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Khyber Pakhtunkhwa
Service Tribunal

Diary No. 4254

Dated 13/4/2023

REGISTERED

No. C.P.6367/2021 - SCJ

SUPREME COURT OF PAKISTAN

Islamabad, dated 16/03/2023

From The Registrar,
Supreme Court of Pakistan,
Islamabad.

To The Registrar,
K.P.K. Service Tribunal,
Peshawar.

Subject: CIVIL PETITION NO. 6367 OF 2021

Muhammad Farooq Khan

Versus

The Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar and others

On appeal from the Judgment/Order of the K.P.K. Service Tribunal,
Peshawar dated 09/08/2021 in A.-702/2017.

Dear Sir,

I am directed to enclose herewith a certified copy of the Order of this Court dated 02/02/2023 disposing of the above cited case in the terms stated therein for information and further necessary action.

Please acknowledge receipt of this letter along with its enclosure immediately.

Encl: Order:

Yours faithfully,



(MUHAMMAD MUJAHID MEHMOOD)
ASSISTANT REGISTRAR (IMP)
FOR REGISTRAR

IN THE SUPREME COURT OF PAKISTAN
(Appellate Jurisdiction)

Mr. Justice Sayyed Mazahar Ali Akbar Naqvi
Mr. Justice Jamal Khan Mandokhail
Mr. Justice Athar Minallah

Civil Petition No.6367 of 2021

(Against the judgment dated 9.8.2021 of the
K.P. Service Tribunal, Peshawar passed in
Appeal No.679 of 2017)

Muhammad Farooq Khan ...Petitioner(s)

Versus

The Provincial Police Officer, K.P.
Peshawar and others ...Respondent(s)

For the petitioner(s): Mr. Muhammad Shoaib Shaheen, ASC
Mr. Ahmed Nawaz Chaudhry, AOR

For the respondent(s): Mian Shafaqat Jan, Addl. A.G.
Tariq Usman, DSP (Legal)

For respondents Nos.6-7: Mr. Javed Gulbela, ASC

Respondents Nos.5, 8-14: N. R.

Date of hearing: 02.02.2023

ORDER

Sayyed Mazahar Ali Akbar Naqvi, J.- At the very outset, the learned counsel for the official respondents states that the matter pertains to the seniority list which was issued on 2nd of January, 2017. He further contends that in view of the latest situation, they are prepared to revisit the seniority list in conformity with Section 12(2) of the Police Rules, 1934. The learned counsel appearing on behalf of respondents Nos.6 and 7 has shown his anxiety that the said respondents would be affected if the seniority list is prepared afresh. We consider that in case the seniority list is changed, it would certainly create fresh cause of action for which all the remedies under the law would be available to the respondents for redressal of their grievances.

2. The petition is disposed of with the foregoing observations.

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Certified to be True Copy

[Signature]
**Court Associate
Supreme Court of Pakistan
Islamabad**

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22/02/23