

**BEFORE THE HON'BLE CHAIRMAN KHYBER  
PAKHTUNKHWA SERVICE TRIBUNAL KPK**

Execution Petition No. 164/2021

in

Service Appeal No. 457/2018

Syed Hasnain Kazmi

.....Petitioner

**VERSUS**

1. The Chief Secretary KPK Peshawar.
2. Secretary Local Govt. & RDD KPK Peshawar.

.....Respondents

**APPLICATION FOR TRANSFER OF THE ABOVE TITLED PETITION  
BEFORE THE PRINCIPAL SEAT PESHAWAR.**


*Respectfully Sheweth:*

1. That the above titled **Execution Petition** was fixed for hearing for 30/03/2023 before Camp Court Abbottabad.
2. That, the Service Appeal No. 457/2018 was filed at Principal Seat Peshawar and same was decided by the Honorable Principal Seat on 04/06/2021.
3. That, the above Execution Petition was also filed at Peshawar on 03/09/2021 and proceedings were carrying on at Principal Seat. Whereas, the Execution Petition was transferred at Camp Court Abbottabad without any solid reasons.
4. That, the lawyer engaged by the petitioner also belongs to Peshawar and implementing authority/the respondents are also based at Peshawar.
5. That the respondents were **granted last opportunity** for implementation of the judgment dated 04/06/2021 on 18/08/2022, copy of the order sheet is attached.
6. That the respondents strictly directed by the Hon'ble Court for implementation of the aforesaid judgment on 16/11/2022, copy of the order sheet is attached.

7. That on 14/12/2022 the representative of the respondents assured at the bar for implementation of the judgment before 26/01/2023, copy of the order sheet is attached. Moreover the Hon'ble Court also verbally granted last opportunity for implementation of the judgment. .
8. That the Hon'ble Court again granted last opportunity for implementation of the aforesaid judgment on 26/01/2023, copy of order sheet is attached.
9. That I have to travel overseas on 31/03/2023. It is pertinent to mention here that the air ticket is non-extendable and shall expire on 13/04/2023.
10. That till date the respondents have not taken any concrete steps for implementation of the under reference judgment.

Therefore, it is most humbly prayed that the above mentioned Execution Petition may kindly be transfer at Principal Seat Peshawar and fixed for an early date.

Dated: 27/02/2023

  
**SYED HASNIAN KAZMI**  
(Petitioner)

**BEFORE THE HON'BLE CHAIRMAN KHYBER  
PAKHTUNKHWA SERVICE TRIBUNAL KPK**

Execution Petition No. 164/2021  
in  
Service Appeal No. 457/2018

Syed Hasnian Kazmi

.....Petitioner

**VERSUS**

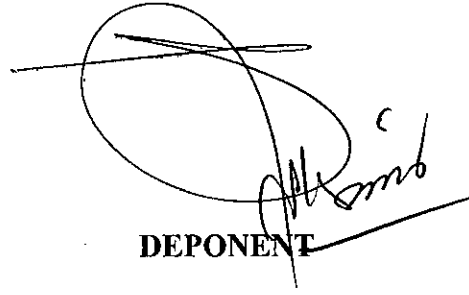
1. The Chief Secretary KPK Peshawar.
2. Secretary Local Govt. & RDD KPK Peshawar.

.....Respondents

**AFFIDAVIT**

I, Syed Hasnian Kazmi, Assistant Director Senior LG&RDD Haripur, do hereby declare on oath that the contents of my application are correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Court.



  
DEPONENT

E.P.No. 164/2021  
S. Hasnain Kazmi vs Govt



26<sup>th</sup> Jan. 2023

Petitioner in person present. Mr. Muhammad Jan, District Attorney alongwith Muhammad Irshadullah, S.O (Litigation) for the respondents present.

Departmental representative produced copy of letter dted 23.01.2023 through which the department has asked to clarify certain points from the Establishment Department and requested for further time to submit implementation report. Last opportunity is granted. To come up for implementation report on 30.03.2023 before the S.B at camp court, Abbottabad.

(Fareeha Paul)  
Member(E)  
(Camp Court, A/Abad)

Certified true copy

EXAMINED  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

Date of Presentation of Application 31-1-23  
Number of page 1  
Copying Fee 5/-  
Urgent SI  
Total SI  
Name of 01-2-23  
Date of Completion of 01-2-23  
Date of Delivery of copy 01-2-23

16<sup>th</sup> Nov 2022

Petitioner in person present. Mr. Muhammad Adeel Butt, Addl: AG alongwith Mr. Abdul Sattar, Supdt and Mr. Aizaz Ul Hassan, Asst: Director for respondents present.

Representative of the respondents present in the court could not convince the Court regarding the implementation report. No concrete steps have been taken so far to implement the judgment. Respondents are directed to submit implementation report on 14.12.2022 before S.B at camp court Abbottabad.

SCANNED  
FPT  
Mohammed

(Kalim Arshad Khan)  
Chairman  
Camp Court Abbottabad

14<sup>th</sup> Dec 2022

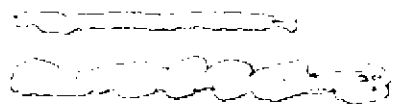
Petitioner in person present. Mr. Muhammad Adeel But, Addl: AG alongwith Mr. Fazal Subhan, Deputy Secretary for respondents present.

Representative of the respondents assured at the bar that the judgment will be implemented on the next date and for the purpose he sought short adjournment. To come up for implementation report on 26.01.2023 before S.B at camp court Abbottabad.

(Kalim Arshad Khan)  
Chairman  
Camp Court Abbottabad

Date of Presentation of Application 10-1-23  
 Number of Pages 5-P  
 Copy to Govt 25/-  
 Copy to ... 5/-  
 ... 30/-  
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 Date of Delivery of Copy 10-1-23  
 Date of Delivery of Copy 10-1-23

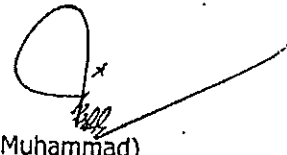
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18.08.2022


Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents present.

Implementation report not submitted. Learned AAG seeks time to contact the respondents for submission of implementation report on the next date. Last opportunity is granted. Adjourned. To come up for implementation report on 10.10.2022 before S.B.



(Mian Muhammad)  
Member (E)

ATTESTED



Attesting Officer  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar