

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Execution Petition No. 133/2021

Out of

S.A.# 1220/2016

Darul Uloom.....Appellant.

VERSUS

Secretary E&SE, Govt: of Khyber Pakhtunkhwa & others..... Respondents.

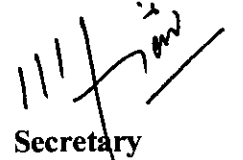
**APPLICATION/REQUEST FOR RELEASE OF MONTHLY SALARY/LIVING WAGE
OF THE RESPONDENT ATTACHED BY THIS HONORABLE TRIBUNAL VIDE
ORDER DATED 13-10-2022**

Respectfully Sheweth,

It is entreated with great reverence before this Generous Court as under:-

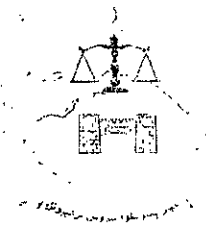
1. That the subject case was fixed for hearing on 13-10-2022 on the date the Honorable Service Tribunal has attached the salary of the Respondent with the direction to submit implementation report on the next date of hearing ie. 31-10-2022 that the representative of the Respondent has already submitted implementation report alongwith application for release of monthly salary on 16-11-2022 but the implementation petition was consigned being satisfied but the salary of the applicant was not released (copies are Annex-A,B)
2. It is further submitted that the order of Service Tribunal has complied but the salary of the Respondent is not released, which a clear needs order in this respect.

It is therefore, humbly prayed that on acceptance of this application this generous Service Tribunal may be very graciously pleased to release the salary of the Respondent Nos. 01 & 02, please



Secretary
E&S Education Department
Respondent Nos. 01 & 02

4-1-2023



**KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR**

All communications should be addressed to the Registrar KPK Service Tribunal and not any official by name.

Ph:- 091-9212281
Fax:- 091-9213262

No. 3045-47/ST Dated 26/10/2022

To:

1. Secretary, Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar.
2. Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (Elementary and Secondary Education) Kohistan

SUBJECT:- ORDER REGARDING PERSONAL APPEARANCE OF THE RESPONDENTS 1 to 3 IN EXECUTION PETITION NO. 133/2021, TITLED DAR UL ULOOM-VS- EDUCATION DEPARTMENT.

I am directed to forward herewith a certified copy of order dated 13.10.2022, passed by this Tribunal in the above mentioned execution petition for strict compliance.

Encl. As above.

SECRETARY DIARY
No. 457
Dated 26/10

SSR
kn
26/10

g/x
27/10
(WASEEM AKHTAR),
REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL,
PESHAWAR.

27
AS (G)
27/10

DS (2)
502 Lit-117



Office of the
Accountant General

Fort Road, Khyber Pakhtunkhwa
Peshawar Pakistan

Phone: 091 9211250-54

No. Lit/S.T/Attachment of salary/ 2022/1264-69

Dated: 10.11.2022

To,

The Accounts Officer,
Payroll.....08.....

The Accounts Officer,
Payroll.....03.....

[Handwritten signature]
AS(G)
17/11

SUBJECT:- ATTACHMENT OF SALARY

Please refer to Registrar Khyber Pakhtunkhwa Service Tribunal Peshawar letter No.3044 /ST, dated: 26.10.2022 and order sheet dated: 13.10.2022 on the subject noted above.

It is requested to attach the salary of the officers as mentioned below in the Execution Petition No.133/2021 as per Court orders.

- The Secretary E & SE, Govt of KP Peshawar.
- The Director E & SE, Govt of KP Peshawar
- The District Education Officer Peshawar

[Handwritten signature]

Accounts Officer
(Litigation)

~~DS(Lit-1)~~
So(Lit-11)

Copy is forwarded to the:-

1. Registrar, Khyber Pakhtunkhwa, Service Tribunal Peshawar with the request to specify by whom the salary may be attached District Education officer MALE or District Education Officer FEMALE
- ✓ 2. The Secretary Education, Govt of Kp Peshawar.
3. The Director Schools and Literacy, Department, Peshawar.
4. The District Education Officer Peshawar

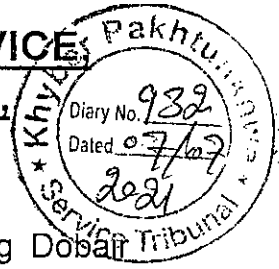
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11.11.2022
Accounts Officer
(Litigation)

SECRETARY
No. 1708
Dated 17-11-22

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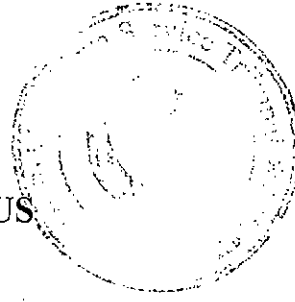
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**BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR AT CAMP COURT,
ABBOTTABAD.**



EP No 133/24

Dar-Ui-Uloom, Employee (P.E.T), Government High School Jagg Doba
Tehsil Pattan, District Kohistan.



...APPLICANT

VERSUS

1. Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education Peshawar.
2. Director Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar.
3. District Education Officer. (Elementary & Secondary Education) Khyber Pakhtunkhwa.

...RESPONDENTS

**APPLICATION FOR IMPLEMENTATION/EXECUTION
OF JUDGMENT AND ORDER DATED 19-02-2019 OF
THIS HONORABLE TRIBUNAL.**

13th Oct. 2022

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

Implementation report has not been submitted despite last opportunity. Therefore, let the salaries of the judgment debtors are attached. The Accountant General Khyber Pakhtunkhwa are directed to attach salaries of respondents No. 1 to 3 till further orders of this Tribunal. Respondents are directed to appear in person alongwith the proper implementation report on the next date.

To come up on 31.10.2022 for further proceedings.



(Handwritten signature)

(Kalim Arshad Khan)
Chairman

15-11-2022

1099
16/11/22
درجہ کاغذ
تاریخ

BEFORE THE HON'BLE SERVICE TRIBUNAL PESHAWAR

EP NO 133/2021

OUT OF

SA No 1220/2016

DARUL ULOOMPETITIONER

VERSUS

GOVT: OF KHYBER PAKHTUNKHWA & OTHERS..... RESPONDENTS

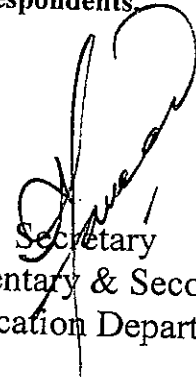
SUBJECT:- **APPLICATION/REQUEST FOR RELEASE OF MONTHLY SALARY OF THE RESPONDENTS NO 1 ATTACHED BY THIS HON'ABLE COURT VIDE ORDER DATED , 13/10/2022 IN EP# 133/2021.**

Respectfully sheweth,

It is entreated with great reverence before this generous Court as under:-

1. That this Hon'able Court instructed the Respondents to implement this Hon'able Tribunal order/judgment.
2. That the respondent department already implemented the order of Honorable Service tribunal and the court has decided the matter and the subject EP # 133/2022 has filed.(Annex.B)
3. The respondents are much merciful for the said failure which was not intentional but due to unavoidable circumstances.

It is therefore, humbly prayed that on acceptance of this Application this generous court may be very graciously pleased to release the monthly salary of the Respondents.


Secretary
Elementary & Secondary
Education Department.

Dar-ul-Uloom

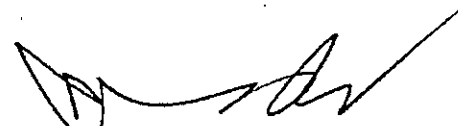


31st Oct, 2022


1. Learned counsel for the petitioner present. Mr. Kabirullah Khattak, Addl: AG alongwith Mr. Bahramand, Asst: Director for respondents present.

02. Representative of the respondents submitted that in compliance with the judgment of this Tribunal, the grievance of the petitioner has been redressed. Representative of the respondents produced copy of letter No. 1307/AD (Lit-II) dated 14.10.2022 addressed to the Section Officer (Lit:II) wherein case of the petitioner has been sent to the Establishment Department regarding settlement of absence period as the same was said to be beyond the power of the District Education Officer. Now the things are on the track and the matter will be decided soon. Since the order of the Tribunal has substantially 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 31st day of October, 2022.


(Kaim Arshad Khan)
Chairman

Date of Presentation of Application 01/11/22
Number of Words 800
Copies 10/-
Filing Fee 10/-
Date of Receipt of Copy 15/11/22
Date of Delivery of Copy 25/11/22

Certified true copy

Chairman
Khyber Pakhtunkhwa
Service Tribunal
Peshawar