

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR.

Execution Petition No. 382/2021

Date of institution 16.12.2021

Mrs. Abida D/O Jan Muhammad, Presently resided at 36 Salar Lane, Afzal Abad, Old Bara Road, University Town, Peshawar.

VERSUS

Secretary Higher Education Department, Government of Khyber Pakhtunkhwa, Peshawar and 03 others.

ORDER
11.04.2023


Learned counsel for the petitioner present. Qazi Muhammad Ayaz, Section Officer (Litigation) alongwith Mr. Asad Ali Khan, Assistant Advocate General for the respondents present.

2. Representative of the respondents submitted an application, wherein it has been mentioned that respondent No. 1/Secretary Higher Education Department, Govt. of KPK, Peshawar will issue notification regarding date of appointment of the petitioner by making necessary correction i.e from the date on which her batch mates were appointed (22.02.2011) within a period of two weeks positively. It has also been mentioned in the application that in case respondent No. 1 failed to fulfill commitment regarding issuing of the concerned notification, the Tribunal may take appropriate penal action against respondent No. 1. It has been further stated in the application that respondent No. 1 has duly authorized him to submit the instant application. Request has also been made in the application that in view of commitment of the respondents made in the application, salaries of the respondents may be released.

3. Learned counsel for the petitioner stated at the bar that he is having no objection if the execution petition in hand is disposed of in light of

the application so submitted by representative of the respondents. In this respect, written endorsement of learned counsel for the petitioner obtained at the margin of application so submitted by representative of the respondents. The instant execution petition stands disposed of in terms of the application so submitted by representative of the respondents. However, if the grievance of the petitioner regarding implementation of the judgment under execution is not redressed, he would be at liberty to file an application within 30 days for revival of proceedings in the instant execution petition, which is to be decided in accordance with law. Salaries of the respondents i.e Secretary Higher Education Department, Govt. of KPK, Peshawar, Director Higher Education Department, Govt. of KPK, Peshawar, Chairman Public Service Commission, KPK, Director Recruitment, Public Service Commission, KPK as well as salary of Ihsanullah, Law Officer be released, if not attached in any other matter. File be consigned to the record room.

ANNOUNCED
11.04.2023


(Salah-Ud-Din)
Member (Judicial)