

Execution Petition 137/2021

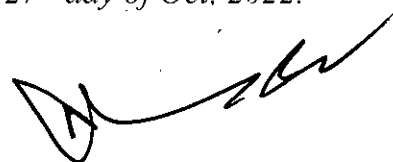
27th Oct 2022

1. Learned counsel for the petitioner present. Mr. Kabirullah Khattak, Addl: AG alongwith Mr. Qazi Muhammad Naeem, Assistant Director, DG Health office and Mr. Farukh Jamil, Hospital Director, DHQ, D.I.Khan present.

2. Respondents submitted copy of office order No. 11731-36 dated 25.10.2022, whereby in compliance of the judgment of the Tribunal, the grievance of the petitioner has been redressed. Learned counsel for the appellant submitted that in the above order, the respondents have wrongly mentioned the father's name of the petitioner as Muhammad Saood instead of Muhammad Saeed, therefore, direction might be given to the respondents for rectification of the same. Mr. Qazi Muhammad Naeem, Assistant Director, DG Health office is directed to check the record and if the contention of the petitioner is correct then necessary correction be made in the office order. Since the order of the Tribunal has been complied with, therefore, the instant execution petition is filed.

3. Mr. Farukh Jamil, Hospital Director, DHQ, D.I.Khan submitted an application for release of salary. In view of the implementation of the judgment, the salary the respondent No. 2 is released. The District Accounts Officer, D.I.Khan are directed to release salary of the respondent No.2 forthwith. Consign.

4. *Pronounced in open court in D.I.Khan and given under my hand and seal of the Tribunal on this 27th day of Oct, 2022.*



(Kalim Arshad Khan)
Chairman
Camp Court D.I.Khan

28th Sept, 2022

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

It is noted with concerned that no proper representation is made by the respondent department before the Tribunal in violation of the standing orders of the Establishment Department. Despite clear directions given on the previous date, respondents have not submitted implementation report. This Tribunal has no other alternative but to take action against respondents. The Accountant General Khyber Pakhtunkhwa and District Accounts Officer, D.I.Khan are directed to attach salaries of the respondents No. 1 to 2 till further orders by this Tribunal and compliance report be submitted to the Registrar of this Tribunal. Show cause notice be also issued to the respondents as to why they should not be proceeded under the Contempt of Court Ordinance 2003. Respondents are directed to appear in person alongwith the implementation report.

To come up on 27.10.2022 for further proceedings at camp court D.I.Khan.



(Kalim Arshad Khan)
Chairman
Camp Court D.I.Khan

1st July, 2022

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

Learned Addl: AG seeks time to contact the respondents for submission of implementation report. Respondents are directed to submit proper implementation report on the next date positively. To come up for implementation report on 07.07.2022 before S.B at Peshawar.



(Kalim Arshad Khan)
Chairman
Camp Court D.I.Khan

07th July, 2022

None present for the petitioner. Mr. Muhammad Adeel Butt, Addl. AG for the respondents present and assured that the judgment will be complied with if some time is granted to the respondents. Let a last opportunity ~~be~~ granted to respondents to comply with the judgment of the Tribunal and submit implementation report on or before the next date. Case is adjourned to 24.08.2022 before S:B at Camp Court, D.I.Khan



(Kalim Arshad Khan)
Chairman

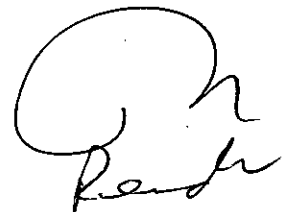
annexed with the execution petition having been passed by the Directorate General Health Services Khyber Pakhtunkhwa under endorsement No. 1996-2001-Personnel/M. Shahid House Keeper dated 22.03.2020. Accordingly, on acceptance of the departmental appeal of Muhammad Shahid/appellant in Service Appeal No. 743/2014 wherein the detailed judgment was passed, he has been reinstated in to service in accordance with the judgment to his original post at DHQ Hospital, D.I.Khan. If the said judgment, as was made basis for disposal of appeal of present petitioner, has been implemented by the department; it is the obligation of the department to implement the said judgment in favour of the petitioner as the different treatment cannot be meted out to the petitioner having regard to his constitutional rights. The respondent department is directed to submit the implementation report on 21.02.2021 before the S.B at camp court, D.I.Khan.



Chairman
Camp Court, D.I.Khan.

21/2/2022

Due to retirement of the Hon'ble
Chairmen to come up for the same
as before on 01/07/2022



EP 127/2021

16.12.2021

Counsel for the petitioner and Mr. Noor Zaman
District Attorney for the respondents present.

In order to make the thing understandable for the purpose of execution of the judgment dated 12.03.2018 passed in Service Appeal No. 743/2014, whereby besides the said appeal connected service appeals No. 544/2014, 745/2014 and 746/2014 were also disposed of on the basis of main judgment vide short order recorded in all the respective connected appeals. The present petitioner was the appellant in Appeal No. 746/2014 and according to the short order in his appeal, the same was accepted as per detailed judgment in connected Service Appeal No. 743/2014 "titled Muhammad Shahid Vs. Government of Khyber Pakhtunkhwa through Secretary Health Department and others." Copy of said detailed judgment as annexed with the execution petition is available on file. In operative part of the said judgment, the executable portion reveals that the departmental authority should be given chance to take into consideration all issues, and observations and passed a detail order within a period of sixty days after receipt of the judgment, failing which the appeals would be deemed to have been accepted. It was also directed that in the meantime, the posts already advertised should not be filled by the department. Learned counsel for the petitioner has drawn the attention to an office order

13.12.2021

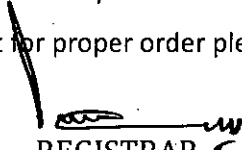


Counsel for the petitioner and Mr. Muhamad Adeel Butt, learned Additional Advocate General for the respondents present.

Learned AAG seeks short adjournment to contact the concerned departmental authority to apprise the Tribunal about the steps taken towards implementation of the judgment at credit of the petitioner. Request is accorded. Case to come up on 16.12.2021 before the S.B at Camp Court, D.I.Khan.


Chairman
Camp Court, D.I.Khan

Form- A
FORM OF ORDER SHEET

Court of _____
Execution Petition No. 137 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	19.07.2021	<p>The execution petition of Mr. Ammar Ali submitted today by Mr. Muhammad Waqar Alam Advocate may be entered in the relevant register and put up to the Court for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-		<p>This execution petition be put up before Touring S. Bench at D.I.Khan on <u>28-10-21</u></p> <p style="text-align: right;"> CHAIRMAN</p>
	28.10.2021	<p>Counsel for the petitioner present.</p> <p>Notice of the present execution petition be issued to the respondents for submission of implementation report. To come up for implementation report on 13.12.2021 before S.B at Camp Court, D.I. Khan.</p> <p style="text-align: right;"> (ATIQ-UR-REHMAN WAZIR) MEMBER (E) CAMP COURT D.I. KHAN</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR

EXECUTION PETITION NO. _____ OF 2021

Ammar Ali

Versus

Director General Health Service etc

EXECUTION PETITION

INDEX


S.No	Particulars of the Documents	Annexure	Page
1)	Grounds of Execution petition with affidavits	--	1-3
2)	Copy of service appeal along with judgment dated 12/03/2018	--	4-10
3)	Copy of the better copy of the judgment dated 12/03/2018 along with short order	--	11-17
4)	Copy of representations and office order dated 22/03/2020 along with other representations and applications are hereby jointly annexed as ready reference.	--	18-23
5)	Wakalatnama	--	24

Petitioner

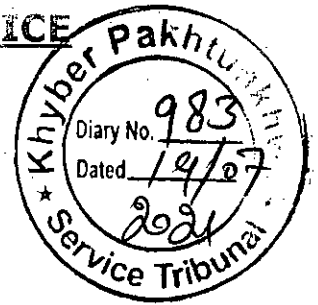
Dated: 08/07/2021


Ammar Ali

Through Counsel


Muhammad Waqar Alam
Advocate High Court

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR



EXECUTION PETITION NO. 137 OF 2021

Ammar Ali son of Muhammad Saeed caste Chughtai r/o Basti Ustrana South, Tehsil & District Dera Ismail Khan.
(Petitioner)

Versus

- 1. Director General Health Department Civil Secretariat**
- 2. Medical Superintendent District Headquarter Teaching Hospital Dera Ismail Khan.**

(Respondents)

EXECUTION PETITION

That the petitioner hereby applies for execution of the Judgment herein below as follows:

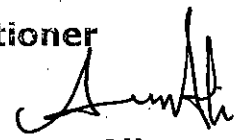
1	Suit No.	Service Appeal No. 746/2014
2	Name of Parties	Ammar Ali son of Muhammad Saeed caste Chughtai r/o Basti Ustrana South, Tehsil & District Dera Ismail Khan. (PETITIONER) VERSUS 1. Director General Health Department Civil Secretariat 2. Medical Superintendent District Headquarter Teaching Hospital Dera Ismail Khan (RESPONDENTS)
2	Date of Judgment	12/03/2018
3	Whether any Appeal preferred from Department	Nil
4	Previously execution petition is filled or not	No
5	Relief granted in the	At present this Tribunal is of in view that

Ali

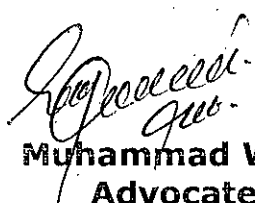
	judgment	departmental authority _____
6	Amount of Costs, if any	Nil
7	Against whom to be executed	Respondents
8	Mode in which the assistance of the court if required	By issuing appropriate order against the respondents to decide the representation of the petitioner and implement the judgment of this Tribunal with letter and spirit as already one Shahid (Colleague of petitioner) got relief on the basis of this judgment. It is pertinent to mention here that the judgment of the court partially accepted in case of Shahid and the respondents are reluctant to not implement the same in favour of the petitioner.

It is therefore, humbly prayed that the instant petition may kindly be accepted.

Petitioner



**Ammar Ali
Through**

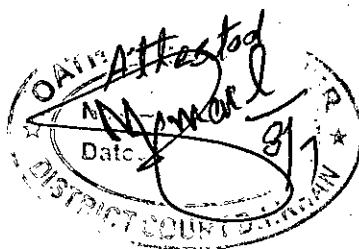
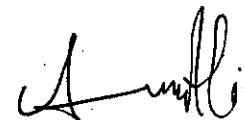


**Muhammad Waqar Alam
Advocate High Court**

July 05, 2021

Affidavit:

I, the petitioner, do hereby solemnly affirm and declared on Oath that all the contents of the petition are true and correct to the best of my knowledge and belief and no other petition on the same subject matter was filed earlier.

**Deponent
Ammar Ali**

DIRECTORATE GENERAL HEALTH SERVICES
KHYBER PAKHTUN KHWA PESHAWAR



E-Mail Address: nwfrdghs@yahoo.com office Ph# 091-9210269 Exchange# 091-9210187, 9210196 Fax # 091-9210230

OFFICE ORDER

In the light of Health Department Govt: of Khyber Pakhtunkhwa letter No. SOH-VI/HD/Service Tribunal/8-89/2020-21 dated 18/05/2022 and in compliance of Khyber Pakhtunkhwa Service Tribunal camp court D.I. Khan, decision dated 12/03/2018 in service appeal No. 744/2014, 745/2014 & 746/2014, the termination order No. 6862 dated 17/12/2013, No.6871 dated 17/12/2013 and No. 6826 dated 17/12/2013 issued by the Medical Superintendent DHQ; Hospital D.I. Khan and DGHS KP office letter No. 4466-68/personnel dated 17/05/2018, are hereby cancelled ab-initio in respect of Mr. Ammar Ali S/O Muhammad Saood Junior Clerk , Mr. Abdur Rashid S/O Imam Bakhsh Ward Orderly and Mr. Muhammad Ramzan S/O Pervaz Khan Ward Orderly DHQ: Hospital D.I. Khan thereby, they are re-instated in accordance with the judgment to their original posts at DHQ; Hospital D.I. Khan.

Mr. Ammar Ali Junior Clerk, Mr. Abdur Rashid Ward Orderly and Mr. Muhammad Ramzan Ward Orderly are hereby directed to report at DHQ: Hospital D.I.Khan for duty in the best interest of public.

Sd/xxxxxxx

DIRECTOR GENERAL HEALTH
SERVICES, K.P.K PESHAWAR.

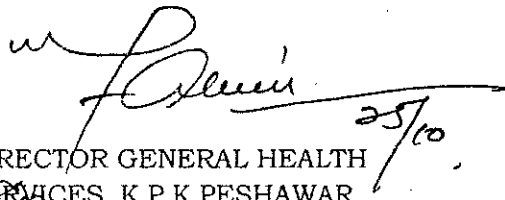
Dated 25/10/2022

No. 11731-36/Personnel

Copy forwarded to the:-

1. Hospital Director MTI DH: Hospital D.I. Khan.
2. Registrar Khyber Pakhtunkhwa Service Tribunal Camp Court D.I.Khan
3. Director Litigation DGHS Office Peshawar.
4. DAO D.I Khan.
5. PA to DHGS KP Peshawar.
6. Official concerned.

For information and necessary action.


DIRECTOR GENERAL HEALTH
SERVICES, K.P.K PESHAWAR.

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

In Re Appeal No. 746 /2014



Ammar Ali S/o Mohammad Saeed Caste Chughtai R/o
Basti Ustrana South, Tehsil & District Dera Ismail Khan.

.....(Appellant/Petitioner)

VERSUS

778
28/5/2014

- 1) Government of Khyber Pakhtunkhwa, Through Secretary Health, Health Department Civil Secretariat, Peshawar.
- 2) Director General Health, Health Department Civil Secretariat, Peshawar.
- 3) Medical Superintendent, District Head Quarter Teaching Hospital, Dera Ismail Khan.

.....(Respondents)

**APPEAL UNDER SECTION 4 OF THE
N.W.F.P SERVICE TRIBUNAL ACT 1974
AGAINST THE ORDER DATED 15/05/2014
WHEREBY DEPARTMENTAL APPEAL BY
THE APPELLANT AGAINST HIS REMOVAL
FROM SERVICE WAS REJECTED BY
RESPONDENT NO. 2.**


Respectfully Sheweth:-

1- That respondent No. 3 had invited application for appointment against different post in District Head Quarter Teaching Hospital, Dera Ismail Khan vide advertisement dated 02/05/2013 published in Daily Newspaper "Sada-e-Haq" & "Sada-e-Dera" Copy of advertisement is enclosed as **Annexure "A"**.

28/5/14
2-


That appellant considering himself eligible applied for the post of Junior Clerk to respondent No. 3.

ATTESTED


**EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar**

- 3- That respondent No. 3 constituted a committee of recruitments / appointment and promotion consisting of Dr. Khalid Aziz (M.S D.H.Q Hospital) Dera Ismail Khan as its chairman, while Dr. Khan Shah District Radiologist at District Head Quarter Teaching Hospital, Dera Ismail Khan and Dr. Malik Akhtar Javed (S.M.O) District Head Quarter Teaching Hospital, Dera Ismail Khan as members. Copy of office order dated 01/07/2013 is enclosed as **Annexure "B"**.
- 4- That the selection committee in its meeting held on 03/07/2013 recommended and appointed the appellant against the post of Junior Clerk and some other persons were also recommended for appointment on various posts as advertised. Copy of the minutes of meeting dated 03/07/2013 is enclosed as **Annexure "C"**.
- 5- That accordingly vide office order No. 4366-69 dated 08/07/2013 the appellant was appointed as Junior Clerk in BPS-09, then the petitioner joined service, submitted arrival report, medical fitness certificate and was allowed to assume charge, service book was prepare and the petitioner started to discharge his official functions. The copies of appointment order, arrival report, medical fitness certificates and service book are enclosed as **Annexure "D"**.
- 6- That the appellant was working on his post for more then a month when he was verbally stopped from discharging his duty by the respondent No. 3 Dr. Hashim Khan Marwat, and payment of his salary was also stopped. Respondent No. 3 also advertised the post afresh on 15/08/2013 without any formal order of removal / termination of the appellant from service. Later on realizing their mistake after issuance of advertisement the appellant was issued a show cause notice dated 20/08/2013 albeit illegally with false and frivolous allegation that the appointment was illegal. Which was accordingly replied. Copies of advertisement, show cause notice and reply are enclosed as **Annexure "E, F & G"**.

ATTESTED


EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

7. That appellant challenged the aforesaid actions of respondent No. 3 before the Honourable Peshawar High Court Bench Dera Ismail Khan through Writ Petition No. 393 of 2013 which was disposed off and the respondent were directed to pay the salary of the appellant along with others. But respondents having not implemented the judgment / orders of the Honourable High Court then the appellant alongwith others filed a contempt application and also filed an other Writ Petition No. 557 of 2013. During the hearing of the Writ Petition on 19/12/2013 respondent No. 3 produce an order dated 17/12/2013 of removal from service of the appellant alongwith other petitioners of the Writ Petition, therefore the appellant counsel did not pressed the Writ Petition in order to seek his remedy before proper forum. Writ Petition was accordingly dismissed but the Honourable High Court was pleased to direct respondent No. 3 to pay the salary to the appellant including other petitioners for the period during which they worked. Copies of the orders of the High Court alongwith Writ Petitions are attached herewith marked as "H, I & J"

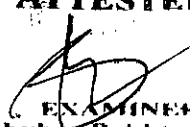
8. That the appellant filed his Departmental appeal against the order of dismissal, on 01/01/2014 which was rejected on 15/05/2014 by the respondent No. 2. Copies of appeal and order dated 15/05/2014 are attached as Annexure "K & L".

9. That the appellant being aggrieved of the order of dismissal from his service and also from the rejection of his departmental appeal on 15/05/2014 is constrained to assail the same through the instant appeal inter alia on the following grounds:-

GROUNDS:-

a) That the impugned order is highly illegal without lawful authority and malafide thus liable to be set aside.


ATTESTED


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Khyber Pakhtunkhwa
Service Tribunal
Peshawar

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- b)** That the appellant was appointed in accordance with law after observing all codal formalities and worked against the post of Junior Clerk satisfactorily.
- c)** That the appellant was qualified for the post on which he was appointed.
- d)** That the Medical Superintendent District Head Quarter Teaching Hospital Dera Ismail Khan (Dr. Khalid Aziz Baloch) who appointed the appellant had retired from service and the new incumbent (Dr. Hashim Khan Marwat) having rivalry with him, took the revenge from appellant and others, appointed by his predecessor. The action is therefore of personal vendetta and thus illegal.
- e)** That if there was any illegality, then the proper course would have been to have constituted a High Power Committee to look into matter and only then another recommendation of that committee if any adverse action was proposed then the competent authority may take any action, action could have been taken but that too against the appointing authority because appellant had no role in the same.
- f)** That the entire exercise is motivated by the personal vendetta and malafide of respondent No.3 thus liable to be struck down.
- g)** That Dr. Hashim Marwat who was the then Medical Superintendent at the crucial time and who had passed dismissal orders of the appellant, tried to conduct illegal interviews for appointment but failed in his attempt due to publication of the matter in local press. Which proves that the said Medical Superintendent removed the appellant from the post and to appoint his own blue eyed on extraneous considerations. Cutting of the Newspapers are enclosed as Annexure "M".
- h)** That no order was passed by respondent No. 2 and his place Assistant Director has passed the order of dismissing the appeal, the order was not speaking one he was not competent to pass such order. The order is without jurisdiction,

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Peshawar

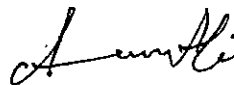
without lawful authority and is without any reason. Hence not tenable on the premises of law.

- i)* That departmental appeals of four persons were decided through a single order without giving separate reasons in support of its orders is of no value.
- ii)* That the counsel for the Petitioner may kindly be allowed to raise the additional grounds at the time of arguments.

In wake of the submission made above, it is humbly prayed that on acceptance of this appeal the respondents functionaries of Health Department of Khyber Pakhtunkhwa may very graciously be directed to appoint the petitioner as Junior Clerk against the post previously held by the petitioner / appellant with all back benefits.

Your Humble Petitioner

Dated: 27/05/2014



Ammar Ali
Through Counsel



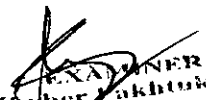
SHAUKAT HAYAT KHAN KHAKWANI
Advocate High Court,
Dera Ismail Khan.

CERTIFICATE:-

I, Ammar Ali S/o Mohammad Saeed Caste Chughtai R/o Basti Ustrana South, Tehsil & District Dera Ismail Khan, that it is first Re-appeal and no such appeal has ever been preferred in this Honourable Service Tribunal by the Petitioner.

Dated: 27/05/2014

ATTESTED



EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

DEPONENT



Ammar Ali

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BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

In Re Appeal No. _____/2014

Ammar Ali **VERSUS** The Govt: K.P.K etc.

AFFIDAVIT

I, Ammar Ali S/o Mohammad Saeed Caste Chughtai R/o Basti Ustrana South, Tehsil & District Dera Ismail Khan, do hereby solemnly affirm and declare on oath that all the parawise contents of the appeal are true and correct and nothing has been deliberately concealed from this Honourable Service Tribunal.

Dated: 27/05/2014

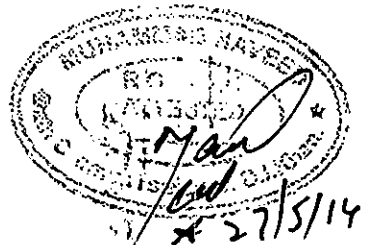
DEPONENT

Ammar Ali

AMMAR ALI

Certified to be true copy

[Signature]
EXAMINER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar



Date of Presentation of Application 04/6/14

Number of Words 2200

Copying Fee 26/-

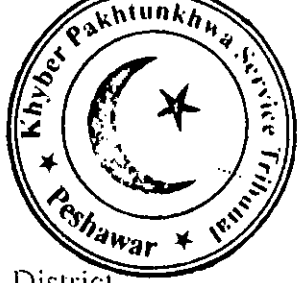
Urgent _____

Total 26/-

Name of Copy _____

Date of Completion of Copy 07/6/14

Date of Delivery of Copy 07/6/14

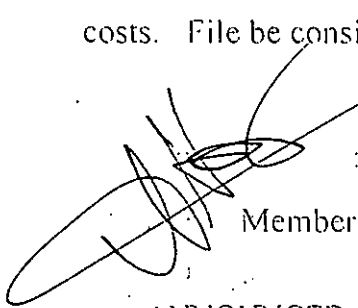


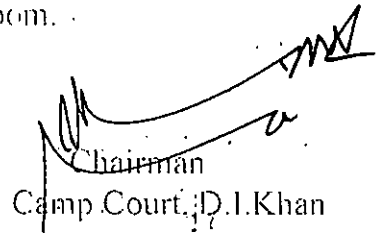
- 10 -

12.03.2018

Counsel for the appellant and Mr. Ziaullah, Deputy District Attorney alongwith Muhammad Jamshaid. CCT for the respondents present. Arguments heard and record perused.

This appeal is accepted as per our detailed judgment of today in connected service appeal No. 743/2014 entitled "Muhammad Shahid-vs-Govt. of Khyber Pakhtunkhwa through Secretary Health Department and others". Parties are left to bear their own costs. File be consigned to the record room.

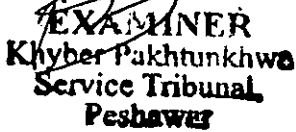

Member


Chairman
Camp Court, D.I. Khan

ANNOUNCED

12.03.2018

Certified to be true copy


EXAMINER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

Date of Presentation of Application 04/6/21
Number of Words 7000
Copying Fee 42/-
Urgent 3/1
Total 52/-
Name of Copyist _____
Date of Completion of Copy 07/6/21
Date of Delivery of Copy 07/6/21

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- 11 - 15/17/25

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
CAMP COHALE D.I KHAN

Service Appeal No 743/2014

Date of Institution 28.05.2014

Date of decision 12.03.2018



Muhammad Shahid son of Sona Khan Caste Bajwan R/O Bash Sair Nagir,
Daraban Road, Tehsil and District D.I Khan (Appellant)

Versus

1 Government of Khyber Pakhtunkhwa through Secretary Health Department,
Civil Secretariat, Peshawar and 2 others (Respondents)

Mr. Shaikat Hayat Khar Khakwani,
Advocate

For appellant

Mr. Zaullah,
Deputy District Attorney

For respondents

MR. NIAZ MUHAMMAD KHAN,
MR. AHMAD HASSAN,

CHAIRMAN
MEMBER

JUDGMENT

NIAZ MUHAMMAD KHAN, CHAIRMAN - This judgment shall dispose of connected service appeals No. 744/2014 Abdur Rashid No. 745/2014 Muhammad Ramzan, and No. 746/2014 Ammar Ali as in all the appeals common questions of law and facts are involved.

2 Arguments of the learned counsel for the parties heard and record perused.

FACTS

3 The appellants were appointed on different posts on the same date i.e. 04.07.2013. They were removed from service on 27.12.2013 against which they

ATTESTED

[Handwritten signature]
Secretary

ATTESTED
[Handwritten signature]

ARGUMENTS

4. Learned counsel for the appellants argued that the appellants were removed from service after show cause notice only. The proper procedure was followed under the disciplinary rules. That the reason for removal of the appellants shown in the show cause notice was appointments by the appointing authority without adopting the proper procedure for recruitment. That no detail was given that what procedure was not adopted. That the appellants duly replied to the show cause notice and thereafter, the removal orders of the appellants were passed on 17.12.2013. That the appellant then filed departmental appeals which were rejected by the departmental appellate authority without assigning any reasons. The learned counsel for the appellants further argued that by not giving the detail reasons in the original order as well as in the order of appellate authority, the appellants could not defend their case. He further argued that if any illegality was committed by the appointing authority, then it was he to be made culpable and not the appellants as per settled law on the subject. That the mentioning the order of the Worthy Peshawar High Court in the impugned order was misplaced as the Worthy Peshawar High Court had never observed that the appointments were made in violation of the rules.

5. On the other hand the learned Deputy District Attorney argued that appointment of one of the appellant namely Muhammad Shahi was against the rules as the rules did not provide for the post of House Keeper (Male). He further argued that the appointing authority one day before his retirement issued the appointment orders of the appellants in violation of the rules. No Departmental

ATTESTED

Selection Committee was constituted in this regard the members of the D.S.C. denied their signatures on the minutes of the meeting. That the appointment was made during the ban imposed by the government. That the show cause notice was issued to the appellant and that he was heard in person.

CONCLUSION

6. The show cause notice is silent about the detail of irregularities/allegations committed by the authority. The show cause notice only mentions of non-adoption of procedure in the recruitment in accordance with the provisions of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules. It has not been mentioned in the show cause notice that the appointing authority was not competent or the appellant lacked qualification or no advertisement was made or was also not mentioned in the said show cause notice that no D.S.C. was constituted or the signatures of the members of the D.S.C. were fake and bogus. The purpose of a show cause notice is always to afford sufficient opportunity to a civil servant to defend himself. But when a show cause notice is given merely without details the show cause notice loses its utility and the concerned civil servant shall be presumed to be prejudiced by not defending himself properly. The departmental appellate authority also rejected the appeal without assigning any reasons so as to enable this Tribunal to reach at any conclusion as to how the appointment orders were against the rules. And whether the appellants were or may instrumental in getting the said appointment letters with their names. The statements of the learned DDA regarding fake and bogus signatures of the members of the D.S.C. is not supported by any material. When this Tribunal put a query to the learned DDA that how did the department come to know about fake and bogus signature of the members of D.S.C. he replied that there is nothing on the official record of the present appeal. However, the department has...

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fact in their written replies. An Enquiry committee was constituted not any other occasion is highlighted by the department before whom or on which the said members of the committee have had the occasion of denial of their signatures. And of equal importance is the fact that the appellants have not been given any chance to confront the denial of the members of the committee through due process. The denial of ban as argued by the learned DDA has also not been mentioned in the writ case notice or in the order of the departmental appellate authority. Imposing the ban and its legal outcome is left without discussion and would be discussed at the proper time. At present this Tribunal is of the view that the departmental appellate authority should be given chance to take into consideration all the facts and observations and pass a detailed order with reasons within a period of 60 days of the receipt of this judgment, failing which the present appeal will be deemed to have been accepted. In the meantime the writ petition should not be filed by the department. Parties are left to bear their own costs. This order shall be assigned to the record room.

ATTACHED

M. Ahmad
Sd/- Miaz Muhammad Khan
Chairman
Comptroller D T Khos
M. Ahmad Hassan
A. Ghosh

Correct copy

Date of Filing: 21/02/2018
 Number: 1602
 Page: 10/00
 Fee: 12/00
 Total: 12/00
 Name: *M. Ahmad Hassan*

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-15-

BETTER COPY

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

COMP COURT D.I.KHAN

Service Appeal No. 743/2014

Date of institution 28.05.2014

Date of Decision 13.03.2018

**Muhammad Shahid son of Sona Khan Caste Baloch R/O Basti Said Vagar, Daraban
Road, Tehsil and District D.I.Khan**

Versus

1. Government of Khyber Pakhtunkhwa through Secretary Health, Department Civil
Secretariat, Peshawar and 2 others. (Respondents)

Mr. Shaukat Hayat Khan Khakwani, For appellant
Advocate

Mr. Zainullah For respondents
Deputy District Attorney

MR. NIAZ MUHAMMAD KHAN CHAIRMAN

MR. AHMAD HASSAN MEMBER

JUDGMENT

NIAZ MUHAMMAD KHAN, CHAIRMAN This judgment shall also dispose of
connected service appeals No. 744/2014 Abdur Rashid, No. 745/2014 Muhammad
Ramzan, and No. 746/2014 Ammar Ali as in all the appeals common questions of law
and facts are involved.

2. Arguments of the learned counsel for the parties heard and record perused.

FACTS

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ATTESTED

3. The appellants were appointed on different posts on the same date i.e 04.0.2013. They were removed from service on 17.12.2013. against which they filed departmental appeals on 01.01.2014 which were rejected on 5.05.2014 thereafter, they filed service appeals on 28.05.2014.

ARGUMENTS

4. Learned counsel for the appellants argued that the appellants were removed from service after show cause notice only. That no proper procedure was followed under the disciplinary rules. That the reason for removal of the appellants shown in the show cause notice was appointments by the appointing authority without adopting the proper procedure for recruitment. That no detail was given that what procedure was not adopted. That the appellants duly replied to the show cause notice and thereafter the removal orders of the appellants were passed on 17.12.2013. that the appellant then filed, departmental appeals which were rejected by the departmental appellate authority without assigning any reasons. The learned counsel for the appellants further argued that by not giving the detail reasons in the original order as well as in the order of appellate authority, the appellants could not defend their case. He further argued if any illegality was committed by the appointing authority then it was he to be made culpable and not the appellants as per settled law on the subject. That the mentioning the order of the Worthy Peshawar High Court in the impugned order was misplaced as the Worthy Peshawar High Court had never observed that the appointments were made in violation of the rules.

5. On the other hand the learned Deputy District Attorney argued that appointment of one of the appellant namely Muhammad Shahid was against the rules as the rules did not provide for the post of House Keeper (Male). He further argued that the appointing authority one day before his retirement issued the appointments orders of the appellants in violation of the rules No Departmental Selection Committee was constituted and in this regard, the members of the D.S.C denied their signatures on the minutes of the meeting. That the appointments were made during the ban imposed by the government. That the show cause notice was issued to the appellant and that he was heard in person.

CONCLUSION

6. The show cause notice is silent about the detail of irregularities/illegality committed by the authority. The show cause notice only mentions of non-adoption of procedure in the recruitment in accordance with the provisions of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules. It has not been mentioned in the show cause notice that the appointing authority was not competent or the appellant lacked qualification or no advertisement was made it was also not mentioned in the said show cause notice that no D.S.C was constituted or the signatures of the members of the DSC were fake and bogus. The purpose of a show cause notice is always to afford sufficient opportunity to a civil servant to defend himself. But when a show cause notice is given generally without details. Then show cause notice loses its utility and the concerned civil servant shall be presumed to be prejudiced by not defending himself properly. The departmental appellate authority also rejected the appeal without assigning any reasons so as to enable this Tribunal to reach at any conclusion that how

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ATTESTED

the appointment orders were against the rules. And whether the appellants were in any way instrumental in getting the said appointment letters. In their favour. The arguments of the learned DDA regarding fake and bogus signatures of the members of the D>S.C is not supported by any material. When this Tribunal put a query to the learned DDA that how did the department come to know about fake and bogus signatures of the members of DSC he replied that there is nothing on judicial record of the present appeal. However the department has mentioned fact if their written replies Enquiry committee was constituted nor any other occasion is highlighted by the department before whom or on which the said members of the committee have had the occasion of final of their signatures. And of equal importance is the fact that the appellants have not been given any chance to confront the denial of the members of the committee through due process. The factum of ban as argued by the learned DDA has also not been mentioned in the show cause notice or in the order of the departmental appellate authority. Imposing the ban and its legal outcome is left without discussion and would be discussed at the proper time. (At present this Tribunal is of the view that the departmental appellate authority should be given chance to take into consideration all these issues and observations and pass a detailed order with reasons within a period of 60 days of the receipt of the judgment, Failing which the present appeals shall be depend to have been accepted in the meantime the posts already advertised should not be filled by the department.) Parties are left to bear their own costs file be consigned to the record room.

MR. NIAZ MUHAMMAD KHAN

CHAIRMAN

Camp court D.I.Khan

MR. AHMAD HASSAN

MEMBER

Date of Presentation of Application: 21-03-2018

Number of Words: 1600

Copying For: 10.00

Urgent: 2.00

Total: 12.00

Name of Copy: _____

Attested
ATTESTED

ATTESTED

- 18 -



GOVERNMENT OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT

NO. SOH-III/8-89/2019 (Muhammad Shahid)
Dated Peshawar the 2nd January, 2020

To,

The Director General,
Health Services Khyber Pakhtunkhwa,
Peshawar.

10/1/20
02/1/20
M/S

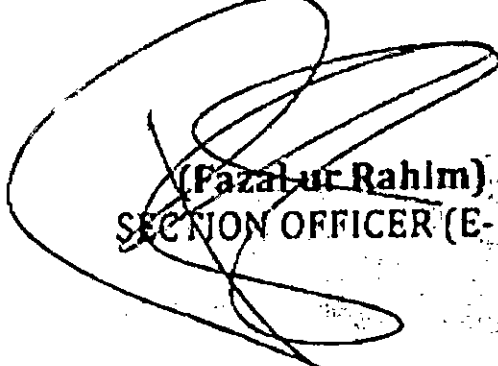
SUBJECT: REPRESENTAION AGAINST ORDER DATED 17-05-2018 PASSED BY THE DIRECTOR GENERAL HEALTH SERVICES KP PESHAWAR UPHOLDING THE TERMINATION ORDER DATED 17-12-2013 PASSED BY THE MS DHO HOSPITAL, D.I KHAN ON THE BASIS OF FAKE AND FACTITIOUS INQUIRY.

I am directed to refer to your letter No.4466-68 Dated 17-05-2018, in respect of Muhammad Shahid, Ex- House Keeper (BS-09) and to state that the rejection of Departmental appeal of the said official by your office is NOT in consonance with the judgment of the Khyber Pakhtunkhwa, Service Tribunal dated: 12-03-2018 in service Appeal NO. 743/2014 as the observations of service Tribunal reflected in the said judgment was not followed. The Tribunal has explicitly ordered that at present this Tribunal is of the view that the Departmental Appellate Authority should be given a chance to take into consideration all the issues & observation and pass a detail order with reasons within a period of sixty days of the receipt of this judgment failing which the present appeal shall be deemed to have accepted.

Now whereas the time of sixty days as specified by Hon'ble Tribunal has lapsed & the appeal stands accepted and furthermore the perusal of records shows that the appellant has been terminated due to row between outgoing (retiring) MS & the incumbent MS declaring the DSC faulty for no fault of the petitioner. Serving Notice to the petitioner (appointee) for the supposedly wrong appointment by the appointing authority is unfathomable.

In view of the above, I am directed to state that the present appeal may be accepted in light of Khyber Pakhtunkhwa, Serve Tribunal Judgment and be decided considering the aforementioned facts and cannon of justice, so that no injustice be meted out to the petitioner for no fault of him please.

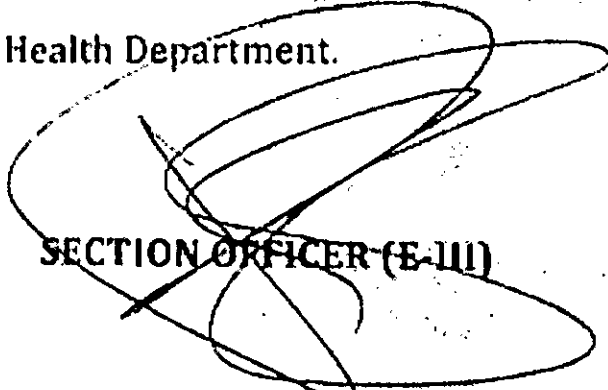
Encl: As above.


(Fazal ur Rahim)
SECTION OFFICER (E-III)

Endst: Even No. & Date.

Copy is forwarded for information & necessary action to the:-

- i) The Section Officer (Lit-II) Health Department.
- ii) PS to Secretary Health.


SECTION OFFICER (E-III)



DIRECTORATE GENERAL HEALTH SERVICES - (S/O) 46 KHYBER PAKHTUNKHWA PESHAWAR

Ministry of Health, Government of Khyber Pakhtunkhwa, Peshawar. Phone: 091-9210269 * Exchange: 091-9210197, 0210196 Fax: 091-0210230

OFFICE ORDER:-

On acceptance of Departmental Appeal by Health Department Govt. of Khyber Pakhtunkhwa vide letter No. SOH-III/8-89/2019(Muhammad Shahid) dated 02.01.2020 and in compliance of Khyber Pakhtunkhwa Service Tribunal Camp Court DIKhan decision dated 12.03.2018 in Service Appeal No.743/2014, the termination orders No. 6835-dated 17.12.2013 issued by MS DHQ Hospital DIKhan and DGHS Office Order No. 4466-68/Personnel dated 17.05.2018 are hereby cancelled/ab-initio in respect of Mr. Muhammad Shahid S/O Sona Khan House Keeper (BS-09) of DHQ Hospital DIKhan, thereby he is re-instated in accordance with the judgement to his original post at DHQ Hospital DIKhan.

Mr. Muhammad Shahid S/O Sona Khan House Keeper is hereby directed to report at DHQ Hospital DIKhan for duty in the best interest of public.

Sd/XXXXXXXXX
DIRECTOR GENERAL HEALTH SERVICES, K.P, PESHAWAR.
Dated 22/3/2020.

No. 1996-2001/Personnel/M Shahid House Keeper

Copy forwarded to the:-

1. Hospital Director MTI-DHQ Hospital DIKhan.
2. Registrar Khyber Pakhtunkhwa Service Tribunal Camp Court DIKhan.
3. Assistant Director (Lit) DGHS Office Peshawar.
4. DAO DIKhan.
5. PA to DGHS KP.
6. Official Concerned.

For information and necessary action.

ATTESTED
[Signature]

DIRECTOR GENERAL HEALTH SERVICES,
KHYBER PAKHTUNKHWA PESHAWAR.
[Signature]

22/3

-21-

ATTESTED
[Signature]



GOVERNMENT OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT

No. SOH-11/8-89/2020
Dated Peshawar the 17th September, 2020

To,

The Director General
Health Services Khyber Pakhtunkhwa
Peshawar.

SUBJECT: REPRESENTATION AGAINST ORDER DATED 17.05.2018 PASSED BY THE DIRECTOR GENERAL HEALTH SERVICES Khyber Pakhtunkhwa PESHAWAR UPHOLDING THE TERMINATION ORDER DATED 17.12.2013 PASSED BY THE MS-DHQ HOSPITAL D.I KHAN ON THE BASIS OF FAKE AND FACTITIOUS INQUIRY.

I am directed to refer to the subject noted above and to state that the rejection of Departmental appeal of the said officials by your office is NOT in consonance with the judgment of the Khyber Pakhtunkhwa, Service Tribunal dated 12.03.2018 in Service Appeal NO. 744/2014, 745/2014 and 746/2014 as the observations of service Tribunal reflected in the said judgment was not followed. The Tribunal has explicitly ordered that at present this Tribunal is of the view that the Departmental Appellate Authority should be given a chance to take into consideration all the issues & observation and pass a detail order with reasons within a period of sixty days of the receipt of this judgment failing which the present appeal shall be deemed to have accepted.

Now whereas the time of sixty days as specified by Hon'ble Tribunal has lapsed & the appeal stands accepted and furthermore the perusal of records shows that the appellant has been terminated due to row between outgoing (retiring) MS & the incumbent MS declaring the DSC faulty for no fault of the petitioner. Serving notice to the petitioner (appointee) for the supposedly wrong appointment by the appointing authority is unfathomable.

In view of the above, I am directed to state that the present appeal may be accepted in light of Khyber Pakhtunkhwa, service Tribunal judgment and be decided considering the aforementioned facts and cannon of justice, so that no injustice be meted out to the petitioner for no fault of him please.

Encl: As above,

[Signature]

SECTION OFFICER (E-VI)

Endst: Even No. & Date,

Copy is forwarded for information & necessary action to the :-

- i) PS to Secretary Health.

[Signature]

SECTION OFFICER (F-VI)

- 22 -

DIRECTORATE GENERAL HEALTH SERVICES KHYBER PAKHTUNKHWA PESHAWAR



E-Mail Address: dgshs@kpk.gov.pk Office Phn 091-9210269 Exchange# 091-9210187, 9210196 Fax # 091-9210230
No. 1618 / Personnel Dated: 17/09/2020

To.

The Hospital Director
MTI- DHQ Hospital Dikhan.

Subject.

APPLICATION FOR RE-INSTATEMENT INTO SERVICE

V-70

I am directed to forward herewith a copies of appeals alongwith enclosures submitted by the following Ex-Officials requesting for re-instatement into service which are self explanatory with the request to furnish your detailed comments in this regard as well as intimate as to whether their posts are still vacant under your control or otherwise:-

1. Mr. Amar Ali S/O Muhammad Saeed Ex-Junior Clerk
2. Mr. Abdul Rasheed S/O Imam Bakhsh Ex-Ward Orderly
3. Mr. Muhammad Ramzan S/O Parvez Ex-Ward Orderly

ATTESTED
[Signature]

[Signature]
ADDITIONAL DG (ADMN)
DIRECTORATE GENERAL HEALTH
SERVICES, K.P PESHAWAR.
[Signature]
16/9/2020



GOVERNMENT OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT

No. SOH-III/8-89/2020
Dated Peshawar the 17th September, 2020

To,

The Director General
Health Services Khyber Pakhtunkhwa
Peshawar.

SUBJECT: REPRESENTATION AGAINST ORDER DATED 17.05.2018 PASSED BY THE DIRECTOR GENERAL HEALTH SERVICES Khyber Pakhtunkhwa PESHAWAR UPHOLDING THE TERMINATION ORDER DATED 17.12.2013 PASSED BY THE MS-DHQ HOSPITAL D.I KHAN ON THE BASIS OF FAKE AND FACTITIOUS INQUIRY.

I am directed to refer to the subject noted above and to state that the rejection of Departmental appeal of the said officials by your office is NOT in consonance with the judgment of the Khyber Pakhtunkhwa, Service Tribunal dated 12.03.2018 in Service Appeal NO. 744/2014, 745/2014 and 746/2014 as the observations of service Tribunal reflected in the said judgment was not followed. The Tribunal has explicitly ordered that at present this Tribunal is of the view that the Departmental Appellate Authority should be given a chance to take into consideration all the issues & observation and pass a detail order with reasons within a period of sixty days of the receipt of this judgment failing which the present appeal shall be deemed to have accepted.

Now whereas the time of sixty days as specified by Hon'ble Tribunal has lapsed & the appeal stands accepted and furthermore the perusal or records shows that the appellants has been terminated due to row between outgoing (retiring) MS & the incumbent MS declaring the DSC faulty for no fault of the petitioner. Serving notice to the petitioner (appointee) for the supposedly wrong appointment by the appointing authority is unfathomable.

In view of the above, I am directed to state that the present appeal may be accepted in light of Khyber Pakhtunkhwa, service Tribunal judgment and be decided considering the aforementioned facts and cannon of justice, so that no injustice be meted out to the petitioner for no fault of his please.

Encl: As above.

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[Signature]
SECTION OFFICER (E-VI)

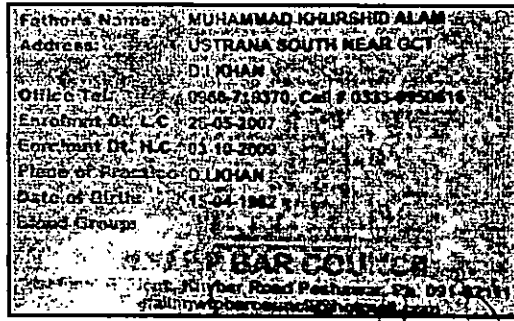
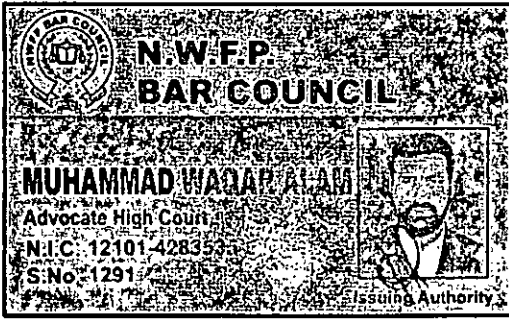
Endst: Even No. & Date.

Copy is forwarded for information & necessary action to the :-

- i) PS to Secretary Health.

[Signature]
SECTION OFFICER (E-VI)

وکالت نامہ



The Learned Service Tribunal of بغداد

Applicant

منجانب

Amman Ali

D.G. Heallu elu

Execution Petition

دعویٰ یا جرم

تفصیل دعویٰ یا جرم

باعث تحریر آنکہ

مقدمہ مندرجہ بالا عنوان میں اپنی طرف واسطے پیروی و جوابدہی برائے پیشی یا تصفیہ مقدمہ بمقام D. G. Heallu elu کیلئے

محمد وقار عالم ایڈووکیٹ ہائی کورٹ

کو حسب ذیل شرائط پر وکیل مقرر کی ہے، کہ ہر پیشی پر خود بذریعہ مختیار خاص رو برو عدالت حاضر ہوتا رہوں گا۔ اور ہر وقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دیکر حاضر عدالت کروں گا، اگر پیشی پر مظہر حاضر نہ ہوا، اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور پر میرے برخلاف ہو گیا، تو صاحب موصوف اسکے کسی طرح ذمہ دار نہ ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام کچہری کے علاوہ کے اوقات سے پہلے یا پچھتے یا بروز تعطیل پیروی کرنے کے ذمہ دار نہ ہوں گے۔ اور مقدمہ صدر کچہری کے علاوہ اور جگہ ساعت ہونے یا بروز تعطیل یا کچہری کے اوقات کے آگے پچھتے پیش ہونے پر مظہر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا بیان واپس کرنے کے بھی موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل ساختہ پر داخلہ صاحب موصوف مثل کردہ ذات خود منظور قبول ہوگا۔ اور صاحب موصوف کو عرضی دعویٰ یا جواب دعویٰ یا درخواست اجراءے ڈگری و نظر ثانی اپیل نگرانی و ہر قسم درخواست پر دستخط و تصدیق کرنے کا بھی اختیار ہوگا۔ اور کسی حکم یا ڈگری کرانے اور ہر قسم کا روپیہ وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے بیان دینے اور اس پر ثالثی یا راضی نامہ و فیصلہ پر حلف کرنے، اقبال دعویٰ کا بھی اختیار ہوگا، اور بصورت مقرر ہونے تاریخ پیشی مقدمہ مذکورہ بیرون از کچہری صدر پیروی مقدمہ مذکورہ نظر ثانی و اپیل و نگرانی و برا آمدگی مقدمہ یا منسوخی ڈگری یا کطرف یا درخواست حکم اتمامی یا ترقی یا گرفتاری قبل از فیصلہ اجراءے ڈگری بھی صاحب موصوف کو بشرط ادا ایسی علیحدہ جتانہ پیروی کا اختیار ہوگا اور تمام ساختہ پر داخلہ صاحب موصوف مثل کردہ ذات خود منظور قبول ہوگا۔ اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہوگا کہ مقدمہ مذکورہ یا اسکے کسی جزوی کاروائی یا بصورت درخواست نظر ثانی اپیل یا نگرانی یا دیگر معاملہ مقدمہ مذکورہ کسی دوسرے وکیل یا ایمر مشرکواپنے بجائے یا اپنے ہمراہ مقرر کریں، اور ایسے مشیر قانون کو بھی ہر امر میں وہی اور ویسے اختیارات حاصل ہوں گے، جیسے صاحب موصوف کو حاصل ہیں، اور وہ ان مقدمہ میں جو کچھ ہر جانہ التواء پڑیگا، وہ صاحب موصوف کا حق ہوگا۔ مگر صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا۔ تو صاحب موصوف کو پورا اختیار ہوگا کہ کسی مقدمہ کی پیروی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔

لہذا وکالت نامہ لکھ دیا ہے۔ تاکہ سند رہے

Accepted

20

ماہ

مورخہ

مضمون وکالت نامہ سن لیا ہے۔ اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔

العبد

العبد

Amman Ali
 Amman Ali

Before The Honourable KP Service Tribunal, Camp Court Dikhan
Execution Petition No. 137/2021

Ammar Ali VS DG Health & other
Execution Petition

APPLICATION FOR THE RELEASE OF
SALARY OF RESPONDENT NO. 2 /
HOSPITAL DIRECTOR MTE DIKHAN

Respectfully Sheweth,

That the Respondent No. 2 humbly submits as below;

- ①. That the above titled execution petition is pending before this Honourable Court & is tried for today.
- ②. That the instant case doesn't belong to the office of undersign, which fact is admitted by the Health department & in admission thereof has issued his appointment order which is produced before this Honourable Court. However, the salary of undersign is attached vide order sheet Dated 28/09/2022.

Hence, it is requested to release the salary of undersign as the judgment & order of this Honourable Tribunal is implemented.

27/10/2022
Dr. Farukh Jameel (Respondent No. 2)
Hospital Director

SCANNED
KPST
Peshawar

Diary No. 1833

Dated 1/11/22

BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

To

The Registrar KP
Service Tribunal, Peshawar


Subject: APPLICATION FOR RELEASE OF SALARY IN EXECUTION PETITION NO 137/2021 IN SERVICE APPEAL NO. 746/2014 TITLED AMMAAR ALI.

R/Sir,

The subject case was heard on 27/10/2022 in Honorable Khyber Pakhtunkhwa Service Tribunal, at Camp Court D I Khan. The implementation report in the subject case was submitted by Rep. of Director General Health Services Khyber Pakhtunkhwa to which the Honorable Tribunal was agreed.

It is therefore humbly requested that order for release of salaries of the Respondents in the subject case may please be issued.

put up to the monthly chair with relevant execution petition.


Director General Health Services
Khyber Pakhtunkhwa Peshawar

Reads,

22/11/22

The applicant should make the proper application to the Tribunal & up the Registrar



22/11/22

SCANNED
KFST
Peshawar

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 1834

BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR

To


The Registrar KP
Service Tribunal, Peshawar

Subject: **APPLICATION FOR RELEASE OF SALARY IN EXECUTION**
PETITION NO 365/2019 IN SERVICE APPEAL NO. 979/2013
TITLED DR. MUZAFFAR IQBAL.

R/Sir,

The subject case was heard on 27/10/2022 in Honorable Khyber Pakhtunkhwa Service Tribunal, at Camp Court D I Khan. The rep. of undersigned apprised the Honorable Tribunal that the pension case of the appellant is delayed due to non-availability of Last Pay Certificate (LPC). Responsibility for issuance of LPC is on the part of District Accounts Officer D I Khan. The Honorable Tribunal agreed the plea of Health Department.

It is therefore humbly requested that order for release of salaries of the Respondents in the subject case may please be issued.


1/11/22.
Director General Health Services
Khyber Pakhtunkhwa Peshawar

AA

SCANNED
KPST
Peshawar

Khyber Pakhtunkhwa
Service Tribunal

BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR

Case No. 1831
1/11/22

To

The Registrar KP
Service Tribunal, Peshawar

Subject: **APPLICATION FOR RELEASE OF SALARY IN EXECUTION**
PETITION NO 165/2022 IN SERVICE APPEAL NO. 955/2020
TITLED YASMEEN BIBI.

R/Sir,

The subject case was heard on 27/10/2022 in Honorable Khyber Pakhtunkhwa Service Tribunal, at Camp Court D I Khan and the Honorable Tribunal was apprised by District Health Officer Lakki Marwat regarding implementation of the decision which was agreed by the Honorable Tribunal.

It is therefore humbly requested that order for release of salaries of the Respondents in the subject case may please be issued.


Director General Health Services
Khyber Pakhtunkhwa Peshawar

SCANNED
KPST
Peshawar

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 1832
Dated 1/11/22

BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR

To

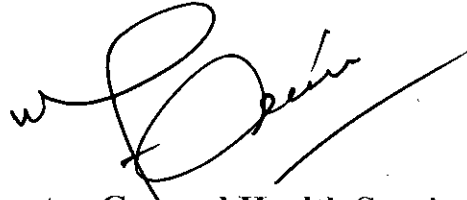
The Registrar KP
Service Tribunal, Peshawar

Subject: **APPLICATION FOR RELEASE OF SALARY IN EXECUTION**
PETITION NO 133/2020 IN SERVICE APPEAL NO. 145/2016
TITLED KHURRAM MASIH.

R/Sir,

The subject case was heard in Honorable Khyber Pakhtunkhwa Service Tribunal, at Camp Court D I Khan. The Hospital Director MTI D I Khan personally apprised the Honorable Tribunal that the Judgment will be implemented in letter and spirit before next date of hearing. It is pertinent to mention that the case pertains to MTI and Directorate of Health has no relevance to the case.

It is therefore humbly requested that order for release of salaries of the Respondents in the subject case may please be issued.


Director General Health Services
Khyber Pakhtunkhwa Peshawar

