhwa Act No. XVI of 2009

AN ACT to provide for the regularization of the services of certain employees appointed on adhoc or contract basis.

[Gazette of Khyber Pakhtunkhwa, Extraordinary, Page No. 289 - 291, 24<sup>th</sup> October, 2009

No.PA/Khyber Pakhtunkhwa/Bills/2009/38472 dated 24-11-2009.---The Khyber Pakhtunkhwa Employees (Regularization of Services) Bill, 2009 having been passed by the Provincial Assembly of Khyber Pakhtunkhwa on 15th October, 2009 and assented to by the Governor of the Khyber Pakhtunkhwa on 28<sup>th</sup>

21

October, 2009 is hereby published as an Act of the Provincial Legislature of the Khyber Pakhtunkhwa.

**Preamble.** ---WHEREAS it is expedient to provide for the regularization of the services of certain employees appointed on adhoc or contract basis, in the public interest, for the purposes hereinafter appearing;

It is hereby enacted as follows:-

**1. Short title and commencement.** --- (1) This Act may be called the North- West Frontier Province Employees (Regularization of Services) Act, 2009.

(2) It shall come into force at once and shall be deemed to have been taken effect at the promulgation of the Ordinance.

**2. Definitions.** ---(1) In this Act, unless the context otherwise requires,-

(a) "Commission" means the Khyber Pakhtunkhwa Public Service Commission;

(aa) "contract appointment" means appointment of a duly qualified person made otherwise than in accordance with the prescribed method of recruitment;

(b) "employee" means an adhoc or a contract employee appointed by Government on adhoc or contract basis or second shift/night shift but does not include the employees for project post or appointed on work charge basis or who are paid out of contingencies;

(c) "Government" means the Government of the Khyber Pakhtunkhwa;

(d) "Government Department" means any department constituted under rule 3 of the Khyber Pakhtunkhwa Government Rules of Business, 1985;

(e) "law or rule" means the law or rule for the time being in force governing the selection and appointment of civil servants; and

(f) "post" means a post under Government or in connection with the affairs of Government to be filled in on the recommendation of the Commission.

(2) The expressions "adhoc appointment" and "civil servant" shall have the same meanings as respectively assigned to them in the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No. XVIII of 1973).

**3. Regularization of services of certain employees.**--- All employees including recommendees of the High Court appointed on contract or adhoc basis and holding that post on 31st December, 2008 or



commencement of this Act shall be deemed to have been validly appointed on regular basis having the same qualification and experience for a regular post:

Provided that the service promotion quota of all service cadres shall not be affected.

**4. Determination of seniority.**--- (1) The employees whose services are regularized under this Act or in the process of attaining service at the commencement of this Act shall rank junior to all civil servants belonging to the same service or cadre, as the case may be, who are in service on regular basis on the commencement of this Act, and shall also rank junior to such other persons, if any, who, in pursuance of the recommendation of the Commission made before the commencement of this Act, are to be appointed to the respective service or cadre, irrespective of their actual date of appointment.

(2) The seniority interse of the employees, whose services are regularized under this Act within the same service or cadre, shall be determined on the basis of their continuous officiation in such service or cadre:

Provided that if the date of continuous officiation in the case of two or more employees is the same, the employee older in age shall rank senior to the younger one.

**4A. Overriding effect.**--- Notwithstanding any thing to the contrary contained in any other law or rule for the time being in force, the provisions of this Act shall have an overriding effect and the provisions of any such law or rule to the extent of inconsistency to this Act shall cease to have effect.

**5. Repeal.**--- The Khyber Pakhtunkhwa Employees (Regularization of Services) Ordinance, 2009 (Khyber Pakhtunkhwa Ordinance No. VII of 2009) is hereby repealed.

Khyber Pakhtunkhwa  
Extra-Assistant Commissioners -cum-Illaga Qazi  
(regularization of Services) Act, 2012

(Khyber Pakhtunkhwa Act No.V11 OF 2012)

An Act to provide for the regularization of the services of certain Extra-Assistant Commissioners- cum- Illaga Qazis appointed on contract basis

19th March 2012

**Preamble.**---WHEREAS it is expedient to provide for the regularization of the services of certain Extra -Assistant Commissioners -cum-Illaga Qazi, appointed on Contract basis, in the public interest;

It is hereby enacted as follows :

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**1. Short Title and Commencement.**---(1) This Act may be called the Khyber Pakhtunkhwa Extra-Assistant Commissioners -cum-Illaga Qazi (regularization of Services) Act, 2012.

(2) It shall come into force at once.

**2. Definitions.**--- In this Act, unless the Context other wise requires,-

(a) "contract appointment" means appointment of a duty qualified person made other wise than in accordance with the prescribed method of recruitment;

(b) "employees" means the Extra-Assistant Commissioners-cum-Illaga Qazis appointed by Government on Contract basis by notification No.SOS-II(S&GAD)2(9)95-II,dated 23rd July,1995 and Serving as such under Government on Commencement of this Act;

(c) "Government" means Government of Khyber Pakhtunkhwa;

(d) "Law of rules" means a law of rules for the time being in force Governing the selection and appointment of Civil Servants of Government Servants; and

(e) "post" means a post in the Civil Service of the Province of the Khyber Pakhtunkhwa or in Connection with the Affairs of the Province of the Khyber Pakhtunkhwa.

**3. Regularization of Services of certain Employees.**--- Notwithstanding anything to the contrary contained in any law or rules or an order or judgment of a court, employees appointed by Government, before the Commencement of this Act, shall, for all intents and purposes, be deemed to have been validity appointed on regular basis with immediate effect on commencement of this Act and they shall be deemed to be Civil Servants for the purposes of the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No.XVIII of 1973) and the rules made there under:

Provided that employees regularized under this Act may be appointed by transfer on any equivalent post, as the Government may determine, and they shall stand be appointed on regular basis to that post and shall reckon seniority from the date of joining that post notwithstanding, anything to the contrary contained in any law of rules:

**4. Determination of Seniority.**--- The inter-se-seniority of the employees, whose services are regularized under this Act within the same service or cadre, shall be determined from the date of their continuous officiating on the said post:

**5. Overriding effect.**--- Notwithstanding anything to the contrary contained in any other law or rules, the provisions of this Act shall have the overriding effect and the provisions of any such law or rules to the extent of inconsistency to this Act, shall cease to have effect.

*B. copy copy*  
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*Annex - A/A*

*23*

*P-8*

GOVERNMENT OF N.W.F.P.  
DIRECTORATE OF LAND RECORDS

Peshawar dated the 10/10/2006

OFFICE ORDER

No. /LR-1/128-H. The Competent Authority is pleased to order for appointment of Mr. Amirullah son of Abdul Ajab, Resident of Tehsil & District Karak as Chowkidar (BPS-01) in the Revenue Academy Karak, against the vacant post in relaxation of ban in the light of amendment in the Contract Policy dated 10.08.2006 with the following terms and conditions:

1. He shall, for all intents and purposes, be Civil Servants except for the purpose of pension or gratuity. In lieu of pension and gratuity, he will be entitled to receive such amount contributed by him towards contributory provident fund (C.P.F) along-with the contributions made Government to his account in the said fund, in the prescribed manner.
2. He will be governed by the NWFP Civil Servants Act, 1973, all the laws applicable to the Civil Servants and Rules made there-under.
3. He will initially be on probation for a period of two years extendable up to three years.
4. His services will be liable to termination at any time without assigning any reason before the expiry of the period of his probation/extended period of probation, if his work during this period is not found satisfactory. In such an event, he will be given a month's notice of termination from the service or one month's pay in lieu thereof. In case he wish to resign at any time a month's notice shall be necessary or in lieu thereof a month's pay shall be forfeited.
5. His services shall be liable to termination during initial/extended period of probation without any notice.
6. He will join duty at his own expenses and he will not be entitled to any TA/DA on his first appointment as Chowkidar (BPS-10).
7. His inter-se-seniority will be fixed on merit later on.
8. He will produce Medical Fitness Certificate from the Authorized Medical Authority.

If the above terms and conditions of appointment are acceptable to him he should report his arrival to the Department immediately. The offer of appointment shall be deemed to be cancelled if he failed to report his arrival within fifteen days from the date of issuance of this order.

Sd/  
Director  
Land Record, N.W.F.P.

Endst: No.2432-39/LR-1/128-H.

Copy of the above is forwarded to:-

1. P.S. to Senior Member, Board of Revenue, NWFP.
2. Section Officer-V, Chief Minister's Secretariat, NWFP, with reference to his letter dated 11.09.2006.
3. The Accountant General, NWFP.
4. Principal, Revenue Academy Karak.
5. District Accounts Officer Karak.
6. Applicant concerned.
7. Personal File.
8. Office order file.

Sd/  
Director  
Land Record, N.W.F.P.

**GOVERNMENT VOCATIONAL INSTITUTE  
KARAK**

**OFFICE ORDER: -**

Mr. Hameed ud Din S/o Hazrat Noor, Devgare Beside Govt: Vocational Institute Karak, is hereby appointed as Chowkidar in Basic Pay Scale BPS: 01 (600-13-860) against the vacant of post of Chowkidar at this Institute with effect from the date of taking over charge subject to the following terms and conditions: -

1. His appointment in the Technical Wing of Education, is purely temporary and his services will be terminated at one Month's notice without any reason being assigned at any time irrespectively of the fact that he is holding a post other than the one which he is originally recruited or on the payment of one month's pay in lieu of the notice.
2. In the matter of pay / leave / condition of service and other terms or appointment / transfer / promotion / medical attendance rules / orders / instructions no any prescribed or issued by the government from time to time for the category of govt; servants to which he belongs;-
3. He will have to produce medical certificate of (sic) fitness form the medical Superintendent of District concerned within a week of the assumption of charge.
4. We shall have to perform any duty assigned to him in connection with the affair of the institute.
5. We will have join duty at his own expenses.
6. In case he wishes to resign at any time one months notice will be necessary in lieu thereof, one months pay and allowances shall be forfeited to Government. If he is willing to accept the post on the above terms & conditions he should report for duty to this office within fifteen days of the issue of the letter, failing which the offer will be treated as cancelled.

Sd/-  
PRINCIPAL



Endst No. CVI/KP/PF/89/55

Dated 18.10.89

Copy of the above is forwarded for information to the: -

1. The Director Technical Education, Peshawar.
2. The District Accounts Officer, Karak.
3. Minister for Law & Regulation, NWFP, Peshawar.
4. Hameed ud Din S/o Hazrat Noor, Negara beside Government Vocational Institute, (sic) K4 PAK.

Sd/-  
PRINCIPAL

|  |   |  |       |
|--|---|--|-------|
| 10                                       |  |  | 60914 |
| ایڈوکیٹ/دستخط: _____                     |   | پشاور بار ایسوسی ایشن، خیبر پختونخواہ  |       |
| بار کونسل ابار ایسوسی ایشن نمبر: 10-4598 |   |  |       |
| رابطہ نمبر: 0300 9357 757                |   |  |       |

بعدالت جناب: صیبری محسن خواہ مسٹر جسٹس سید سعید احمد

|           |                          |
|-----------|--------------------------|
| دعویٰ:    | منجانب: <u>Appellant</u> |
| علت نمبر: |                          |
| موردہ:    | لصیرہ                    |
| جرم:      | بنام گورنمنٹ وینڈر       |
| تھانہ:    |                          |

**بابت تحریر آنکہ**

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کاروائی متعلقہ

آن مقام سید سعید احمد بجائے سید سعید احمد کو وکیل مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا، نیز وکیل صاحب کو راضی نامہ کرنے و تقرر حالت و فیصلہ برطنت دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور تصدیق دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مندرجہ کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور اولاً صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ اختیارات حاصل ہوں گے اور اس کا ساختہ پر داختم منظور و قبول ہوگا اور ان مقدمہ میں جو خرچہ ہر جہانہ التوائے مقدمہ کے سبب سے ہوگا وہ وکیل موصوف وصول کرنے کا حقدار ہوگا کوئی تاریخ پیشی مقام دورہ یا حد سے باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ مندر ہے۔

المرقوم:

العبد \_\_\_\_\_ واہ شد \_\_\_\_\_ العبد \_\_\_\_\_  
مقام \_\_\_\_\_

**"B"**

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

SB

No.

*Rejda*

Appeal No. *6882* of 20 *20*

*Naseer Badshah* Appellant/Petitioner  
Versus

*Court of KPK S.M.B.R* Respondent  
Respondent No. *2*

Notice to: —

*Principal Revenue School/Academy  
Phase III Chowk Hayat Abad 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 *27/7/2021* 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 *16/7/2021*

Day of *July* 20 *21*

*(For Reply)*

**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. *Regd*

Appeal No. *6882* of *200*.

*Naseer Badshah* Appellant/Petitioner

Versus

*Court of KP/K S.M.B.R.* Respondent

Respondent No. *4*

Notice to: *Deputy Commissioner Karak*

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 *27/7/2021* at 8.00 A.M. If you wish to urge anything against the appellent/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 *16th* .....

Day of *July* *20* .....

*(For Reply)*

*[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.

SB

No.

Regd

Appeal No. 6882 of 20 20

Naseer Badshah Appellant/Petitioner

Versus

Govt of KPK S.M.P.R Respondent

Respondent No. 5

Notice to:

Assistant Commissioner Karak

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 27/7/21 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 16th

Day of July 21

(for Reply)

Registrar

Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.  
2. Always quote Case No. While making any correspondence.

**"B"**

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

SB

No.

Appeal No. 6882 of 2021

Naseer Badshah Appellant/Petitioner  
 Versus

Court of KPX JMBK Respondent  
 Respondent No. ....

Quis  
19-7-21

Notice to: Director Land Record 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 7/7/2021 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 16/7/21

Day of..... July 2021

(for Reply)

[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, S.B  
PESHAWAR.

No.

6882

Appeal No. .... of 20 20

Naseer Badshah ..... Appellant/Petitioner

Versus

Court of KPK SMBR ..... Respondent

Respondent No. 1

Notice to: -

Court of KPK through Secretary/S.M.B.R.

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 27-7-2021 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 16th .....

Day of July 20 21

(for Reply)

[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.