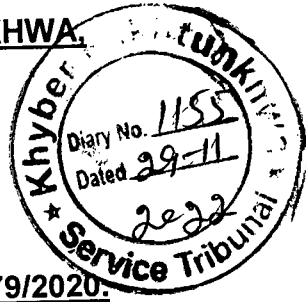


**BEFORE THE HON'BLE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA,**  
**PESHAWAR**



CM No. \_\_\_\_\_

IN

**EXECUTION PETITION NO. 358/2022 IN SERVICE APPEAL NO. 15179/2020.**

Nisar Khan (Senior Clerk).....Petitioner

**Versus**

Secretary Health, Govt: of Khyber Pakhtunkhwa & 2 others .....Respondents.

**PETITION FOR SALARY RELEASE ON BEHALF OF RESPONDENTS NO. 1,**

**Respectfully Sheweth**

1. That the above subject Execution Petition No. 358/2022 in Service Appeal 15179/2020 Titled mentioned above already decided on 04/11/2022(Annex-I).
2. That this Honorable Service Tribunal vide order dated 10-10-2022 has attached the salaries of the Applicants/Respondents till submission of implementation report (copy of order sheet dated 10-10-2022 is attached as Annexure-II).
3. That the Respondents have submitted implementation report on 04/09/2022 mentioned in the order sheet dated: 04/11/2022 already annexed in Annexure-I.

It is, therefore, humbly prayed that on acceptance of the instant petitions in the above mentioned Execution Petition, the salaries of the applicants/respondents may graciously be released.

**The Secretary Health,**  
**Govt: of Khyber Pakhtunkhwa**  
**Respondent No. 1,**  
**Secretary to Govt. of**  
**Khyber Pakhtunkhwa**  
**Health Department**

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

**EXEUCION PETITION NO. 358/2022 IN SERVICE APPEAL NO.**  
**15179/2020**

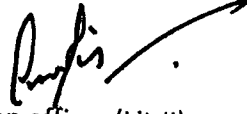
Nisar khan (Senior Clerk) -----Appellant

**VERSUS**

Govt. of Khyber Pakhtunkhwa & Others -----Respondent

**AFFIDAVIT.**

I Mohammad Tufail Section Officer (Lit-II) govt. of Khyber Pakhtunkhwa Health Department do hereby solemnly affirm and declare that the implementation report in Service Appeal No.358 of 2022 is submitted on behalf of respondents is true and correct to the best of my knowledge, belief and that nothing has been concealed from this Hon'ble Court.

  
Section officer (Lit-II)  
Govt: of Khyber Pakhtunkhwa  
Health Department  
Khyber Pakhtunkhwa

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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR.

Execution Petition No. 358 /2022  
In Service Appeal No.15179/2020



Nisar Khan, senior Clerk (BPS-14),  
DHO Office Lower & Central Kurram.

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 349

Dated 20/6/2022

**PETITIONER**

VERSUS

1. The Secretary Health, Khyber Pakhtunkhwa, Peshawar.
2. The Director General Health Services, Khyber Pakhtunkhwa, Peshawar.
3. The District Health ~~Education~~ <sup>Officer</sup> Officer, District Lower & Central Kurram.

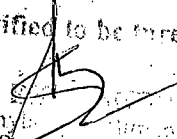
**RESPONDENTS**

.....  
EXECUTION PETITION FOR DIRECTING THE  
RESPONDENTS TO IMPLEMENT THE  
JUDGMENT DATED 25.01.2021 OF THIS  
HONOURABLE TRIBUNAL IN LETTER AND  
SPIRIT.  
.....

**RESPECTFULLY SHEWETH:**

1. That the petitioner has filed service appeal No.15179/2020 in the Honourable Tribunal for direction the respondents to consider the petitioner for promotion to the post of Office Assistant (BPS-16) with effect from 14.01.2018, when some juniors to the petitioner were promoted to the post of Office Assistant (BPS-16) with all back and consequential benefits.

Certified to be true copy

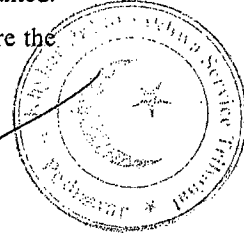
  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

27.09.2022

Appellant in person present. Mr. Naseer-Ud-Din Shah,  
Assistant Advocate General alongwith Mr. Safiullah, Focal  
Person for the respondents present.

Implementation report not submitted. Representative  
of the respondents requested for time to submit  
implementation report. Last opportunity is granted.  
Adjourned. To come up for implementation report before the  
S.B on 10.10.2022.

(Mian Muhammad)  
Member (E)



10<sup>th</sup> Oct, 2022

Learned counsel for the petitioner present. Mr.  
Muhammad Adeel Butt, Addl: AG alongwith Mr. Tufail, SO for  
respondents present.

Implementation report on behalf of the respondents not  
submitted despite last chance, therefore, salaries of the judgment  
debtors attached. The Accountant General Khyber Pakhtunkhwa  
is directed to attach the salaries of the respondents not to release  
the same till further order by this Tribunal and the respondents  
are directed to appear in person alongwith proper  
implementation report, failing which further coercive measures  
under Section-51 of the CPC would be taken against them.

To come up on 04.11.2022 before S.B.

(Kalim Arshad Khan)  
Chairman

Certified to be true copy  
EX-10-2022  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

Amal II

I

Annex I

4<sup>th</sup> Nov, 2022

1. Clerk of learned counsel for the petitioner present. Mr. Kabirullah Khattak, Addl: AG alongwith Mr. Safiullah, Focal Person for respondents present.

02. Representative of the respondents produced office order No. 15485-89/promotion cell dated 02.11.2022, whereby in compliance with the judgment of this Tribunal, grievance of the petitioner has been redressed. Since the order of the Tribunal has been complied with, therefore, the instant execution petition is filed. Consign.

03. *Pronounced in open court in Peshawar and given under my hand and seal of the Tribunal on this 4<sup>th</sup> day of November, 2022.*

(Kalim Arshad Khan)  
Chairman

Certified to be true copy

Kalim Arshad Khan  
Chairman  
Services Tribunal  
Peshawar

Date of Presentation of Applicant 29/11/22  
 Number of Words 1200  
 Copying Fee 14/-  
 Urgent 9/-  
 Total 18/-  
 Name of \_\_\_\_\_  
 Date of Copy 29/11/22  
 Date of Delivery of Copy 29/11/22