

EP 44/2020

22.11.2021

None present on behalf of the petitioner and Mr. Muhammad Rasheed, DDA alongwith Muhammad Zubair, HC for the respondents present.

In view of the positions reflected in order dated 23.11.2020, the petitioner is seemingly on fault to avail the benefit of his reinstatement. Whether befitting to its letter and spirit or not, the petitioner having remained indifferent to availing the benefit of given fruit of the judgment at his credit; is no more entitled to further proceedings in his execution petition, which if allowed, will result of abuse of process of the Tribunal. Be filed and consigned to the record room.



Chairman
Camp Court, D.I.Khan

22.02.2021

Counsel for the petitioner present.

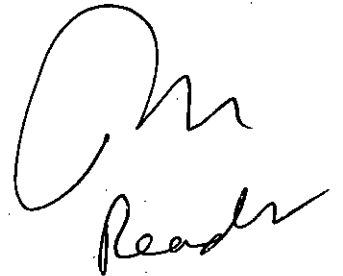
Noor Zaman Khattak learned District Attorney alongwith Muhammad Zubair H.C for respondents present.

Learned counsel for the petitioner requested for adjournment. Adjourned. To come up for further proceedings on 24.05.2021 before S.B at Camp Court, D.I Khan.



(Atiq ur Rehman Wazir)
Member (E)
Camp Court, D.I Khan

*Due to COVID-19 therefore to
come up for the sale on 27/4/21*



Reader

27.09.2021

Nemo for petitioner. Mr. Usman Ghani, District Attorney alongwith Mr. Muhammad Zubair H.C for the respondents present.

Previous date was changed on Reader Note, therefore, notice for prosecution of the petition be issued to the appellant as well as his counsel and to come up for further proceedings before the S.B on 22.11.2021 at Camp Court D.I Khan.



(ATIQ-UR-REHMAN WAZIR)
MEMBER (EXECUTIVE)
CAMP COUR D.I KHAN

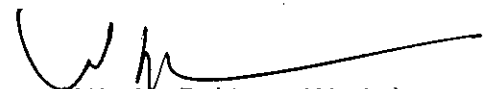
23.11.2020

Learned counsel for petitioner and Muhammad Jan, learned DDA alongwith Muhammad Zubair H.C for respondents present.

Learned counsel for the appellant stated that the appellant has not been reinstated till today whether as learned DDA for respondents has produced reinstatement order of the appellant and stated that the appellant was informed again and again telephonically as well as vide newspaper to report his arrival but till today he is unable to attend to the relevant office.


Learned counsel for the appellant stated at the bar that the case may be adjourned to the next hearing, in the meanwhile, the appellant will again try to attend to his office for arrival and if he was permitted, compliance report to this effect will be submitted on the next date of hearing.

Adjourned to 22.12.2020 before S.B.at Camp Court, D.I. Khan.


(Atiq-Ur-Rehman Wazir)
Member (E)
Camp Court, D.I. Khan

22.12.2020


Due to Pandemic of Covid-19, the case is adjourned to 22.02.2021 for the same.


Reader

26.10.2020

Petitioner has not forth come. Mr. Muhammad Jan, Deputy District Attorney alongwith representative of the department Mr. Muhammad Zubair, Constable are present.

Petitioner has been reinstated provisionally by virtue of the order of Commandant Frontier Reserve Police, Khyber Pakhtunkhwa, Peshawar, dated 09.07.2018 but according to learned counsel representing petitioner, actually he has not been reinstated but today neither petitioner is present nor his counsel is available due to general strike of the legal fraternity of D.I.Khan, therefore, it would be appropriate to adjourn the petition to next date for inquiring about the reinstatement as per order of the Service Tribunal. Adjourned to 23.11.2020 for further proceedings before S.B at Camp Court, D.I.Khan.


(MUHAMMAD JAMAL KHAN)
MEMBER
CAMP COURT D.I.KHAN

27-3 .2020

Due to COVID19, the case is adjourned to

23/4 /2020 for the same as before.

23.4.2020

Due to COVID 19, the case is adjourned
to 21.9.2020 for the same.

Reader

21.09.2020

Petitioner with counsel present.

Mr. Muhammad Jan learned Deputy District Attorney for respondents present.

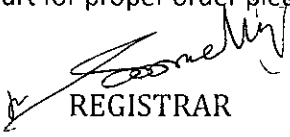

According to office order available on Page-08 , the present petitioner was reinstated in service on provisional basis but learned counsel for petitioner informed that the petitioner has not been reinstated till today. As such, notice be issued to respondents with direction to make sure presence of a responsible officer before the Tribunal in order to apprise regarding the implementation report. To come up on 26.10.2020 before S.B at Camp Court, D.I.Khan.



(Rozina Rehman)
Member (J)
Camp Court, D.I.Khan

Form-A
FORM OF ORDER SHEET

Court of _____
Execution Petition No. 44/2020

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	06.02.2020	<p>The execution petition of Mr. Zahid Musharaf received today by post through Nauman Akbar Khan Advocate may be entered in the relevant register and put up to the Court for proper order please.</p> <p> REGISTRAR</p> <p>This execution petition be put up before touring S. Bench at D.I.Khan on <u>27-3-2020</u></p> <p> CHAIRMAN</p>

BEFORE THE HONORABLE KHYBER
PAKHTUNKHWA SERVICE TRIBUNAL CAMP
DERA ISMAIL KHAN.

Execution Petition No 44 2020.

C.M No. _____ 2020.

ZAHID MUSHARAF
VERSUS
PROVINCIAL POLICE OFFICER & OTHERS
EXECUTION PETITION

I N D E X

S.No	Description of Documents	Annexure	Page
1.	Grounds of Execution & Affidavit		1-4
2.	Copy of Judgment dated 02-03-2017	"A"	5-7
3.	Copy of Execution Petition	"B"	8-9
4.	Copy of order no. 7187/SI Legal dt 9-7-18	"C"	10
4.	Copy of Order dated 31-05-2019	"D"	11
5.	Wakalatnama		12

Dated: 06/02/2020

Yours Humble Petitioner

Zahid Musharaf

Zahid Musharaf
Through Counsel

Nauman Akbar Khan

Nauman Akbar Khan

Advocate High Court, Dera Ismail Khan.

(1)

BEFORE THE SERVICE TRIBUNAL K.P.K.
PESHAWAR.



Execution Petition No. 44/2020

In Service Appeal No. 106/2012

ZAHID MUSHARAF.

S/O Haji Musharaf Khan, Caste Mansoorhel, R/O Panyala, Tehsil Pahar Pur,
District Dera Ismail Khan. Ex-Constable No. 815, FRP, Dera Ismail Khan.
CNIC # 12103-5818650-5 Cell # 0345-987-2482.

.....(Petitioner)

V E R S U S

1. **PROVINCIAL POLICE OFFICER.**

Police Lines, near Civil Secretariat, Khyber Pakhtunkhwa, Peshawar.

2. **ADDITIONAL INSPECTOR GENERAL OF POLICE/ COMMANDANT, FRP**

Khyber Pakhtunkhwa, Peshawar.

3. **SUPERINTENDENT OF POLICE, SP, FRP.**

SP, Frontier Reserve Police, (FRP) Qasim Road, Dera Ismail Khan.

4. **DISTRICT ACCOUNT OFFICER.**

Dera Ismail Khan.

.....(Respondents)

EXECUTION PETITION FOR DIRECTING THE
RESPONDENTS TO IMPLEMENT THE JUDGMENT DATED
02-03-2017 OF THIS HONORABLE TRIBUNAL IN ITS
LETTER AND SPIRIT.

Respectfully Sheweth:-

1- That the petitioner is the law abiding, respectable, bona fide
and permanent resident of District Dera Ismail Khan, and has

instituted service appeal no. 106/2012 against the order dated 22-11-2011 and 01-10-2011.

2- That appeal was finally heard by this august Tribunal on 02-03-2017, and the august Tribunal was kind enough to accept the appeal and consequence thereof re-instated the Petitioner in service with all back benefits. Copy of the Judgment dated 02-03-2017 is attached as **Annexure "A"**.

3- That since the announcement of the judgment, the petitioner waited for more than two months to implement the judgment dated 02-03-2017 of this honorable Tribunal, but the departmental authority did not take any action on the judgment dated 02-03-2017.

4- That the petitioner filled execution petition no. 98/2017 before this honorable court which was remain pending for execution. Copy of the execution petition is annexed as **Annexure "B"**.

5- That in the meanwhile the respondents no. 2 issued an order no. 7187/SI Legal, Dated Peshawar the 09/07/2018 annexed as **Annexure "C"**, and give impression that the Petitioner is re-instated in service on provisional basis, till the decision of CPLA lodged by the department against the above mentioned judgment, and thus the Petitioner request for consignment of execution petition for the time being. Copy of the order dated 31-05-2019 is annexed as **Annexure "D"**.

6- That since then the petitioner time and again visited the respondents department for have regard for the order of this honorable Tribunal, but all in vain, thus feeling aggrieved from the impugned order no. 7187/SI Legal, Dated Peshawar the 09/07/2018 is constrain to challenge the same inter alia on the following grounds.

G R O U N D S:-

- Sanwan*
- a)** That the impugned order no. 7187/SI Legal, Dated Peshawar the 09/07/2018 is against the law, facts and circumstances of the case, hence discriminatory.
- b)** That the petitioner time and again visited the respondents department for re-instatement and to issue the outstanding amount but the respondent pay no attention to the hue and cry of the petitioner.
- c)** That the respondent deliberately and willfully not obeying this tribunal order, and trying to mislead, this honorable court in shape of order no. 7187/SI Legal, Dated Peshawar the 09/07/2018, wherein on one hand giving impression of obeying of this honorable Tribunal order of re-instatement of the Petitioner and on other hand paying no attention to the frequent request of the petitioner for re-instatement and back benefits. Which speak volumes mala fide on the part of the respondents.
- d)** That the judgment is still in field and has not been suspended or set aside by the august Supreme Court of Pakistan, therefore, the department is legally bound to obey the judgment dated 02-03-2017 of this honorable Tribunal in letter and spirit.
- e)** That the act of the respondent's is arbitrary and against the rights so created through the acquiescence and act of the respondent's.
- f)** That due to the aforesaid reason most respectfully it is submitted that the above said acts, of the respondents named above are illegal, unlawful, against the law and clear cut misusing of the powers of being Government Officials.
- g)** That since there is no other efficacious remedy available to the petitioner except to file the instant petition.

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h) That the petitioner above named neither has made any false statement nor has concealed any fact from this Honorable Court, hence, this petition is being filed before this Honorable Court.

i) That counsel of the petitioner may kindly be allowed to raise further grounds during the course of arguments.

It is, therefore, humbly requested that on acceptance of instant execution petition, the petitioner may graciously be reinstated in service with all back benefits to meet the ends of justice and equity.

Dated: 06-02-2020

Your Humble Petitioner

Zahid Musharaf

Zahid Musharaf
Through Counsel

Nauman Akbar Khan

Nauman Akbar Khan
Advocate
High Court, Dera Ismail Khan.

AFFIDAVIT

I, **Zahid Musharaf**, S/O Haji Musharaf Khan, Caste Mansoorkhel, R/O Panyala, Tehsil Pahar Pur, District Dera Ismail Khan. Ex-Constable No. 815, FRP, Dera Ismail Khan do hereby solemnly affirm declared on oath that contents of the above execution petition are true and correct to the best of my knowledge and nothing has been concealed from this Honourable Tribunal.

IDENTIFIED BY:-

Nauman Akbar Khan

Nauman Akbar Khan
Advocate High Court Dera Ismail Khan.

Deponent
Zahid Musharaf

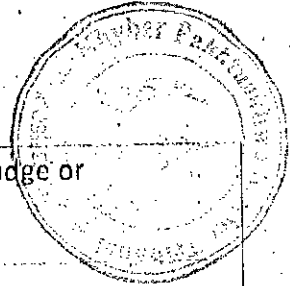
Abdul Baseer Advocate
R.O. & A.C.
ATTESTED
No. AB
District Commissioner Dera Ismail Khan

28/11/2020

5

Annex A

2



Sr. No

Date of order/proceedings

Order or other proceedings with signature of Judge or Magistrate

2

3

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Appeal No. 106/2012

Zahid Musharaf Versus the Provincial Police Officer, Khyber Pakhtunkhwa Peshawar and others.

JUDGMENT

MUHAMMAD AZIM KHAN AFRIDI, CHAIRMAN:-

02.03.2017.

Counsel for the appellant and Mr. Usman Ghani, Senior Government Pleader for respondents present.

2. Zahid Musharaf Ex-Constable No. 815, FRP D.I.Khan hereinafter referred to as the appellant has preferred the instant service appeal under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 against order dated 22.11.2011 communicated to the appellant on 29.11.2011 vide which his departmental appeal against original order dated 01.10.2011 was rejected.

3. Brief facts giving rise to the present appeal are that the appellant was serving as constable when subjected to enquiry on the allegations of willful absence from duty w.e.f. 2.6.2011 to 08.06.2011, 24.6.2011 to 29.06.2011 and 03.07.2011 to 27.07.2011 and removed from service vide original order dated 01.10.2011 against which he preferred departmental appeal which was also rejected on 22.11.2011.

4. Learned counsel for the appellant has argued that the

ATTESTED


Chairman
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

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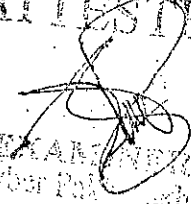
appellant was punished twice for the same charge as the period of absence was treated as leave without pay and appellant also removed from service. That the penalty of removal from service was not warranted when the period of absence was treated as leave without pay. In support of his stance reliance was placed by the learned counsel for the appellant on case law reported as 2007-PLC(C.S) 1318 (Punjab Service Tribunal) as well as judgment of this Tribunal dated 23.01.2017 passed in service appeal No. 577/2012.

5. Learned Senior Government Pleader has argued that the appellant remained absent from duty without prior sanction and as such he was rightly proceeded against departmentally. That the penalty of removal from service as well as ~~that~~ of treatment of absence period as leave without pay, in the circumstances of the case, warrants no interference.

6. We have heard arguments of learned counsel for the parties and perused the record.

7. It is evident from the record that the period of absence from duty attributed to the appellant has been converted by the competent authority into leave without pay. When the absence period is treated as leave without pay then penalty in the shape of removal of appellant from service was not warranted.

8. In view of the above we accept the present appeal and as a consequence thereof reinstate the appellant in service with all back benefits however the absence period of the appellant from

ATTESTED

Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

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47

service till date shall be considered as leave without pay. Parties are left to bear their own costs. File be consigned to the record room.

Announced *Self M. Azim Khan Afzali*
02.03.2017 *Chairman*

Self Ahmad Hassan
Member

Consignment for true copy
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Date of Presentation of Application	13-04-2017
Number of Voids	1600
Copying Fee	10-00
Urgent	2-00
Total	12-00
Name of Copyist	<i>[Signature]</i>
Date of Completion	13-04-17
Date of Delivery of Voids	13-04-17

8

Ann = B

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

Execution Petition No. 98 /2017
In Service Appeal No.106/2012

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 401

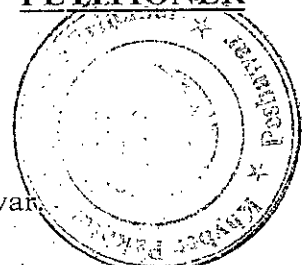
Date: 12-05-2017

Zahid Mushraf,
Ex-Constable No.815, FRP, D.I. Khan.

PETITIONER

VERSUS

1. The Provincial Police officer, KPK, Peshawar.
2. The Additional I.G.P/Commandant, FRP, Peshawar.
3. The S.P, FRP, D.I. Khan.



RESPONDENTS

.....
**EXECUTION PETITION FOR DIRECTING THE
RESPONDENTS TO IMPLEMENT THE
JUDGMENT DATED 02.03.2017 OF THIS
HONOURABLE TRIBUNAL IN LETTER AND
SPIRIT.**

.....
RESPECTFULLY SHEWETH:

1. That the petitioner has filed service appeal No. 106/2012 against the orders dated 22.11.2011 and 1.10.2011.
2. The appeal was finally heard by the this august Tribunal on 2.3.2017 and the august Tribunal was kind enough to accept the appeal and consequence thereof reinstate the appellant in service with all back. (Copy of judgment dated 2.3.2017 is attached as Annexure-A)
3. That since the announcement of the judgment, the petitioner waited for more than two months to implement judgment dated 2.3.2017 of this Honourable Tribunal, but the departmental authority did not take any action on the judgment dated 2.3.2017.

Certified to be true copy

[Signature]
 12/05/2017
 Khyber Pakhtunkhwa
 Service Tribunal,
 Peshawar

That in-action and not fulfilling formal requirements by the department after passing the judgment of this august Tribunal, is totally illegal amount to disobedience and Contempt of Court.

- 5. That the judgment is still in the field and has not been suspended or set aside by the Supreme Court of Pakistan, therefore, the department is legally bound to obey the judgment dated 2.3.2017 of this Honourable Tribunal in letter and spirit.
- 6. That the petitioner has having no other remedy except to file this execution petition.

It is, therefore, most humbly prayed that the department may be directed to implement the judgment dated 02.03.2017 of this august Tribunal in letter and spirit. Any other remedy, which this august Tribunal deems fit and appropriate that, may also be awarded in favour of petitioner.

Zahid Musharafa

PETITIONER
Zahid Musharaf

THROUGH:

Asif

(M. ASIF YOUSAFZAI)
ADVOCATE SUPREME COURT
&
(TAIMUR ALI KHAN)
ADVOCATE HIGH COURT

AFFIDAVIT:

It is affirmed and declared that the contents of the execution petition are true and correct to the best of my knowledge and belief.

Zahid
DEPONENT

ATTESTED

Oath Commissioner
Zafoor Khan Advocate
Distt: Court Peshawar

12 MAY 2017

Certified to be true copy

Zafoor Khan
Khan Advocate
Distt: Court Peshawar

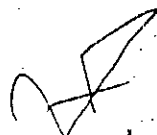
Date of Deposition 06/11/17
 Number of Pages 800
 Copies of Affidavit 10
 Original 4
 Total 14
 Name of Dependent [Signature]
 Date of Deposition of Copy 06/11/17
 Date of Deposition of Copy 06/11/17

ORDER

10

AM-3C

In pursuance with the directions of Inspector General of Police Khyber Pakhtunkhwa, Peshawar issued vide CPO letter No. 1825/Legal, dated 05.06.2018, the decision of Khyber Pakhtunkhwa Service Tribunal Peshawar dated 02.03.2017 in service appeal No. 106/2012 is hereby implemented, Ex-constable Zahid Musharaf No. 815 of FRP/DI Khan Range is hereby re-instated in service on provisional basis, till the decision of CPLA lodged by the department against the above mentioned judgment



Commandant,
Frontier Reserve Police,
Khyber Pakhtunkhwa, Peshawar.

No. 7187 / SI Legal, dated Peshawar the 09/07 / 2018.

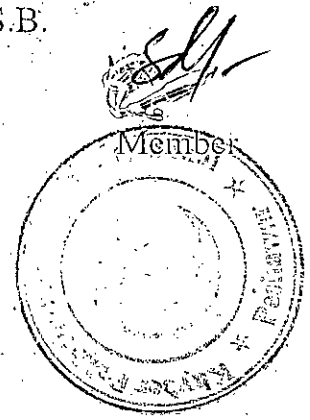
Copy of above is forwarded for information & n/action to the SP FRP DIKhan Range, DIKhan. His service record sent herewith.

11

Ann = D

18.04.2019

DBA is on strike. Mr. Kabirullah Khattak learned AAG alongwith Ihsan SI legal present. Adjourn. To come up for further proceedings on ³¹29.05.2019 before S.B.



31.05.2019

Counsel for the petitioner and Addl. AG alongwith Ihsanullah, ASI for the respondents present.

Learned counsel for the petitioner states that in view of order dated 09.07.2018 issued by the Commandant, Frontier Reserve Police, Peshawar and ensuing reinstatement of petitioner he is under instructions to request for consignment of instant execution proceedings for the time being.

Order accordingly.

Handwritten signature and the word "Chairman" below it.

Cancelled for same copy
Signature
S. Kabirullah
Peshawar

Date of Presentation of Copy	06-11-19
Number of Copies	600
Copying Fee	6-00
Urgent	4-00
Total	10-00
Name of Copy	[Signature]
Date of Completion of Copy	06-11-19
Date of Delivery of Copy	06-11-19

12

WAKALAT NAMA

Nauman Akbar Khan

BEFORE HONORABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, CAMP COURT, DERA ISMAIL KHAN.

FROM: PETITIONER

ZAHID MUSHARAF

VERSUS: PPO etc

SUIT/ OFFENCE:

EXECUTION PETITION

DETAIL OF SUIT/OFFENCE:

I, MR. ZAHID MUSHARAF, do hereby appoint, Mr. MOHAMMAD YOUSAF KHAN ADVOCATE SUPREME COURT OF PAKISTAN & NAUMAN AKBAR KHAN, Advocate High Court, Dera Ismail khan, in the above mentioned case, to do all or any of the following acts, deeds and things:

- 1) To appear, act and plead for me in the above mentioned case in this or any other court/tribunal in which the same may be tried or heard and any other proceedings arising out of or connected therewith.
- 2) To sign, verify, file or withdraw all proceedings, petitions, appeals, applications and affidavits for compromise or withdrawal or submission to arbitration of the said case or any other documents as may be deemed necessary or advisable by him for the conduct, prosecution or defense of the said case at all its stages.
- 3) To receive payment and issue receipt for all money that may or become due and payable to me during the course of proceedings.
- 4) To employ any other legal practitioner authorizing him to exercise the power and authorities hereby conferred on the advocate whenever he may think fit to do so.

And hereby agree:

That the advocate shall be entitled to withdraw from prosecution/defense of the case if the whole or any part of the agreed fees remains unpaid.

In witness whereof I/We have signed this Power of Attorney here under, the contents of which have been read/explained to me/us and fully understood by me/us on this 28TH day of, January, 2020.

Attested & Accepted By:

Signature of Executant (s)

Nauman Akbar Khan

Zahid Musharaf

Nauman Akbar Khan
2020

نقل روزنامچہ

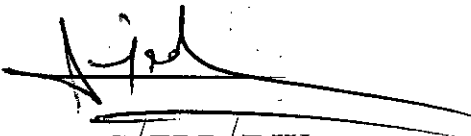
مد نمبر 11۔ حاضری بحالی سروس۔ شاہ جہان خان LO مورخہ 09-01-2021 بوقت 10:20 بجے اس وقت درج ہے کہ بحوالہ آمدہ لیٹر نمبر 188 مورخہ 05-01-2021 مجاریہ جناب کمانڈنٹ صاحب پشاور ایکس کانسٹیبل زاہد مشرف 815 جو کہ سروس پر بحال ہو چکا تھا اور حاضری نہیں کر رہا تھا۔ اب حاضری کی جاوے۔ مذکورہ کانسٹیبل لائن حاضر آیا جس کی حاضری درج روزنامچہ کی جاتی ہے اور نقل افسران بالا کی خدمت میں ارسال کی جاتی ہے۔

جناب عالی!

نقل بمطابق اصل ہے۔

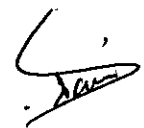
Sir,

Forwarded Please.

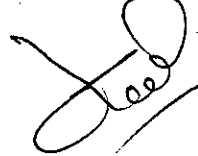

MHC/FRP/DIK

18/02/2021

مورخہ۔


Line Officer
ERP/DIK
19-02-2021

ATTESTED




OSP FRP
O.I. Khan

19-02-2021

ORDER

In pursuance with the directions of Inspector General of Police Khyber Pakhtunkhwa, Peshawar issued vide CPO letter No. 1825/Legal, dated 05.06.2018, the decision of Khyber Pakhtunkhwa Service Tribunal Peshawar dated 02.03.2017 in service appeal No 106/2012 is hereby implemented. Ex-constable Zahid Musharaf No 815 of FRP/DI Khan Range is hereby re-instated in service on provisional basis, till the decision of CPLA lodged by the department against the above mentioned judgment.


Commandant,
Frontier Reserve Police,
Khyber Pakhtunkhwa, Peshawar.

No. 7187 / SI Legal, dated Peshawar the 19-1-2018.

Copy of above is forwarded for information & n/action to the SP FRP DIKhan Range, DIKhan. His service record sent herewith.



OFFICE OF THE COMMANDANT
FRONTIER RESERVE POLICE
KHYBER PAKHTUNKHWA, PESHAWAR
Ph: No. 091-9214114 Fax No. 091-9212602

By No. 26/2021
08/01
21
KHYBER PAKHTUNKHWA POLICE

No. 188 /SI Legal, dated 05/01/2021

Net OHC/SRC

(25)

To: - The Superintendent of Police, FRP
DI Khan Range, DI Khan.

F. & A action issue charge sheet.
Statement of allegation Mehmood
Nawaz DSP FRP miminated an Enquiry
Hear.

Subject: - ORDER.
Memo:

SP FRP DI Khan

Please refer to this office order Endst; No. 7187/SI Legal, dated 09.07.2018.

RKPPS
811

It is intimated that Ex-constable Zahid Musharaf No. 815 of FRP DI Khan Range, removed from service on 01.10.2011, due to absence from duty.

Feeling aggrieved he filed Service Appeal No. 106/2012 before the Khyber Pakhtunkhwa Service Tribunal Peshawar, against the order of his removal from service.

The Khyber Pakhtunkhwa, Service Tribunal accepted his Service Appeal vide judgment dated 02.03.2017 and reinstated the appellant in service with all back benefits. The Tribunal further directed that the absence period of the appellant from service shall be considered as leave without pay.

This office has filed CPLA against the judgment of Service Tribunal Peshawar, which is still pending in the Apex Court of Pakistan.

In the meanwhile, the appellant has filed Execution Petition No. 98/2017, before the Service Tribunal, Peshawar for implementation of the said judgment.

In this regard the CPO has accord approval for implementation of the said judgment till the decision of Apex Court of Pakistan vide CPO Memo No. 1825/Legal, dated 05.06.2018.

The judgment of Service Tribunal has been implemented provisionally till the outcome of CPLA, vide this office order Endst; No. 7187/SI Legal, dated 09.07.2018.

The applicant has failed to make his arrival report within time despite the facts that he was accordingly informed time and again by the office of SP FRP DI Khan Range on telephonically as well as through local newspaper "Sadai Haq" dated 19.04.2019 to report his arrival, but he failed to do so.

Now the applicant has filed another Execution Petition 44/2020 before the Peshawar Service Tribunal, at Camp Court DI Khan, wherein the Honorable Tribunal passed the order dated 23.11.2020, which is reproduced as below:-

Learned counsel for the appellant stated at the bar that the case may be adjourned to the next hearing, in the meanwhile, the appellant will again try to attend to his office for arrival and if he was permitted, compliance report to this effect will be submitted on the next date of hearing.

Keeping in view, the above facts and as approved by the competent authority, the applicant (ex-constable Zahid Musharaf No. 815) is allowed to report arrival and an enquiry shall be conducted against him that why did he failed to make his arrival report well in time, despite the facts that he was informed accordingly time and again.

Sid
PPS attached
9/

08-01-21
5-01-21

COMMANDANT
Frontier Reserve Police,
Khyber Pakhtunkhwa, Peshawar.

کاروبار

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31 PC محمد رفیقان 171/8021 (32) PC امجد علی اللہ 171/8018
 33 PC عبد الباقی 171/8704 (39) PC غلام علی 171/8072
 35 PC محمد رمضان 171/8024 (36) PC سلطان 171/8081
 37 PC سلطان 171/8780 (35) PC محمد شامہ 171/8236

653 20/07/2018
 حکم نامہ کیس نمبر 7687 مورخہ 07/07/18 جاری کیا گیا ہے۔
 815
 کاروبار سے FRP لیکچرار کے لئے ایک ایف ڈی کی درخواست
 سے - ای - ایل - اے کے لئے ایک ایف ڈی کی درخواست
 کی ضرورت ہے۔ دو بارہ سال کے لئے ہے۔
 منسلک ہے۔

57


654 07/18/2018
 حکم نامہ DSP کے لئے درخواست
 نامہ - ای - ایل - اے - ای - ایل - اے - ای - ایل - اے
 ایف ڈی کی درخواست ہے۔ درخواست لیا جا رہا ہے۔ درخواست
 کی ایک کاپی ڈیڑھ گھنٹے میں دی جائے گی۔ تمام لوگوں کو
 کو طلب کیا گیا ہے۔ صرف ایک ایف ڈی کی درخواست
 لیں۔ اگر ایف ڈی کی درخواست میں ایف ڈی کی درخواست
 ماری ہوگی تو ایف ڈی کی درخواست میں ایف ڈی کی درخواست
 اور ایف ڈی کی درخواست میں ایف ڈی کی درخواست
 ضروری ہے۔

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655 23-7/18
 حکم نامہ DSP کے لئے درخواست
 پر ایف ڈی کی درخواست
 حکم نامہ DSP کے لئے درخواست
 کے لئے درخواست میں ایف ڈی کی درخواست
 کے لئے درخواست میں ایف ڈی کی درخواست
 کے لئے درخواست میں ایف ڈی کی درخواست
 کے لئے درخواست میں ایف ڈی کی درخواست

ORDER

In pursuance with the directions of Inspector General of Police Khyber Pakhtunkhwa, Peshawar issued vide CPO letter No. 1825/Legal, dated 05.06.2018, the decision of Khyber Pakhtunkhwa Service Tribunal Peshawar dated 02.03.2017 in service appeal No. 106/2012 is hereby implemented, Ex-constable Zahid Musharaf No. 815 of FRP/DI Khan Range is hereby re-instated in service on provisional basis, till the decision of CPLA lodged by the department against the above mentioned judgment.


Commandant,
c/c Frontier Reserve Police, Peshawar,
Khyber Pakhtunkhwa, Peshawar.

No. 7/87 / SI Legal, dated Peshawar the 07/07 /2018.

Copy of above is forwarded for information & n/action to the SP FRP DIKhan Range, DIKhan. His service record sent herewith.