

27.11.2018

Petitioner in person present. Mr. Usman Ghani, District Attorney on behalf of respondents No. 1 and 2 and counsel for respondent No. 3 present. Implementation report not submitted. Learned District Attorney requested for adjournment. Adjourned. To come up for implementation report on 21.01.2019 before D.B at Camp Court D.I.Khan.



(Muhammad Amin Khan Kundi)
Member
Camp Court D.I.Khan

21.01.2019

Petitioner in person and Mr. Farhaj Sikandar, District Attorney alongwith Mr. Muhammad Jamshaid, Chief Clinical Technician for the respondents present.

The representative of respondents has produced copy of office order dated 17.05.2018 issued by Director General Health Services Khyber Pakhtunkhwa, Peshawar. It is noted in the order that in pursuance to the judgment under implementation the departmental appeal of petitioner was reconsidered and rejected.

In the circumstances the contempt proceedings in hand cannot proceed further which is consigned to record room. The matter may be restored or the application of petitioner in case any part of relief granted to him remained unsatisfied.

Chairman
Camp Court, D.I.Khan

ANNOUNCED
21.01.2019

Form- A

FORM OF ORDER SHEET

Court of _____

Execution Petition No. _ 248/2018

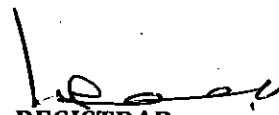
S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	10.08.2018	<p>The execution petition of Mr. Muhammad Shahid submitted by him, may be entered in the relevant register and put up to the Court for proper order please.</p> <p style="text-align: right;"><i>[Signature]</i> REGISTRAR 10/8/18</p>
2		<p>This execution petition be put before touring S. Bench at D.I.Khan on <u>13-9-2018</u></p> <p style="text-align: center;"><i>[Signature]</i> CHAIRMAN</p>
	13.09.2018	<p>Counsel for the petitioner present. Notice be issued to the respondents for implementation report for 27.11.2018 before S.B at Camp Court D.I.Khan.</p> <p style="text-align: right;"><i>[Signature]</i> (Muhammad Amin Khan Kundi) Member Camp Court D.I.Khan</p>

The execution petition of Mr. Muhammad Shahid son of Sona Khan Case Baloch r/o Basti Said Nagar Daraban Road D.I.Khan received today by post on 07.06.2018 is incomplete on the following scores which is returned to the petitioner for completion and resubmission with 15 days.

- 1- Annexures of the petition may be attested.
- 2- Annexures of the petition may be flagged.
- 3- Four more copies/sets of the petitioner and along with annexures i.e. complete in all respect be submitted with the petition in file covers.

No. 1183 /S.T,

Dt. 08/06 /2018.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Muhammad Shahid Petitioner.

(1)

بعدالت جناب چیئر مین سروس ٹریونل خیبر پختونخواہ، پشاور۔

سال 2018ء۔

درخواست توہین عدالت نمبر۔۔۔۔۔

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 649

Dated 07/06/2018

EP No. 198/18

محمد شاہد ولد سونا خان قوم بلوچ سکنہ بستی سید نگر درابن روڈ تحصیل و ضلع ڈیرہ اسماعیل خان۔

سائل۔۔۔

C.N.I.C # 12101-2343570-9

بنام

ڈاکٹر محمد ایوب روز ڈائریکٹر جنرل محکمہ صحت خیبر پختونخواہ پشاور۔

۔۔۔ رسپانڈنٹ

درخواست بمراد کاروائی فرمائے جانے توہین عدالت برخلاف رسپانڈنٹ بوجہ تعمیل نہ کرنے و
نظر انداز کرنے فیصلہ و حکم مصدرہ عدالت حضور انور مورخہ 12/03/2018 اور نہ بحال
کرنے سائل برسروس ہاؤس کیپر۔

جناب عالی! سائل حسب ذیل عرض رساں ہے۔

(1) یہ کہ سائل کو بحوالہ آرڈر نمبر 51-4348 مورخہ 04/07/2013 بحیثیت ہاؤس کیپر ڈسٹرکٹ

ہیڈ کوارٹر ٹیچنگ ہسپتال ڈیرہ اسماعیل خان میں تعینات کیا گیا۔ اور بعد تعیناتی

سائل نے متعلقہ حکام کو Arrival Report اور میڈیکل سرٹیفیکیٹ دیئے۔ اور سائل کو ہاؤس

کیپر کا چارج دیا گیا۔

(2) یہ کہ باقاعدہ تعیناتی اور جملہ لوازمات پورے کرنے کے بعد بھی سائل کو تنخواہ کی ادائیگی نہ کی گئی۔

اور سائل کے تعیناتی کے دوران MS نے خلاف واقعات اور غلط طور پر دوبارہ آسامیوں کیلئے

درخواستیں طلب کرنے کا اشتہار شائع کیا اور من سائل کو غلط اور بے بنیاد شو کا ز مورخہ 20/08/2013 کو جاری کر دیا جس کا من سائل نے باضابطہ طور پر جواب داخل کیا۔ اور من سائل نے محکمہ صحت کے متعلقہ حکام کے ان غلط اقدامات کو عدالت عالیہ پشاور ہائی کورٹ بیچ ڈیرہ اسماعیل خان میں بذریعہ رٹ چیلنج کیا اور اس رٹ کی سماعت کے دوران محکمہ صحت کے DHQ ہسپتال کے MS نے مورخہ 19/12/2013 کو سروس سے برطرفی کے آرڈر مجریہ مورخہ 17/12/2013 پیش کئے جس کے خلاف سائل نے محکمانہ اپیل ڈائریکٹر جنرل ہیلتھ خیبر پختونخواہ پشاور کو کی جو کہ مورخہ 15/05/2014 کو نامنظور ہوئی تو من سائل نے عدالت حضور انور میں اپیل نمبر 743 سال 2014ء دائر کی جو کہ مورخہ 12/03/2018 کو فیصلہ ہوئی۔ اور دوران بحث سرکاری وکیل نے کہا کہ سلیکشن کمیٹی کے دو ممبران ڈاکٹر ملک اختر اور ڈاکٹر خان شاہ کے دستخط نہیں ہیں عدالت حضور انور نے دستخط ہانڈ کور کی تصدیق کی خاطر رسپانڈنٹ کو حکم دیا کہ 60 دن کے اندر کارروائی کر کے معلومات فراہم کرے۔ بصورت دیگر اپیل منظور ہے۔

(3) یہ کہ فیصلہ عدالت حضور انور مصدرہ مورخہ 12/03/2018 کے 60 دن بعد من سائل نے فیصلہ پر عمل درآمد کرنے کی خاطر رسپانڈنٹ کو ایک درخواست برائے بحالی سروس مورخہ 14/05/2018 کو بذریعہ TCS ارسال کی جو کہ رسپانڈنٹ کو وصول ہو چکی ہے۔ نقل فیصلہ مصدرہ مورخہ 12/03/2018 منسلکہ "A" اور اپیل منسلکہ "B" درخواست تعیناتی منسلکہ "C"، ٹی سی ایس رسید منسلکہ "D" ہیں۔

(4) یہ کہ من سائل مورخہ 31/05/2018 کو رسپانڈنٹ کے دفتر واقع پشاور گیا تا کہ اپنی درخواست کے متعلق معلومات حاصل کر سکوں تو معلوم ہوا کہ رسپانڈنٹ مذکور آنجناب کا فیصلہ مصدرہ مورخہ 12/03/2018 کے مطابق من سائل کو ہاؤس کیپر کی سروس پر بحال کرنے سے صاف انکاری ہے۔ اور یوں عدالت حضور انور کے فیصلہ کو جان بوجھ کر یکسر نظر انداز کر دیا ہے اور رسپانڈنٹ اپنے

(3)

اس عمل سے تو بین عدالت جیسے سنگین جرم کا مرتکب ہوا ہے جو کہ قانون تو بین عدالت کے تحت قابل سزا ہے۔

لہذا استدعا ہے کہ رسپانڈنٹ کے خلاف کارروائی تو بین عدالت اجراء اور من سائل کو ہاؤس کیپر کی سروس پر بحال فرمائے جانے کا حکم صادر فرمایا جاوے۔

مورخہ 06/06/2018

محمد شاہد ----- (سائل)۔

86/151
0334-7212372

بیان حلفی

حلفاً بیان کیا کہ جملہ مراتب درخواست تو بین عدالت
تاجد علم و یقین صحیح و درست ہیں اور کوئی امر عدالت آنجناب
سے مخفی و پوشیدہ نہ رکھا ہے۔

محمد شاہد -----
ABDUL MAJEED KHAN LAGARI
Oath Commissioner D.I. Khan
Date: 6/6/18

(4)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
CAMP COURT D.I.KHAN

Annex (A)

Service Appeal No. 743/2014

Date of Institution... 28.05.2014

Date of decision... 12.03.2018



Muhammad Shahid son of Sona Khan Caste Baloch R/O Basti Said Nagar,
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. Shaukat Hayat Khan Khakwani,
Advocate

For appellant.

Mr. Ziaullah,
Deputy District Attorney

For respondents.

MR. NIAZ MUHAMMAD KHAN,
MR. AHMAD HASSAN,

CHAIRMAN
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

3. The appellants were appointed on different posts on the same date i.e
04.07.2013. They were removed from service on 17.12.2013, against which they

ATTESTED

Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

(5)

filed departmental appeals on 01.01.2014; which were rejected on 15.05.2014.

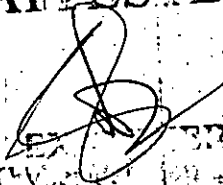
Thereafter, they filed service appeals on 28.05.2014.

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 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 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 appointment orders of the appellants in violation of the rules. No Departmental

ATTESTED


K. Y. ...
Service ...
Peshawar

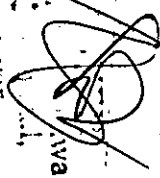
(6)

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/illegalities 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 hat how 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 this

ATTESTED

Khyber Pakhtunkhwa
Civil Servants
Tribunal
Peshawar


(7)

fact in their written replies. ^{No} Enquiry committee was constituted nor any other _{is} 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 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 this judgment. Failing which the present appeals shall be deemed to have been accepted. In the meantime the posts already advertized should not be filled by the department. Parties are left to bear their own costs. File be consigned to the record room.

Announced
12.03.2018

sd/- Niaz Muhammad Khan
Chairman
Camp Court D.I. Khan,

Certified to be true copy

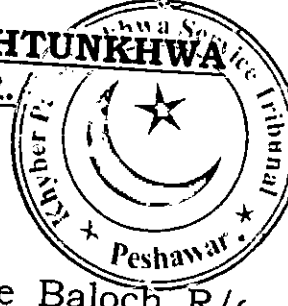
F
Khyt
Ser
Peshawar

sd/- Ahmad Hassan
Member

Date of Presentation of Application 21-03-2018
 Number of Writs 1600
 Copy 10.00
 Urgent 2.00
 Total 12.00
 Name of [Signature]
 Date of Case 21-03-2018
 Date of Delivery 21-03-2018

BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

In Re Appeal No. 743 /2014



Annex B

Mohammad Shahid S/o Sona Khan Caste Baloch R/c Basti Said Nagar, Daraban Road, Tehsil & District Dera Ismail Khan.

.....(Appellant/Petitioner)

VERSUS

- 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 House Keeper to respondent No. 3.

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

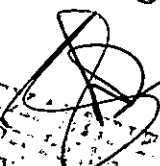
3- That respondent No. 3 constituted a committee of recruitments / appointment and promotion consisting of Dr. Khalid Aziz (M.S D.H.Q Hospital) Dera Ismail Khan as its chairman, while Dr. Khan Shah District Radiologist at District Head Quarter Teaching Hospital, Dera Ismail Khan and Dr. Malik Akhtar 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 House Keeper 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. 4348-51 dated 04/07/2013 the appellant was appointed as house Keeper 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


Khyber Pakhtunkhwa
Services 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".

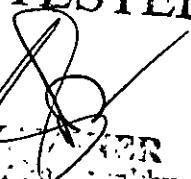
9-

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:-

GROUND:-a)

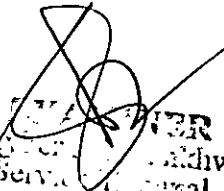
That the impugned order is highly illegal without lawful authority and malafide thus liable to be set aside.

ATTESTED


 Khyber Pakhtunkhwa
 Service Tribunal,
 Peshawar

- b)** That the appellant was appointed in accordance with law after observing all codal formalities and worked against the post of House Keeper 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,

ATTESTED


Khalid Aziz Baloch
Senior Medical Officer,
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 House Keeper against the post previously held by the petitioner / appellat with all back benefits.

Your Humble Petitioner

Dated: 27/05/2014


Mohammad Shahid
 Through Counsel


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

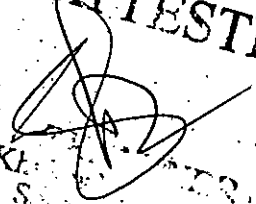
CERTIFICATE:-

I, Mohammad Shahid S/o Sona Khan Caste Baloch R/o Basti Said Nagar, Daraban Road, 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

DEPONENT


Mohammad Shahid

ATTESTED

 Kh. ...
 ...
 Peshawar

(137)

BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

In Re Appeal No. _____/2014

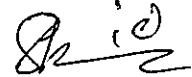
M. Shahid **VERSUS** The Govt: K.P.K etc.

AFFIDAVIT

I, Mohammad Shahid S/o Sona Khan Caste Baloch R/o Basti Said Nagar, Daraban Road, 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.

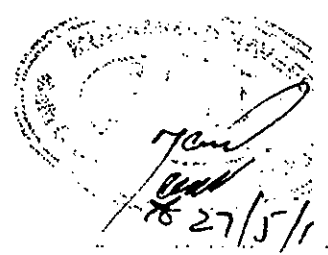
Dated: 27/05/2014

DEPONENT



MOHAMMAD SHAHID

Certified to be true copy
KHYBER PAKHTUNKHWA
Service Tribunal,
Peshawar



Date of Presentation of Application 21-03-2018

Number of Vols. 2400

Copying Fee 14.00

Urgent 2.00

Total 16.00

Name of Clerk [Signature]

Date of Completion 21-03-18

Date of Delivery of 21-03-18

Annex(e)

(14)

To,

The Director General Health,
Government of Khyber Pakhtunkhwa,
Peshawar.

SUBJECT:- APPLICATION TO REINSTATE THE APPLICANT AS HOUSE KEEPER AS PER DECISION OF THE SERVICE TRIBUNAL DATED 12/03/2018.

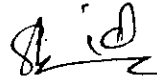
Sir,

1. I was appointed as House Keeper in present scale in Health Department vide order No. 4348-51 PF dated 04/07/2013, issued by the competent authority and was removed without any cause on 17/12/2013.
2. That I filed departmental appeal on 01/01/2014 which was rejected on 15/05/2014.
3. That after the rejection of departmental appeal I instituted the service appeal No. 743/2014 before the Khyber Pakhtunkhwa Service Tribunal for reinstatement in the service, which has been accepted vide decision dated 12/03/2018 and it has been ordered that the petitioner should be reinstated in his service. If not reinstated hence contempt of Court application will be filed in the Service Tribunal.

It is, therefore, requested that the order / decision of the Honourable Khyber Pakhtunkhwa Service Tribunal Camp Court, Dera Ismail Khan may kindly be implemented immediately and I may be reinstated as House Keeper in the Health Department, with all back benefits etc.

Dated:14/05/2018

Your's sincerely,



Muhammad Shahid

S/o Sona Khan

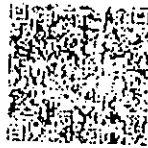
R/o Basti Said Nager,
Tehsil & District DIKhan.

Note:- Copy of the judgment is attached.

(15)

GST No. 17-00000-002-73

Annex-D



CN: 1065274448

ADIR
2018-05-14 16:13

DIR PER IPes - 0.5
Staff # : 100059 X24104

Name : M SHAIKH S/O SONA KHAN
Contact : 03449404590
Address : GHORAKH BAIT KHAN S/O PIRALI MURHAM
AD-DIR

Name : DIRECTOR GENRAL HEALTH
Address : PESHAWAR
HEALTH SERVICES PESHAWAR
Phone : (00919210269

DOCS
Rs. 0

Service Chg	217.0
Other Amount	0.0
VAS	0
Insurance Chg	0
GST	35
TOTAL	252.0

[REDACTED]

For Terms & Conditions visit
www.ics.com.pk
ICS Headquarter, 101-104, CIVIL Servation
Clou Road Karachi 75202, Pakistan
QAN : 111 123456 Web : ics.com.pk
(Shopper Copy V-1.31)



KHYBER PAKHTUNKHWA
BAR COUNCIL

ADVOCATE

وکالت نامہ

SALAHUD DIN KHAN

Advocate
bc-09-0829
Date of issue: July 2016
Valid upto: July 2019



کورٹ
فیس

Secretary
KP Bar Council

جناب جسٹس سرورس ٹریبونل خیبر پختونخواہ کراچی اور

منجانب سائل
بنام ڈاکٹر محمد ایوب روز ڈی جی کھڈیو برائے جج جی جی

دعوی یا جرم
درخواست تحریر عدالت کارروائی

باعث تحریر آنکہ

مقدمہ مندرجہ بالا عنوان میں اپنی طرف واسطے پیروی و جواب دہی برائے پیشی یا تصفیہ مقدمہ بنام
شادم / ڈاکٹر ایوب روز کھڈیو کیلئے

صلاح ایس گنڈاپہ کراچی

کو حسب ذیل شرائط پر وکیل مقرر کیا ہے کہ میں پیشی پر خود یا ہذا بذریعہ رو برو عدالت حاضر ہونا رہوں گا اور ہر وقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دے کر حاضر عدالت کروں گا۔ اگر پیشی پر مظہر حاضر نہ ہو اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدر مقام پکھری کے علاوہ یا پکھری کے اوقات سے پہلے یا بیچے یا بروز تعطیل پیروی کرنے کے ذمہ دار نہ ہوں گے اور مقدمہ صدر پکھری کے علاوہ اور جگہ ساعت ہونے یا بروز تعطیل یا پکھری کے اوقات کے آگے یا بیچے پیش ہونے پر مظہر کوئی نقصان پہنچے تو اس کے ذمہ دار یا اسکے واسطے کسی معاوضہ کے ادا کرنے یا محنت نہ واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے۔ جج کوکل ساختہ پر داخستہ صاحب موصوف مثل کردہ ذات خود منظور قبول ہو گا اور صاحب موصوف کو عرض دعوی یا جواب دعوی یا درخواست اجراء اسلئے ڈگری نظر ثانی اپیل نگرانی و ہر قسم درخواست ہر قسم کے بیان دینے اور پر ثانی یا راضی نامہ و فیصلہ برحلف کرنے اقبال دعوی کا بھی اختیار ہو گا اور بصورت مقرر ہونے تاریخ پیشی مقدمہ مذکور بیرون از پکھری صدر پیروی مقدمہ مذکور نظر ثانی اپیل و نگرانی و برآمدگی مقدمہ یا منسوخ ڈگری یک طرفہ یا درخواست حکم اقبالی یا قرتی یا گرفتاری قبل از فیصلہ اجراء ڈگری بھی صاحب موصوف کو بشرط ادائیگی علیحدہ محتاط پیروی کا اختیار ہو گا اور تمام ساختہ پرواخذتہ صاحب موصوف مثل کردہ از خود منظور و قبول ہو گا اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہو کہ مقدمہ مذکورہ یا اس کے کسی جزو کی کارروائی یا بصورت درخواست نظر ثانی اپیل نگرانی یا دیگر معاملہ و قدمہ مذکورہ کسی دوسرے وکیل یا بیرسٹر کو اپنے بجائے یا اپنے ہمراہ مقرر کریں اور ایسے شیر قانون کو بھی ہر امر میں وہی اور ویسے اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ میں جو کچھ ہر جانہ التواء پڑے گا وہ صاحب موصوف کا حق ہو گا مگر صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہو گا کہ 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
06 جنی 2018

مضمون وکالت نامہ من لیا ہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے

Accepted
Salahudin
06/6/2018

محمد شادم
سائل
Shid

وکالت نامہ

قیمتی ایک روپیہ		کورٹ فیس
--------------------	--	-------------

عدالت
 صاحب خیر بخشو کما سندس نمبر بون
 Respondent No 3
 محترم نامہ
 حکومت کراچی
 دعویٰ یا جرم

تفصیل دعویٰ یا جرم
 درخواست اجراء
 باعث تحریر آنکہ

مقدمہ مندرجہ بالا عنوان میں اپنی طرف واسطے بیروی و جواب دہی برائے پیشی یا تصفیہ مقدمہ بنام
 صدر عدالت

کو حسب ذیل شرائط پر وکیل مقرر کیا ہے کہ میں پیشی پر خود یا ہذا بذریعہ رو برو عدالت حاضر ہوتا رہوں گا اور ہر وقت پکارے جانے مقدمہ وکیل صاحب
 بموصوف کو اطلاع دے کر حاضر عدالت کروں گا اگر پیشی پر مظهر حاضر نہ ہو اور مقدمہ بیروی غیر حاضری کی وجہ سے کسی طور میرے خلاف ہو گیا تو صاحب
 موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدر مقام پکھری کے علاوہ یا پکھری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل
 بیروی کرنے کے ذمہ دار نہ ہوں گے اور مقدمہ صدر پکھری کے علاوہ اور جگہ سماعت ہونے یا بروز تعطیل یا پکھری کے اوقات کے آگے یا پیچھے پیش ہونے
 پر مظهر کوئی نقصان پہنچے تو اس کے ذمہ دار یا اسکے واسطے کسی معاوضہ کے ادا کرنے یا محنت نہ واجب کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے مجھ
 کو کل ساختہ پر داخستہ صاحب موصوف مثل کردہ ذات خود منظور قبول ہو گا اور صاحب موصوف کو عرض دعویٰ یا جواب دعویٰ یا درخواست اجراء اسانے ڈگری
 نظر ثانی اپیل گمرانی و ہر قسم درخواست ہر قسم کے بیان دینے اور پر غائبی یا راضی نامہ و فیصلہ برحلف کرنے اقبال دعویٰ کا بھی اختیار ہو گا اور بصورت مقرر ہونے
 تاریخ پیشی مقدمہ مکرور بیرون از پکھری صدر بیروی مقدمہ مکرور نظر ثانی اپیل و گمرانی و برآمدگی مقدمہ یا منسوخی ڈگری یک طرفہ یا درخواست حکم استغابی یا قرتی
 یا گرفتاری قبل از فیصلہ اجراء ڈگری بھی صاحب موصوف کو بشرط ادائیگی علیحدہ محتاط پوری کا اختیار ہو گا اور تمام ساختہ پر داخستہ صاحب موصوف مثل کردہ
 از خود منظور و قبول ہو گا اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہو کہ مقدمہ مکرورہ یا اس کے کسی جزو کی کاروائی یا بصورت درخواست نظر ثانی
 اپیل گمرانی یا دیگر معاملہ و قدمہ مذکورہ کسی دوسرے وکیل یا پیر سز کو اپنے 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 دوران مقدمہ میں جو کچھ ہر جانہ التواء پڑے گا وہ صاحب موصوف کا حق ہو گا مگر
 صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہو گا کہ مقدمہ کی پروی 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
 مورخہ 21 ماہ 2019

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

Accepted
 Inad
 21/10/19

Hospital Director
 MTI, D.I.Khan