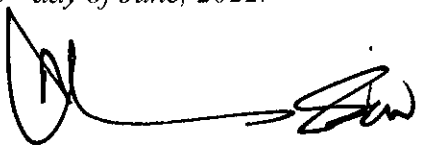


S.No.	Date of order/ proceedings	Order or other proceedings with signature of Judge or Magistrate and that of parties where necessary.
1	2	3
	15 th June, 2022	<p style="text-align: center;"><u>KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,</u> <u>PESHAWAR.</u></p> <p style="text-align: center;">Service Appeal No. 6336/2020</p> <p>Manzar Khan S/O Sikandar Khan R/O Muslim Abad (Ex-Field Reporter, Agriculture Department Swabi, Canal Road, Hoti Mardan. ... (Appellant)</p> <p style="text-align: center;"><u>Versus</u></p> <ol style="list-style-type: none"> 1. Director of Crop Report Service, Peshawar. 2. Govt: of Khyber Pakhtunkhwa through Agriculture Department. 3. Statistical Officer Crop Reporting Service, Khyber Pakhtunkhwa, Peshawar ATI Campus Jamrud Road, Peshawar. 4. Section Officer Agriculture, Govt: of Khyber Pakhtunkhwa Agriculture Livestock and Cooperation Department Peshawar. 5. District Accounts Officer, Swabi ... (Respondents) <p style="text-align: center;"><u>ORDER</u></p> <p style="text-align: center;"><u>KALIM ARSHAD KHAN CHAIRMAN:-</u> Learned Counsel for the appellant present and heard.</p> <p>2. The impugned order was passed on 02.10.2006 while departmental appeal was filed on 04.02.2019. The appellant presented this appeal before this Tribunal on 24.06.2020. Not only the departmental appeal but appeal before this Tribunal, both are barred by limitation. There is no sufficient ground, much-less convincing, has been stated in the application for condonation of delay, therefore, delay cannot be condoned. In the circumstances, I see no force in this appeal and it is, therefore, dismissed in limine. Consign.</p> <p>3. <i>Pronounced in open court in Peshawar and given under my hand and seal of the Tribunal this 15th day of June, 2022.</i></p> <p style="text-align: center;"> (KALIM ARSHAD KHAN) Chairman</p>

14.10.2021

Appellant in person present.

Former requests for adjournment on the ground that learned counsel for the appellant is not available today. Granted. To come up for preliminary hearing before the S.B on 10.11.2021.


(MIAN MUHAMMAD)
MEMBER (E)

10.11.2021

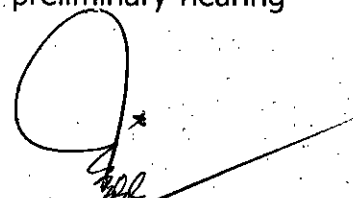
Appellant seeks adjournment due to non-availability of his learned counsel. Request is accorded. To come up for preliminary hearing on 18.01.2022 before S.B.


Chairman

18.01.2022

Junior of learned counsel for the appellant present.

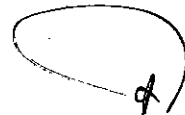
Junior of learned counsel for the appellant requests for adjournment on the ground that learned senior counsel is indisposed today. Adjourned. To come up for preliminary hearing on 15.03.2022 before S.B.


(Mian Muhammad)
Member (E)

31.03.2021

Appellant in person present.

Due to general strike on the call of Khyber Pakhtunkhwa Bar Council, instant matter is adjourned to 18.05.2021 for hearing before S.B.



(Rozina Rehman)
Member(J)

18.05.2021

Due to demise of the Worthy Chairman, the Tribunal is non-functional, therefore, case is adjourned to 31.08.2021 for the same as before.

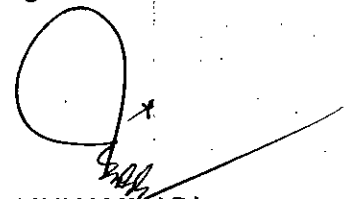


Reader

31.08 .2021

Appellant alongwith his counsel present.


Learned counsel for the appellant requested for adjournment on the ground that he has not made preparation for arguments. Adjourned. To come up for preliminary hearing before the S.B on 14.10.2021.



(MIAN MUHAMMAD)
MEMBER (E)

21.10.2020


Since the Members of the High Court as well as of the District Bar Association Peshawar are observing strike today therefore, the case is adjourned to 13.11.2020 on which date to come up for preliminary hearing before S.B.


(Muhammad Jamal Khan)
Member (Judicial)

13.11.2020

Appellant is present in person.

Since the Members of the High Court as well as of the District Bar Associations, Peshawar, are observing strike today, therefore, learned counsel for appellant is not available today. Adjourned to 04.01.2021 on which date to come up for preliminary hearing before S.B.


(Muhammad Jamal Khan)
Member (Judicial)

04.01.2021

Counsel for the appellant present.

It is claimed by learned counsel that the appellant became absconder in a criminal case in the year 2006. He was arrested in the year 2019. Learned counsel is, however, not in possession of the documents reflecting exact date of abscondance and arrest of the appellant in order to explain the apparent delay of about 13 years in submission of departmental appeal/representation. A request for adjournment is, therefore, made in order to bring on record further relevant documents and also prepare the brief in light thereof.

Adjourned to 31.03.2021 for hearing before S.B.



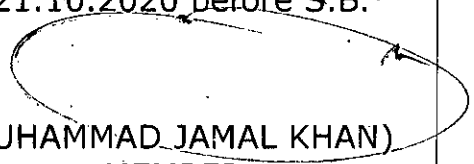

Chairman

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 6336 /2020


1S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	02/07/2020	<p>The appeal of Mr. Manzar Khan resubmitted today by Shan Asghar Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-		<p>This case is entrusted to S. bench for preliminary hearing to be put up there on <u>29-07-2020</u></p> <p style="text-align: right;"> CHAIRMAN</p>
29.07.2020		<p>Appellant Manzar Khan is present in person. According to him his respective counsel was present in the court room of this Tribunal but due to some urgency from his home regarding the illness of his child, he proceeded towards his home and is not available at the moment nor he can attend the court for the remaining time. Formal request for adjournment. Granted. File to come up for preliminary hearing on 21.10.2020 before S.B.</p> <p style="text-align: right;"> (MUHAMMAD JAMAL KHAN) MEMBER</p>

The appeal of Mr. Manzar Jan Ex-Field Reporter Agriculture Department Swabi received today i.e. on 24.06.2020 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Memorandum of appeal may be got signed by the appellant.
- 2- Annexures of the appeal may be flagged.
- 3- Annexures of the appeal may be attested.
- 4- Affidavit may be got attested by the Oath Commissioner.
- 5- Index of the appeal may be prepared according to the Khyber Pakhtunkhwa Service Tribunal rules 1974.
- 6- Annexures of the appeal are not in sequence which may be annexed serial wise as mentioned in the memo of appeal.
- 7- Page no. 23 of the appeal is illegible which may be replaced by legible/better one.
- 8- Necessary party may be made in the heading of appeal.
- 9- Copies of charge sheet, statement of allegations, show cause notice, enquiry report and replies thereto are not attached with the appeal which may be placed on it.
- 10- Three copies/sets of the appeal along with annexures i.e. complete in all respect for Tribunal and one for each respondent may also be submitted with the appeal.

No. 1333 /S.T,

Dt. 24-06 /2020.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

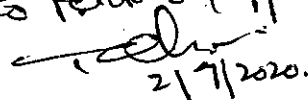
Mr. Shan Asghar Adv. Pesh.

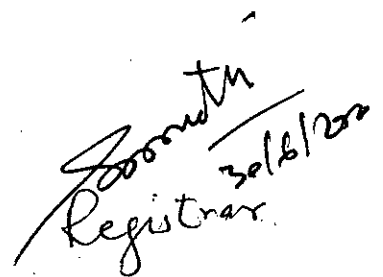
→ objection no 8 f 9 still stand

No: 1339 /ST

DT: 29-06-20

Note:- only copy of Removal from Service has been handed over through Service and charge sheet, Statement of allegation, Show cause notice nor inquiry report has been handed over till date to Petitioner /appellant.


21/7/2020.


Registrar
30/6/2020


BEFORE THE PROVINCIAL SERVICE TRIBUNAL, KPK,
PESHAWAR.

S.A No. 6336/2020

Manzar Khan..... Appellant
Versus
Director of Crop Reporting Services and others....Respondents

INDEX

S.No.	Description of documents.	Annexure	Pages.
1	Memo of appeal.		1-4
2	Application for condonation of delay		5
3	Affidavit.		6
4	Copy of suspension of removal order	A	7-9
5	Copy of representation	B	10-13
6	Copy of application for directions	C	14-23
7	Copy of representation application	D	24
8	Copy of Suspension of removal Order	E	25
9	Copy of Office Order	F	26
10	Waklalatnama.		27

Appellant
Through 
Shan Asghar
Advocate Peshawar.

1

BEFORE THE PROVINCIAL SERVICE TRIBUNAL, KPK,
PESHAWAR.

Service appeal No. 6336 2020

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 5548

Dated 24-6-2020

Manzar Khan S/o Sikandar Khan
R/O Muslim Abad (Ex-Field Reporter, Agriculture Department
Swabi, Canal Road, Hoti Mardan.

..... Appellant

Versus

Director of Crop reporting Service, Peshawar Khyber Pakhtunkhwa
Peshawar. Respondents

APPEAL U/S 4 OF THE N.W.F.P. SERVICE
TRIBUNAL ACT, 1974 AGAINST THE
DEPARTMENTAL ORDER OF THE
RESPONDENT DATED 18.06.2020 AND
02.10.2006 WHICH IS ILLEGAL AND
LIABLE TO BE SET ASIDE. AND
HANDING OVER THE PENSION TO THE
APPELLANT OR REINSTATE IN
SERVICE AND THE TIME WHICH HE
REMAIN ABSENT MAY KINDLY BE
CONSIDERED AS LEAVE WITHOUT
PAY.

Filed to day
7/06/2020
Registrar

2-17/2020

PRAYER:

BEFORE THE PROVINCIAL SERVICE TRIBUNAL, KPK,
PESHAWAR.

Service appeal No. 6336 2020

Manzar Khan S/o Sikandar Khan
R/O Muslim Abad (Ex-Field Reporter, Agriculture Department
Swabi, Canal Road, Hoti Mardan.

..... Appellant

Versus

1. Director of Crop reporting Service, Peshawar Khyber Pakhtunkhwa Peshawar.
2. Govt. of Khyber Pakhtunkhwa through Agriculture Department.
3. Statistical Officer Crop Reporting Service KP, Peshawar ATI Campus Jamrud Road, Peshawar
4. Section Officer Agriculture, Govt. of KP Agriculture Livestock and Cooperation Department Peshawar.
5. District Accounts Officer, Swabi

..... Respondents

*APPEAL U/S 4 OF THE N.W.F.P. SERVICE
TRIBUNAL ACT, 1974 AGAINST THE
DEPARTMENTAL ORDER OF THE
RESPONDENT DATED 18.06.2020 AND
02.10.2006 WHICH IS ILLEGAL AND
LIABLE TO BE SET ASIDE. AND
HANDING OVER THE PENSION TO THE
APPELLANT OR REINSTATE IN
SERVICE AND THE TIME WHICH HE
REMAIN ABSENT MAY KINDLY BE
CONSIDERED AS LEAVE WITHOUT
PAY.*

PRAYER:

2

On acceptance of this appeal, the orders may please be declared against law, rules, principles of Natural Justice and may kindly be set aside, with the directions to the respondent, to re-instate or hand over pension to appellant and the time which he remain absent may kindly be considered as leave without pay.

Respectfully Sheweth;

Brief facts giving rise to the instant appeal are as under:

- 1) That the appellant is a law abiding citizen of Pakistan who was initially appointed as a crop reporter (BPS-05) on 04.10.1984 and the appellant rendered the service to parent department at more than 22 years.
- 2) That the appellant also remained dutiful and no allegation of fraud etc has been submitted against the appellant during his performing duties.
- 3) That during performing his duties no allegation of fraud was been made and without proving/ recording pro and contra evidence upon false applications, the appellant was removed from services by the incompetent authority, without personal hearing which is against law.
- 4) That without adopting the legal procedure major penalty was awarded, which is against the law and against the norms of justice.

- 5) That no opportunity of personal hearing has been given to the appellant, which is against the law and also against the norms of justice.
- 6) That no charge sheet/ no charge of allegations, no PWs has been examined, no show cause notice has been issued and no proper legal procedure has been adopted and passed an order i.e. major penalty on dated 2.10.2006. Which is against the law and also against the norms of justice. (Copy attached as Annexure "A").
- 7) That petitioner also relied on natural justice that authority shall give opportunity of personal hearing to the appellant i.e. based on "AUDI ALTERM PARTIM".
- 8) That although appellant refered an application for leave during 2006 but the same was not entertained, hence no proper procedure was adopted by the department.
- 9) That the appellant made a department appeal on 04.02.2019 to provide information regarding his service book etc and reinstate all my back benefits and handing over pension to him and considering the time which he remain absent as leave without pay. (Copy of application is attached as Annexure "B").
- 10) That the appellant lodged an application in Right to Information Commission (RTI) against Directorate of Crop reporting services by not giving any information. (Copy of application attached as annexure "C").
- 11) That subject to such application the directorate directed its statistical officer on 20.03.2019 to make reply to appellant/petitioner. (Copy of application is attached as annexure "D").

4

- 12) That after several remembrance letter from RTI the director of crop reporting services without any hearing etc declared it time barred on 18.06.2020. (Copy is annexed as annexure "E").
- 13) That as the same due to absence illegally the petitioner was removed from service on 02.10.2006 with effect from 11.3.2006. (Copy is annexed as annexure "F").

It is therefore, most humbly prayed that on acceptance of this appeal the impugned order dated 02.10.2006 and 18.06.2020 may kindly be set aside and appellant may also be re-instated in service or handed over the pension and the time in which, he remain absent may kindly be considered as leave without pay.

Any other relief not specifically asked for may also be granted.

Manzar Khan
Appellant

Manzar Khan

Through

Shan Asghar

Shan Asghar

&

Tariq Khan

Tariq Khan

Advocates High Court

Peshawar.

5

BEFORE THE PROVINCIAL SERVICE TRIBUNAL, KPK,
PESHAWAR.

C.M.No. _____/2020

IN

S.A No. _____/2020

Manzar Khan..... Appellant

Versus

Director of Crop Reporting Services and others..... Respondents

APPLICATION FOR CONDONATION OF DELAY

Respectfully Sheweth;

- 1) That this application is being filed along with accompanying appeal for reinstatement of the appellant.
- 2) That on 04.02.2019 appellant filed departmental appeal for redressal but the respondent did not give any information, then appellant on 10-1-20 filed application to RTII as the respondent was not giving information, then the RTI on 20.03.2020 and 18.06.2020 give information about his dismissal from service.
- 3) That as well as due to pandemic situation because of Covid-19 the petitioner had informed late, hence the condonation application.
- 4) That the delay in filing the appeal is not intentional but was due to the aforesaid reason.
- 5) That vast interest of the applicant is involved in the matter, therefore, the delay is liable to be condoned.

It is, therefore, prayed that on acceptance of this application, the delay caused in filing of appeal may very graciously be condoned.

Manzar Khan
Appellant

Through

Shan Asghar

Advocate Peshawar.

6

BEFORE THE PROVINCIAL SERVICE TRIBUNAL, KPK,
PESHAWAR.

C.M.No. _____/2020

IN

S.A No. _____/2020

Manzar Khan..... Appellant

Versus

Director of Crop Reporting Services and others..... Respondents

AFFIDAVIT

I, do hereby affirm and declare on oath that the contents of the accompanying **Application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.

Manzar Khan
Deponent
16101-1253093-7
Attested by
Oath
Commissioner
Peshawar High Court
29-6-2020

To

The Director
Crop Reporting Services
Khyber Pakhtunkhwa, Peshawar.

Subject: Application for suspension of order of removal from service vide order dated 02.10.2006 of appellant and handing over the pension of appellant and the time which he remained shown absent may kindly be considered as leave without pay, in the interest of justice.

Respected Sir,

- 1) That the petitioner is a law abiding citizen of Pakistan, who was initially appointed as Crop Reporter (BPS-05) on 04.10.1984 and the petitioner rendered the services to parent department at more than 22 years.
- 2) That the petitioner also remained dutiful and no objection has been submitted against the petitioner during performing his duties.
- 3) That during performing his duties no allegation of fraud has been made and without proving/ recording pro and contra evidence upon fake application, the appellant was removed from service by the incompetent authority, without personal hearing, which is against law.
- 4) That prior to this departmental appeal, departmental appeal was filed for reinstatement in the service but no reply was made for such long time by the department, then appellant filed an application to the Director Right to Information Peshawar (RTI) for information on 10.01.2020 which was sent to the department by RTI on 23.01.2020 and the RTI sent some documents on 12.02.2020, which the


ATTESTED

② ⑧

appellant received on 02.04.2020, with delay due to present situation of Corona Virus (Covid 19).

- 5) That appellant belongs to District Mardan and over there critical situation of Covid-19 in Mardan and as per Govt. order lockdown appellant could not approach through departmental appeal within time.
- 6) That competent authority without adopting the legal procedure awarded the major penalty which is against law and against the norms of justice.
- 7) That no show cause notice, no proper inquiry has been conducted but despite of that the petitioner awarded the major penalty which is against the law and also against the norms of justice.
- 8) That no opportunity of personal hearing has been given to the appellant, which is against the law and also against the norms of justice.
- 9) That no charge sheet/ no charge of allegations, no PW has been examined, no show cause notice has been issued and no proper legal procedure has been adopted and passed an order i.e. major penalty on dated 02.10.2006, which is against the law and also against the norms of justice.
- 10) That petitioner/ appellant also relied on natural justice that authority shall give opportunity of personal hearing to the appellant i.e. based on "AUDI ALTERAM PARTIM".
- 11) That appellant although referred application for leave during 2006 but the same was not entertained, hence no proper procedure was adopted by the department.

It is, therefore, most humbly prayed that on acceptance of this departmental appeal/ representation may kindly be accepted and impugned order dated 02.10.2006 i.e. removal from service (major


ATTESTED

(5) (9)

penalty) may kindly be set aside and appellant may also be reinstated in service with all back benefits for which the appellant/ petitioner is entitled under the law and furthermore appellant being remained in service for more than 20/22 years is entitled for pension, may also be awarded his pension. ^

Manzar Khan

Appellant

Manzar Khan

Manzar Khan
(Ex-Crop Reporter)
District Peshawar
CNIC No. 16101-1253093-7
Cell: 0349-0950352

Dated:

[Signature]
ATTESTED

NO

19

/CRS Swabi

A → B
① ID

Dated: 4/02/2019

To:


The Director Crop Reporting Services
Khyber Pakhtoonkhwa Peshawar.

Subject:

APPLICATION/ REPRESENTATION TO THE DIRECTOR CROP
REPORTING SERVICES (KPK) PESHAWAR FOR REINSTATEMENT IN
THE SERVICE.

By Sir,

Enclosed please find herewith a copy of Mr. Manzar Khan X Crop Reporter
departmental appeal for your kind information & Necessary action please. (Copy is also
attached).


Statistical Officer
CRS Swabi.
Statistical Officer,
Crop Reporting Services
Distt: Swabi.


ATTESTED

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To,

The Director Crop Reporting Services
Khyber Pakhtunkhwa Peshawar.

Subject: APPLICATION / REPRESENTATION TO DIRECTOR CROP REPORTING SERVICES (KPK) PESHAWAR FOR REINSTATEMENT IN THE SERVICE.

Respected Sir,

- ✓ 1. That, the petitioner is law abiding citizen of Pakistan. (Copy of CNIC is attached).
- ✓ 2. That petitioner was initially appointed as Crop Reporter (BPS-05) on date 04/10/1984. (Copy of appointment order is attached).
- ✓ 3. That petitioner rendered the services to parent department at more than 18/20 years with great zeal and division.
- ✓ 4. That petitioner also dutiful and no objection has been submitted against the petitioner.
- ✓ 5. That there is no allegations against petitioner, but removed from service by the authority, which is against law.


ATTESTED

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4
6. That competent authority without adopting the legal procedure awarded the major penalty which is against law and against the norms of justice.

5
7. That no show cause notice no proper inquiry has been conducted but despite of that the petitioner awarded the major penalty which is against the law and also against the norms of justice.

6
8. That no opportunity of personal hearing has been given to the appellant, which is against the law and also against the norms of justice.

7
9. That no charge sheet/ no charge of allegations, no PW has been examine, no show cause notice has been issued and no proper legal procedure has been adopted and passed an order i.e. Major Penalty on dated 02/10/2006, which is against the law and also against the norms of justice.

8
10. That petitioner / appellant also reliance on natural justice that authority shall give opportunity of personal hearing to the appellant i.e. based on "AUDI ALTERAM PARTEM"

9
It is, therefore, most humbly prayed that on acceptance of this departmental appeal / representation may kindly be accepted and impugned order dated 02/10/2006 i.e. removal from service

ATTESTED

10
13

(Major Penalty) may kindly be set aside and appellant may also be reinstated in service with all back benefits for which the appellant / petitioner is entitled under the law.

Dated: 04/02/2019

Appellant

Manzar Khan

Manzar Khan
(Ex-Crop Reporter)
District Swabi.

[Signature]
ATTESTED

BEFORE THE DIRECTOR RIGHT TO INFORMATION PESHAWAR.

Manzar Khan S/o Sikandar Khan R/o Muslim Abad Canal Road
Mardan.

Versus

The Director Crop Reporting Services KP Peshawar.

APPLICATION FOR GIVING DIRECTIONS TO
RESPONDENT TO SUBMIT THEIR REPLY OR GIVE
RIGHT INFORMATION TO THE APPLICATION FOR
REINSTATEMENT IN SERVICE IN THE
RESPONDENT'S DEPARTMENT FILED ON 04.02.2019
BY THE PETITIONER.

RESPECTED SIR,

1. That the petitioner is law abiding citizen of Pakistan. (Copy of CNIC is attached).
2. That petitioner was initially appointed as Crop Reporter (BPS-05) on date 16.10.1984 which was mistakenly mentioned as 04.10.1984 in the Departmental appeal.
3. That petitioner rendered the services to parent department at more than 20/22 years with great zeal and division.
4. That petitioner also dutiful and no objection has been submitted against the petitioner.


ATTESTED

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5. That there is 0 allegations against petitioner but removed from service by the authority, which is against law.

It is therefore, humbly prayed that directions may kindly be issued to submit reply of the application of give information in Black and White of the application of departmental appeal by applicant on 04.02.19 before the respondents

Applicant

Manzar Khan

MANZAR

CNIC 16101-1253093-7

Mobile: 0349-0950352

[Signature]
ATTESTED

16

No. 373

For Insurance Notices see reverse.
Stamps affixed except in case of
uninsured letters of not more than
the initial weight prescribed in the
Post Office Guide or on which no
acknowledgement is due.

Rs. Ps.

Received a registered*
addressed to W. K. R. S. O. Date Stamp

Initials of Receiving Officer W. K. R. S. O.
*Write here "letter", "postcard", "packet" or "parcel"
with the word "insured" before it when necessary.
Insured for Rs. (in figures) 100 (in words) one hundred

If insured. { Insurance fee Rs. 1 Rs. 1 (in words) one } Weight 100 Kilo Grams
Name and address of sender { J. K. R. S. O. }

[Handwritten signature]

ATTESTED

To

17

The Director
Crop Reporting Services
Khyber Pakhtunkhwa Peshawar.

APPLICATION FOR SUBMITTING REPLY IN CASE
TITLED "MANZAR ...VS... THE DIRECTOR
REPORTING SERVICES FOR REINSTATEMENT IN
SERVICE IN THE RESPONDENT'S DEPARTMENT
FILED ON 04.02.2019 BY THE APPLICANT.

RESPECTED SIR,

1. That the petitioner is law abiding citizen of Pakistan. (Copy of CNIC is attached).
2. That petitioner was initially appointed as Crop Reporter (BPS-05) on date 16.10.1984 which was mistakenly mentioned as 04.10.1984 in the Departmental appeal.
3. That petitioner rendered the services to parent department at more than 20/22 years with great zeal and division.
4. That petitioner also dutiful and no objection has been submitted against the application.
5. That there is no allegations against application but removed from service by the authority, which is against law.


ATTESTED

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6. That the applicant submitted departmental appeal to which your respectable department did not submitted reply till now and due to which the case of applicant is linger-on and future of applicant is at stake.

It is therefore, humbly prayed that directions may kindly be issued to the concerned officials to submit reply of the departmental appeal filed by applicant.

Applicant

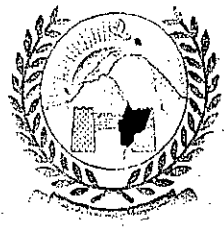
Manzar Khan
MANZAR

CNIC 16101-1253093-7

Mobile: 0349-0950352

Kainal Road Muslam abad
Maddan

[Signature]
ATTESTED



47

GOVERNMENT OF KHYBER PAKHTUNKHWA
INFORMATION COMMISSION

7th Floor, Tasneem Plaza, Near Benevolent Fund Building,

6th Saddar Road, Peshawar

Email: complaints.kprti@kp.gov.pk

Ph: 92-91-9212643

Fax: +92-91-9211163

20

19

No: RTIC/AR/1-6653/2020/1071-72

Dated: 12 FEB 2020

To

The Statistical Officer (HQ)/PIO,
Crop Reporting Services,
Peshawar.

Subject:
Memo:

COMPLAINT AGAINST NON-SUPPLY OF INFORMATION (COMPLAINT NO: 6653)

I am directed to state that a citizen Mr. Manzar Khan has filed an information request with your department for seeking some information, however the same was not provided to him within prescribed time limit, therefore, he has filed a complaint before the KP Information Commission. (copy attached)

2. It is to direct to respond under section 10 of the KP RTI Act, 2013 to the complainant within seven working days of the receipt of this letter under intimation to KP Information Commission.

Assistant Registrar,
KP Information Commission,
Peshawar.

Copy to:-

Mr. Manzar Khan (Complainant)

Assistant Registrar,
KP Information Commission,
Peshawar.

ATTESTED



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GOVERNMENT OF KHYBER PAKHTUNKHWA
KP INFORMATION COMMISSION
7th Floor, Tasneem Plaza, Near Benevolent Fund Building,
6th Saddar Road, Peshawar
Email: Complaints.kpiti@kp.gov.pk
Ph: 92-91-9212643
Fax: +92-91-9211163

REMINDER

No. KPIC/AR/1-6653/2020 / 428-89
Dated:

25 FEB 2020

To

The Statistical Officer/PIO,
Crop Reporting Services,
Peshawar.

Sub:

COMPLAINT AGAINST NON-SUPPLY OF INFORMATION
(COMPLAINT NO: 06653).

I am directed to refer the Office letter No. RTIC/AR/1-6653/2020/1071-72
dated 02th February, 2020.

Your Reply to the above mentioned letter is still awaited.

It is to direct that the necessary compliance is required within **five** days positively
of the receipt of this letter under intimation to this Commission.

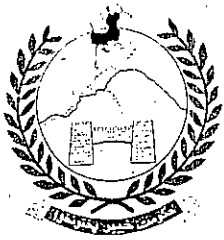
Assistant Registrar
KP Information Commission
KPK, Peshawar.

Copy to:-

Mr. Manzar Khan (Complainant)

Assistant Registrar
KP Information Commission
KPK, Peshawar.


ATTESTED



2

GOVERNMENT OF KHYBER PAKHTUNKHWA
INFORMATION COMMISSION
7th Floor, Tasneem Plaza, Near Benevolent Fund Building,
6th Saddar Road, Peshawar
Email: complaints.kprti@kp.gov.pk

210

Ph: +92-91-9212643
Fax: +92-91-9211163

No. KPIC/AR/1-6653/2020/2107-es

Dated:

17 MAR 2020

To

Mr. Manzar Khan S/O Sikandar Khan,
Canal Road, Muslim Abad,
Mardan.

Sub:

SUPPLY OF INFORMATION UNDER RTI. ACT, 2013
(COMPLAINT NO.06653)

I am directed to refer to the subject noted above and to enclose please find the letter received from Directorate of Crop Reporting Services, Agriculture Department Peshawar vide letter No. Tech/RTI/1840/D.CRS, dated: 12-03-2020, regarding your case.

With these remarks your complaint stands disposed of.

Assistant Registrar
Right to Information Commission,
KPK, Peshawar.

Copy to:-

Director, Crop Reporting Service, Directorate of Crop Reporting Services,
Agriculture Department Peshawar.

Assistant Registrar
Right to Information Commission,
KPK, Peshawar.


ATTESTED



www.crs.kp.gov.pk
GOVT. OF KHYBER PAKHTUNKHWA
Directorate of Crop Reporting Services
AGRICULTURE DEPARTMENT
Jamrud Road Opp: Islamia College Peshawar
Ph: 091-9224231 Fax 091-9224320 E-mail: dcrcskpk@gmail.com



Directorate of Crop Reporting Services kpk

No. Tech/RTI 1840 - /D.CRS.
Dated Peshawar, the 12/3 /2020

To,

The Assistant Registrar
Govt. Of Khyber Pakhtunkhwa
Information Commission
7th Floor, Tasneem Plaza, Near Benevolent
Fund Building, 6th Saddar Road Peshawar.

KP-RTI COMMISSION
Diary No: <u>1504</u>
Date: <u>13-03-2020</u>
Section: <u>AR</u>

Subject: Complaint against Non-Supply of information (complaint No:06653)

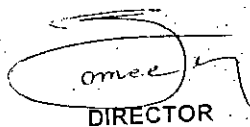
Memo:-

Kindly refer to your office letter No.RTIC/AR/1-6653/2020/1071-72, dated:
2nd February 2020 on the subject noted above.

According to the Khyber Pakhtunkhwa Civil Servants Removal from
Service (Special Power Ordinance 2000) the departmental appeal is required to be filed
within fifteen days of the receipt of impugned order, and the applicant Mr. Manzar Khan
Crop Reporter (BPS-5) office of the Statistical Officer, Crop Reporting Services District
Swat was removed from Government Service with effect from 11-03-2006. (Copy
Enclosed)

The Departmental appeal was filed by the appellant on 10-01-2020 which
was badly time barred and is not entertainable, Please.

Enclosed As above.


DIRECTOR
CROP REPORTING SERVICE
KHYBERPAKHTUNKHWA,
PESHAWAR.


ATTESTED

Islamabad, 29th April, 2020**OFFICE ORDER**

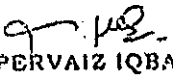
23

Continuation of the Court's Office Orders dated 22.03.2020, 27.03.2020, 03.04.2020, 10.04.2020 and 17.04.2020 regarding the precautionary measures against the spread of Coronavirus (COVID 19), the Competent Authority has been pleased to decide to reduce the staff strength to minimum requirement w.e.f. 02.05.2020 to 09.05.2020 as per the following plan:

- ii) Staff members above the age of 50 years and all the branch staff will stay at home but will be available on the respective station of their posting and at cell phone.
- iii) Only essential staff will attend office as per requirement of the concerned branch/section. The Branch/Section Incharge will decide in this regard and share the list with the Admin Branch.
- iiii) All senior officers and Officers Incharge of the Branch Registries will attend office regularly.
- v) All Assistant Registrars and Court Associates over 50 years age will stay at home and remain in contact with their supervisory officer.
- vi) Sr. PSs/PSs/APSs attached with Hon'ble Judges will obtain the desire of their Lordships for duty of essential staff only.
- vii) Human Rights Cell and Supreme Court Research Centre will remain closed till 09.05.2020. Director HRC and Research Officers of the SCRC are required to work from home.
- viii) All the staff members, who will be off from duty, are not allowed to leave their stations of posting and will remain available on call to attend the office whenever required.

2. All the officers/officials are advised in their own interest and in the national interest to restrict their movements to stay at home after office hours and avoid social gatherings.

3. This issues with the approval of the Competent Authority.


(PERVAIZ IQBAL)
ASSISTANT REGISTRAR (ADMN)
FOR REGISTRAR

All concerned

Distributions:

1. Secretary, Law and Justice Commission of Pakistan
2. Secretary to H.C.J.
3. All Deputy Registrars/Officers Incharge Branch Registries
4. Sr. PSs/PSs to H.C.J.
5. Sr. Court Associate to Registrar.
6. Sr. Security, Supreme Court Building, Islamabad.
7. PA to Adml. Registrars.
8. PA to Director (HR Cell).


ATTESTED

No.F.1 /1/2009 SCA
Supreme Court of Pakistan

Islamabad, 29th April, 2020

OFFICE ORDER

In continuation of this court's office orders dated 22.03.2020, 27.03.2020, 03.04.2020, 10.04.2020 and 17.04.2020 regarding pre cautionary measures against the spread of Coronavirus (Covid-19), the Competent Authority has been pleased to decide to reduce the staff strength to minimum requirement w.e.f 02.05.2020 to 09.05.2020 as per the following plan.

1. Staff members above the age of 50 years and all the female staff will stay at home but will be available on the respective station of their posting and at cell phone.
2. Only essential staff will attend office as per requirement of the concerned branch/ section. The branch/ section Incharge will decide in this regard and share the list with the Admin Branch.
3. All Senior officers and officers incharge of the branch Registries will attend office regularly.
4. All assistant Registrars and Court associates over 50 years age will stay at home and remain in contact with their supervisory officer.
5. Sr. PS/s PSs/ APSs attached with Hon'ble Judges will obtain the desire of their lordships for duty of essential staff only.
6. Human Rights Cell and supreme Court Research Centre will remain closed till 09.05.2020, Director HRC and Research Officers of the SCRC are required to work from home.
7. All the staff members, who will be off from duty, are not allowed to leave their stations of posting and will remain available on call to attend the office whenever required.

2. All the officers/ officials are advised in their own interest and in the national interest to restrict their movements to stay at home after office hours and avoid social gatherings.

3. This issues with the approval of the Competent Authority.

Pervaiz Iqbal
Assistant Registrar (Admn)
For registrar

All concerned

Distributions:-

1. Secretary, Law and Justice Commission of Pakistan.
2. Secretary to HCJ.
3. All Deputy Registrars/ Officers Incharge Branch Registers.
4. Sr. PSs/ PSs to HJJs.
5. Sr. Court Associate to Registrar.
6. SP Security Supreme Court Building, Islamabad.
7. PA to Addl. Registrars.
8. PA to Director (HR Cell).



bin
A-8/10
6
24



www.crs.kp.gov.pk
GOVT. OF KHYBER PAKHTUNKHWA
Directorate of Crop Reporting Services
AGRICULTURE DEPARTMENT
Jamrud Road Opp: Islamia College Peshawar
Ph: 091-9224231 Fax: 091-9224320. E-mail: dcrcskp@gmail.com



No. 1316 /DCRS
Dated Peshawar the 20-3-2019

To
The Statistical Officer,
Crop Reporting Services,
District Swabi.

Subject: APPLICATION REPRESENTATION TO THE DIRECTOR, CROP REPORTING SERVICES, (KPK), PESHAWAR OR REINSTATEMENT IN THE SERVICE.

Memo:

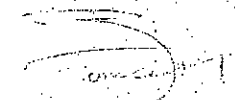
Reference your office letter No.14/CRS Swabi dated 04.02.2019 on the subject noted above.

The case is returned with the remarks that no documented proofs are attached with the letter and also clarify that why the pay stopped of the ex-official concerned / applicant?

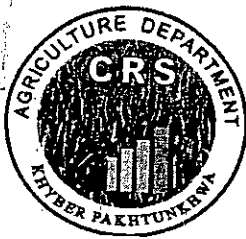
Detail Working Paper with your comments & recommendation along with the following attested documents on the above subject case may be furnished to this office for onward submission to the Administrative Department for further necessary action under the rules:

1. First Appointment Order
2. Termination / suspension / removal from service orders etc.
3. CNIC copy
4. First Medical report
5. SSC Certificate
6. Original Service Book
7. Copy of source which pay stopped through Accounts Office, Swabi
8. Inquiry report / show case notice / explanations / transfer orders and other relevant documents / record in the subject matters, if available may also be furnished.

Encl: (As above)


DIRECTOR
CROP REPORTING SERVICES
KHYBER PAKHTUNKHWA


ATTESTED



www.crs.kp.gov.pk

GOVT. OF KHYBER PAKHTUNKHWA

Directorate of Crop Reporting Services

AGRICULTURE DEPARTMENT

Jamrud Road Opp: Islamia College Peshawar

Ph:091-9224231 Fax 091-9224320 E-mail: dcrskpk@gmail.com



Directorate of Crop Reporting Services kpk



Crop Reporting services Kpk



No. 2759

/D.CRS

Dated Peshawar, the 18/6/2020.

To,

Mr. Manzar Khan S/o Sikandar Khan.

Address: Canal Road, Muslimabad Mardan

Mobile # 03490950352

Subject: -

APPLICATION FOR SUSPENSION OF ORDER OF REMOVAL FROM SERVICE VIDE ORDER DATED 02.10.2006 OF APPELLANT AND HANDING OVER THE PENISON APPELLANT AND THE TIME WHICH HE REMAINED SHOWN ABSENT MAY BE KINDLY CONSIDERED AS LEAVE WITHOUT PAY, IN THE INTEREST OF JUSTICE.

Reference your application Dated 07.05.2020. According to the Khyber Pakhtunkhwa Civil Servant Removal from Service (Special Power Ordinance 2000) the departmental appeal is required to be filed within fifteen days of the receipt of impugned order, you Mr. Manzar Crop Reporter (BPS-05) office of the statistical officer, crop reporting services, District Swabi was removed from Government Services with effect from 11-03-2006 (Copy Attached).
The Departmental appeal was filed by the you on 07-05-2020 which was badly time barred and is not entertainable, please.

**DIRECTOR
CROP REPORTING SERVICES
KHYBER PAKHTUNKHWA
PESHAWAR.**

ATTESTED

(E) (L) F 26 (1)

CROP REPORTING SERVICES NWFP
AGRICULTURE DEPARTMENT
A.T.I. CAMPUS JAMRUD ROAD PESHAWAR
Ph. #091-9216376 & Fax # 091-9216376

OFFICE ORDER

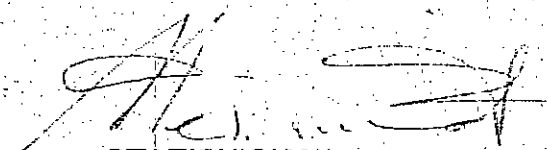
The competent authority is pleased to order the removal from Government Service of Mr. Manzar Khan Crop Reporter (BPS-5) office of the Statistical Officer, Crop Reporting Services, District Swabi with effect from 11.3.2006 (his date of absence) under provision of N.W.F.P. removal from Service (Special Power Ordinance 2000).

(MAQSOOD-UR REHMAN)
STATISTICIAN
CROP REPORTING SERVICES
NWFP, PESHAWAR.

No.3/234-BI 5031-35 SCRS Dated Peshawar, th 2/10/2006

Copy forwarded to:-

1. The Section Officer, Agriculture, Government of N.W.F.P. Agriculture Livestock and Cooperation Department Peshawar for information with reference to his letter No. SOAII (AD) 6(1)-A/K.C./2006 dated 25.9.2006.
2. The Statistical Officer, Crop Reporting Services, District Swabi.
3. The District Accounts Officer, Swabi.
4. Mr. Manzar Khan Crop Reporter Son of Sakinder Khan Village and Post Office Cannal Road-Muslam Abad, Mardan.
- For information and necessary action.
5. File No.3/234 for record.

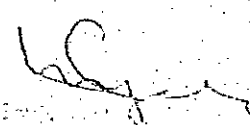

STATISTICIAN
CROP REPORTING SERVICES
NWFP, PESHAWAR.

no 168
See CRs Swabi
date 01/9/11/06

copy to Manzar Khan
for information

no 168
See CRs Swabi
Second Reminder
copy to Manzar Khan
for information

ATTESTED



وکالت نامہ

بعدالت P.P. - سر جسٹس شریف علی خان کورٹ فیڈرل شریعت کورٹ

منظر و لہ سندھ رضوان مسلمانہ مسلم آباد مردانہ محکمہ انٹرکسٹریٹ ۱۷۲۷

مخائب: Appellant دعویٰ یا جرم

تھانہ: ایف آئی آر / تاریخ

باعث تحریر آنکہ مقدمہ مندرجہ بالا عنوان اپنی طرف سے واسطے پیروی و جوابدہی

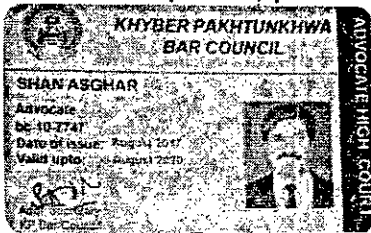
ایڈویکیٹ ہائی کورٹ فیڈرل شریعت کورٹ

شان اصغر

بمقام مستأملہ کیلئے

کو بد شرط وکیل مقرر کیا ہے۔ کہ میں ہر پیشی کا خود یا بزرگیہ مختار خاص رو برو عدالت حاضر ہوتا رہوں گا۔ اور بوقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دے کر حاضر عدالت کروں گا اگر پیشی پر من مظهر حاضر نہ ہو اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور پر میرے برخلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہونگے۔ نیز وکیل صاحب موصوف صدر مقام پکھری کی کسی اور جگہ یا پکھری کے مقررہ اوقات سے پہلے یا پیچھے یا بروز تعطیل پیروی کرنے کے ذمہ دار نہ ہونگے۔ اگر مقدمہ علاوہ صدر مقام پکھری کے کسی اور جگہ سماعت ہونے یا بروز تعطیل یا پکھری کے اوقات کے آگے پیچھے پیش ہونے پر من مظهر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا مختار نہ واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہونگے۔ مجھے کوکل ساختہ پرداخت صاحب موصوف مثل کردہ ذات خود منظور و قبول ہوگا۔ اور صاحب موصوف کو عرضی دعویٰ و جواب دعویٰ اور درخواست اجراءے ڈگری و نظر ثانی اپیل و نگرانی ہر قسم کی درخواست پر دستخط و تصدیق کرنے کا بھی اختیار ہوگا اور کسی حکم یا ڈگری کے اجراء کرانے اور ہر قسم کے روپیہ وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے بیان دینے اور سپرد ثالثی دراضی نامہ فیصلہ برخلاف کرنے اقبال دعویٰ دینے کا بھی اختیار ہوگا۔ اور بصورت اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یکطرفہ درخواست حکم امتناعی یا قرتی یا گرفتاری قبل از اجراء ڈگری بھی موصوف کو بشرط ادا ایگی علیحدہ مختار نہ پیروی کا اختیار ہوگا۔ اور بصورت ضرورت صاحب موصوف کو بھی اختیار ہوگا یا مقدمہ مذکورہ یا اس کے کسی جزو کی کاروائی کے واسطے یا بصورت اپیل، اپیل کے واسطے دوسرے وکیل یا بیرسٹر کو بجائے اپنے یا اپنے ہمراہ مقرر کریں اور ایسے مشیر قانون کے ہر امر وہی اور دیے ہی اختیارات حاصل ہونگے جیسے کے صاحب موصوف کو حاصل ہیں۔ اور دوران مقدمہ میں جو کچھ ہر جانہ النواء پڑے گا۔ اور صاحب موصوف کا حق ہوگا۔ کہ مقدمہ کی پیروی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا لہذا مختار نامہ لکھ دیا کہ سند رہے۔

مورخہ 2020-06-14 منظوم مختار نامہ سن لیا ہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔



آفس نمبر A-402 بلاک 4 فلورسٹی ٹاور یونیورسٹی روڈ پشاور

Attached
Accepted

IN THE HON'BLE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA PESHAWAR

CM No. _____/2021

In S.A # 6336/2020

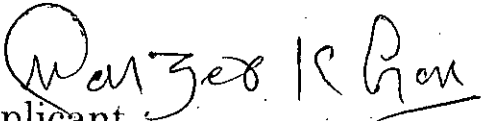
Manzar Khan

Versus


Director of Crop Reporting Service, KPK Peshawar

INDEX

<i>S#</i>	<i>Description of Documents</i>	<i>Annex</i>	<i>Pages</i>
1	Grounds of Petition.		1-2
2	Affidavit		3
3	Documents		3-4


Applicant

Through


Shan Asghar

Advocate, High Court
Peshawar

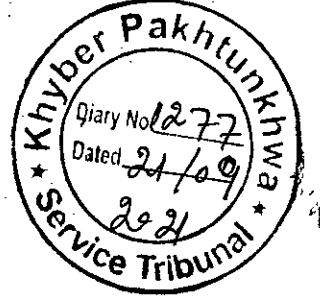
Dated: 21-09-2021

SB 14/10

IN THE HON'BLE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA PESHAWAR

CM No. _____/2021

In S.A # ~~6396~~ 12020



Put up to the court with
relevant app -

Manzar Khan

Versus

27/9/2021
Manzar Khan
Director of Crop Reporting Service, KPK Peshawar

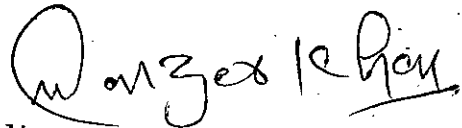
APPLICATION FOR PLACING ON FILE
NECESSARY AND IMPORTANT DOCUMENTS I.E
ORDER OF HON'BLE JUDGE JUSTICE WAQAR
AHMAD VIDE JUDGMENT DATED: 19-08-2019
FOR JUST DECISION OF THE CASE, IN THE
ABOVE NOTED CASE ON BHALF OF
APPELLANT.

Respectfully Sheweth,

1. That the above noted case is pending adjudication before this Hon'ble Court, which was fixed for today i.e. __/10/2021.
2. That the Petitioner wants to place on file the order dated 19/08/2019. (Copy is annexed as annexure "A").

3. That for the ends of justice the above mentioned document must be placed on file and be read as part and parcel of the original case.
4. That there is no legal bar to place on files the above mentioned document.

It is, therefore, most humbly prayed that on acceptance of this application the above mentioned document may very kindly be placed on file.



Applicant

Through



Shan Asghar

Advocate, High Court
Peshawar.

Dated: 21/09/2021

**IN THE HON'BLE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA PESHAWAR**

CM No. _____/2021

In S.A # 6336/2020

Manzar Khan

Versus

Director of Crop Reporting Service, KPK Peshawar

AFFIDAVIT

I, **Manzar Khan**, appellant in main appeal, do hereby solemnly affirm and declare on oath that all the contents of the **accompanied petition** are true and correct to the best of my knowledge and belief and nothing has been concealed or withheld from this Hon'ble Court.

Manzar Khan

DEPONENT

CNIC: /6101-1253093-7

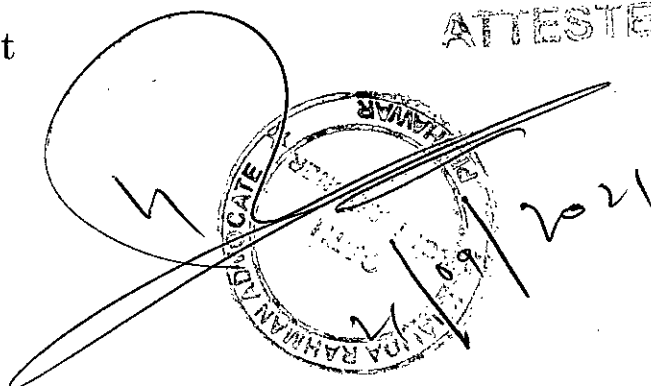
Identified by:

Shan Asghar

Shan Asghar

Advocate High Court
Peshawar.

ATTESTED



IN THE PESHAWAR HIGH COURT, PESHAWAR

W.P. No. /2019

2

Manzar Khan S/o Sikandar Khan,
R/o Muslim Abad, Canal Road, Hoti, Mardan.
Now Confined in Central Jail Peshawar

.....Petitioner/Accused

VERSUS

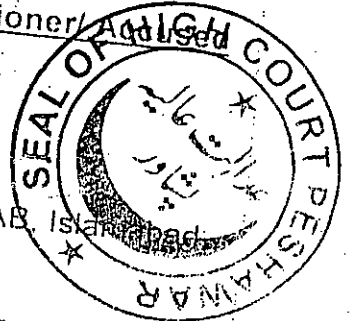
1. National Accountability Bureau through Chairman NAB, Islamabad
2. The NAB through Director General NAB,
Back side PDA Building, Hayatabad Phase-V, Peshawar.
3. The State.....

.....Respondents/Complt.

Reference No.18/2007

Charge U/s 18 (g)/9/10 R/W section 24 NAO 1999,

Alongwith offences mentioned in its Schedule and 512 Cr.P.C
Police Station ; NAB Peshawar.



WRIT PETITION UNDER ARTICLE 199 OF THE CONSTITUTION OF
ISLAMIC REPUBLIC OF PAKISTAN 1973, FOR RELEASE OF THE
PETITIONER/ACCUSED ON BAIL IN THE ABOVE SECTION OF LAW
TILL FINAL DECISION OF THE MAIN REFERENCE.

Respectfully Sheweth.

1. That accused/petitioner has falsely been implicated by the complainants/NAB authorities in the above-mentioned section of law hence arrested on 14.05.2019 by the NAB Authority and after completion of investigation and period of remand, the accused/petitioner was sent to Judicial Lock at Central Jail Peshawar on 28.05 2019 and since then the accused/petitioner is behind the bar. (Copy of Reference alongwith other material record annexed as A).

2 That now the accused/petitioner approaches this Hon'able Court through the instant writ petition for release of the accused/petitioner on bail in the above section of law on the following ground inter alia:-

ATTESTED

EXAMINER
Peshawar High Court