

To:

The Chairman
Service Tribunal KP
Peshawar

Through: Noor Muhammad Khattak, Advocate

Subject: Request for Provision of ST Decision in Appeal No. 1411-1413/2011 & Appeal No. 1533-1535/2011 decided on 19 December 2022

Venerable Sir,

I, Shams-Ul-Islam (Principal Retired BS-18) state a few lines for your favourable and philanthropic consideration, please.

I along with Mr. Khalid Rehman & Mir Qadam Khan had been petitioner in Appeal Nos. 1411/2011, 1412/2011 & 1413/2011 respectively. The august court issued a judgment on 01-09-2015 against which we the petitioner had been to the Apex Court (Supreme Court of Pakistan) vide our Civil Appeal Nos. 1509 to 1511 of 2015. The Apex court set aside the impugned judgment of 01-09-2015 of KPK ST on 07-11-2018 and sent the matter back to the learned Service Tribunal to render a speaking judgment.

In the meanwhile three other Headmasters: Mr. Muhammad Shabbir, Mr. Raja Wajid and Mr. Rizwan Ullah suited their cases in KPK ST against the impugned seniority list circulated on 01-01-2019 vide their Appeal Nos. 1533/2020, 1534/2020 and 1535/2020. Their case was clubbed with that of the undersigned & others in Jan 2021.

The clubbed cases were heard by the learned ST and decided on 19-12-2022 in favour of Subject Specialists despite being a different cadre from Headmasters by all means i.e. selection criteria, No. of sanctioned posts, job description, responsibilities etc. but unlawfully joined in a seniority list having no gazette notification etc. The learned ST dismissed the appeals of the serving as well as retired principals (ExHeadmasters) and that of 3x serving Headmasters in a hearing or two which by no means was a speaking judgment at all. Moreover, the learned ST has not yet issued the decision in black and white after a period of about three month despite our number of application for provision of attested copy of the judgment.

Nexus above, your good self is hereby requested to kindly provide us the written judgment at the earliest so that we may pursue the case again in the Apex Court. Your timely cooperation in this regard will be highly appreciated.

Yours truly,

Shams Ul Islam & Others

15/3/23

Rizwan Ullah & Others

Copy for information to:

The Registrar, Supreme Court of Pakistan, Islamabad