


FORM OF ORDERSHEET

Court of _____

Case No. 871 /2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	17.04.2023	<p>As per direction of the Worthy Chairman the present appeal is fixed for preliminary hearing and decision on office objections before touring Single Bench at A.Abad on</p> <p style="text-align: right;"> REGISTRAR</p>

R/Sw

The order of the court dated 16/2/2023 and reply of counsel for the appellant is sub-itted for appropriate order, Please.

~~Worthy Chair-man~~

17/4/2023

Delay has not been
plausibly explained. The
court should
agree to refer the
matter to the
Bench which was the
order in PH +
to pick on
the
causes
17/4/23

**BEFORE THE KPK SERVICE TRIBUNAL
PESHAWAR**

Service appeal No _____ A of 2023

Mst. Bibi Fahmeeda **Appellant**

VERSUS

The Govt of KPK etc **Respondents**

**REMOVAL OF OFFICE OBJECTIONS DATED
16.02.2023.**

- 1). Copies required vide objection slip No. 3678-21.12.2022 were missing. It took some time in their location in the offices of official respondents. The main appeal was filed within time. The delay occurred in removing the objections is well explained and not deliberate on the part of the appellant.

It is therefore requested that the appeal may kindly be fixed before the court for hearing.


ABDUL SABOOR KHAN

Advocate High Court

Respected Sir,

It is submitted that the present appeal was received on 20.12.2022 after thoroughly scrutinizing the same many deficiencies were found in it which was returned to the counsel for the appellant for completion and resubmission within 15 days which was to be resubmitted on 05-01-2023 but counsel for the appellant re-filed the same today on 13.02.2023 late by 38 days without removing the objection no.1 to 4.

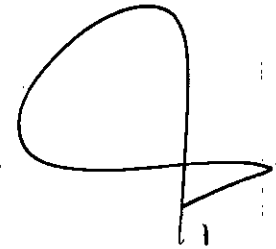
The appeal is submitted to your Honour under rule-7(c) of Khyber Pakhtunkhwa Service Tribunal rules 1974 for appropriate order please.

Worthy Chairman

Let the appellant first explain the delay in the submission of appeal.

REGISTRAR

13/2/2023



16/2/23


No. 606
16/2/23

The appeal of Mst. Bibi Fahmeeda Ex-PST GGPS Bhati Kuz Sherial Tehsil Pallas Kohistan received today i.e. on 20.12.2022 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- ① Copy of departmental appeal is not attached with the appeal which may be placed on it.
- ② Copy of comments mentioned in para-4 of the memo of appeal (Annexure-D) is not attached with the appeal which may be placed on it.
- ③ All the annexures of the appeal are illegible which may be replaced by legible/better one.
- ④ Annexures of the appeal are unattested.

No. 3678 /S.T.

DE. 21/12 /2022


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Abdul Saboor Adv.
High Court Mansehra

BEFORE THE SERVICE TRIBUNAL
K.P.K PESHAWAR

Service appeal No 871 of 2023

Mst. Bibi Fahmeeda.....Appellant

VERSUS

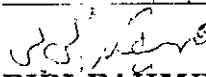
The Govt of KPK etcRespondents

APPEAL

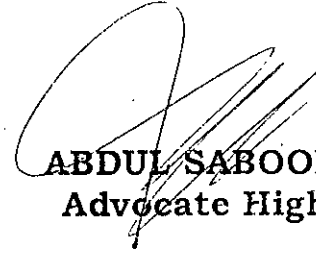
INDEX

S#	Description of documents	Annexure	Page#
1.	Memo of Appeal	-	1-7
2.	Affidavit	-	8
3.	Correct address of Parties	-	9
4.	Copy of appointment order dated 07.01.2005.	"A"	10
5.	Copies of impugned order dated 20.04.2019.	"B"	11-12
6.	Copy of letter/order dated 07.08.2019.	"C"	13
7.	copy of impugned order dated 16.11.2022.	"D"	14
8.	Wakalt Nama	-	15

Dated 15.12.2022


MST. BIBI FAHMEEDA
(Appellant)

Through:-


ABDUL SABOOR KHAN
Advocate High Court

BEFORE THE SERVICE TRIBUNAL
K.P.K PESHAWAR

Service appeal No 871 of 2023

Mst. Bibi Fahmeeda, Ex-Primary School
Teacher Posted at GGPS, Bhati, Kuz Sherial,
Tehsil Pallas, District KP Kohistan.

.....Appellant

VERSUS

- 1) The, Government of Khyber Pakhtunkhwa through secretary elementary and secondary education Peshawar.
- 2) The, Director Elementary and secondary Education Peshawar.
- 3) The, District Education officer (Female) District KP Kohistan at Seir-Ghazi Abad.

.....Respondents

APPEAL UNDER SECTION 4 OF KPK
SERVICE TRIBUNAL, ACT, 1974
AGAINST THE IMPUGNED ORDERS NO
1198-1210 DATED 20.04.2019, And
8888-89 Dated 16.11.2022 PASSED BY
RESPONDENTS NO. 02 AND 03
RESPECTIVELY WHEREBY MAJOR
PENALTY OF REMOVAL FROM
SERVICE WAS IMPOSED UPON THE
APPELLANT AND UP HELD IN APPEAL.

PRAYER:-

On acceptance of the instant service appeal, the impugned orders bearing No **1198-1210** dated **20.04.2019** and **8888-89** dated **16.11.2022**, passed by Respondents No. 02 and 03 respectively may kindly be set-aside declaring them illegal, void and against the law on the subject and appellant be re-instated into service with all back benefits.

Respectfully Sheweth:-

1. That, appellant was appointed in a prescribed manner by competent authority against the post of Primary school Teacher vide appointment order dated **07.01.2005**.

(Copy of appointment order dated 07.01.2005 annexed as Annexure "A").

2. That, all of a sudden, respondent No 03 without citing any reason and intimation straightaway, with a single stroke of pen imposed Major penalty of removal from service upon appellant w.e.f. **01.11.2017** on the ground of alleged unspecified absence from duty, vide impugned order No. **1198-1210** dated **20.04.2019**.

(Copies of impugned order dated 20.04.2019 is annexed as Annexure "B").

3. That, appellant filed Departmental appeal against the impugned order dated 20.04.2019 before respondent No. 02 who vide letter/order dated 07.08.2019 called comments from respondent No. 03.

**(Copy of letter/order dated
07.08.2019 is annexed as
Annexure "C").**

4. That, respondent No. 03 vide letter No. 8334 dated 12.12.2020 submitted comments to respondent No. 02, expressing no objection upon the reinstatement of the appellant.

**(copy of letter dated
12.12.2020 annexed as
annexure "D").**

5. That, upon receiving the comments, respondent No. 02 kept the matter pending instead of reinstating the appellate into service as recommended by respondent No. 03. Ultimately, respondent No. 02 vide impugned order No. 8888-89 dated 16.11.2022 rejected the Departmental appeal of the appellant without citing any reason and providing an opportunity of hearing to the appellant.

**(copy impugned order
dated 16.11.2022 is
annexed as annexure "E").**

6. That, the felling aggrieved from the impugned orders, the appellant having

no other remedy files the present service appeal before this Honourable Tribunal for interference inter alia, on the following amongst other grounds.

GROUND:-

- A) That, appellant never remained absent as alleged and the entire illegal proceedings were carried out fictitiously, while sitting in office by respondent No 03 out of mala-fide.
- B) That, before imposing the impugned penalty, no publication as required **under rule 9 of E&D, Rules, 2011**, was ever made in the leading newspapers, commonly available in the District of the appellant. The reference of news papers publication in the impugned order are not commonly available in the area of the appellant, hence, the impugned order is wholly illegal, unlawful, without lawful authority and of having no legal effect.
- C) That, no show cause notice was ever issued to the appellant and the entire proceedings were fictitiously conducted by respondent No 03 at the back of the appellant.

- D) That, no inquiry into the alleged allegations was ever conducted and the impugned penalty was imposed without getting the allegations proved in accordance with the law and Rules on the subject.
- E) That, before passing the impugned order, appellant was not put on notice to present her view point/explanation under the Doctrine of **AUDI AULTEM PARTEM**, hence, the impugned order is not sustainable and maintainable under the law on this very sole ground.
- F) That, appellant had a long unblemished service record at her credit. She has been removed from service with a single stroke of pen without observing due process of law and having the allegations proved.
- G) That, no complaint was ever filed by any one against the appellant for her being absent from duty as alleged on any working day with any authority.
- H) That, the Departmental appeal of the appellant was rejected by respondent No. 02 vide impugned order dated 16.11.2022 but reason what so ever, of the rejection has been mentioned therein nor any opportunity of hearing

was provided to the appellant before rejecting the appeal arbitrarily.

- I) That, the impugned orders on their very face value, are illegal, unlawful, without lawful authority, without jurisdiction and of having no legal effect.

PRAYER:-

On acceptance of the instant service appeal, the impugned orders bearing No **1198-1210** dated **20.04.2019** and **8888-89** dated **16.11.2022**, passed by Respondents No. 02 and 03 respectively may kindly be set-aside declaring them illegal, void and against the law on the subject and appellant be re-instated into service with all back benefits.

Dated 15.12.2022


Mst Bibi Fahmeeda
(Appellant)

Through:-


ABDUL SABOOR KHAN
ADVOCATE HIGH COURT

VERIFICATION :

I, Mst. Bibi Fahmeeda, Ex-Primary School Teacher Posted at GGPS, Bhati, Kuz Sherial, Tehsil Pallas, District KP Kohistan, do hereby solemnly affirm and declare that the contents of fore-going Appeal are true and correct to the best of my knowledge and belief and nothing has been concealed or suppressed from this Honorable Tribunal.


MST. BIBI FAHMEEDA
(DEPONENT)

BEFORE THE SERVICE TRIBUNAL
K.P.K PESHAWAR

Service appeal No _____ of 2022

Mst. Bibi Fahmeeda.....Appellant

VERSUS

The Govt of KPK etcRespondents

APPEAL

AFFIDAVIT

I, Mst. Bibi Fahmeeda, Ex-Primary School Teacher Posted at GGPS, Bhati, Kuz Sherial, Tehsil Pallas, District KP Kohistan, do hereby solemnly affirm and declare on oath that the no such subject matter appeal has ever been filed before this honorable court nor pending nor decided. That the contents of fore-going affidavit are true and correct to the best of my knowledge and belief and nothing has been concealed or suppressed from this Honourable tribunal.

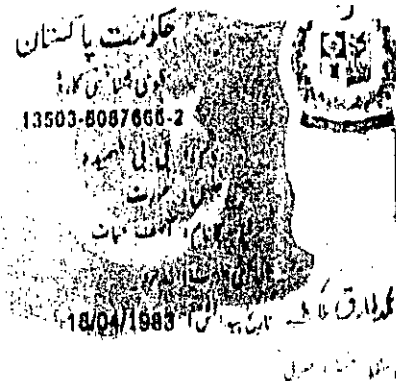
Dated: 15.12.2022

Bibi Fahmeeda

Mst. Bibi Fahmeeda

(DEPONENT)

Bibi Fahmeeda
15/12/22



BEFORE THE SERVICE TRIBUNAL
K.P.K PESHAWAR

Service appeal No ____ of 2022

Mst. Bibi Fahmeeda.....Appellant

VERSUS

The Govt of KPK etcRespondents

APPEAL

CORRECT ADDRESSES OF THE PARTIES

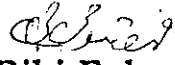
APPELLANT:

Mst. Bibi Fahmeeda, Ex-Primary School Teacher Posted at GGPS, Bhati, Kuz Sherial, Tehsil Pallas, District KP Kohistan.

RESPONDENTS:

- 1) The, Government of Khyber Pakhtunkhwa through secretary elementary and secondary education Peshawar.
- 2) The, Director Elementary and secondary Education Peshawar.
- 3) The, District Education officer (Female) District KP Kohistan at Seir-Ghazi Abad.

Dated 15.15.2022


Mst. Bibi Fahmeeda
(Appellant)

Through:-


ABDUL SABOOR KHAN
Advocate High Court

OFFICE OF THE DISTRICT COORDINATION OFFICER PESHAWAR AT DASSU,

APPOINTMENT ORDER.

Consequent upon the approval of Departmental Selection Committee the competent authority has been pleased to appoint the following (Female) candidates, fresh (In Trainer Table) of Tehsil Palas District Kohistan against the vacant Posts of PTC in DPS-05 (Rs.2100-100-5100) on contract basis for a period of three years according to the Merit policy issued by the Government of NWFP Schools & Literacy Department in the Schools noted against each. (S.L. 3. 2005). In the interest of public service.

Handwritten: P-12
A

S.N	Merit No.	Score	Name of candidate	Father's Name	Residence of UIC	Tehsil	Appointed	School where posted	Remarks
1	1	13.02	Nargis Bibi	Mohd Sadouq	Har Shal	Palas	PTC	GGPS Dadlakot	AVP
2	2	17.24	Shabana Naz	All Afzar	Har Shal	Palas	PTC	GGPS Dadlakot	AVP
3	3	17.44	Durkham Bibi	Shorqun Khan	Haran	Palas	PTC	GGPS Dadlakot	AVP
4	4	17.49	Amoala Iqbal	Iqbal Khan	Haran	Palas	PTC	GGPS Dadlakot	AVP
5	5	16.76	Rozla Bibi	Mohd Yousaf	Haran	Palas	PTC	GGPS Dadlakot	AVP
6	6	16.80	Sayida Bibi	Mohd Rafiq	Haran	Palas	PTC	GGPS Banjar Yanjol	AVP
7	7	16.13	Qudus Bibi	Mohd Anis	Haran	Palas	PTC	GGPS Banjar Yanjol	AVP
8	8	14.00	Alyaha Bibi	Rumlan Khan	Haran	Palas	PTC	GGPS Banjar Yanjol	AVP
9	9	13.94	Mahmud Bibi	Abdul Manan	Haran	Palas	PTC	GGPS Bahram Abad	AVP
10	10	13.54	Gul Naz	Shorqun	Haran	Palas	PTC	GGPS Gulibagh	AVP
11	11	11.51	Faizoon	Dusham Khan	Haran	Palas	PTC	GGPS Gulibagh	AVP
12	12	20.26	Gul Nisaa	Donyamin	Khotakot	Palas	PTC	GGPS Prachi Bala	AVP
13	13	18.14	Amya Bibi	Abdul Gadoon	Khotakot	Palas	PTC	GGPS Prachi Bala	AVP
14	14	16.99	Shor Dano	Sopoor	Khotakot	Palas	PTC	GGPS Shirdal	AVP
15	15	16.92	Gulraj	Khalid Khan	Khotakot	Palas	PTC	GGPS Kuz Sori	AVP
16	16	15.80	Nusrat Bibi	Donyamin	Khotakot	Palas	PTC	GGPS Kuz Sori	AVP
17	17	19.13	Rukhsana Bibi	Khanizaman	Kotal	Palas	PTC	GGPS Gulababad Ho.2	AVP
18	18	13.52	Parveen Dillawa	Dillawar Khan	Batala J.	Palas	PTC	GGPS Madakhol Abad	AVP
19	19	18.05	Bibi Fatima	Hazrat Mlan	Kuz Para	Palas	PTC	GGPS Mughalabad	AVP
20	20	15.67	Rozla Bibi	Mohd Ishaq	Kuz Para	Palas	PTC	GGPS Dalool Abad	AVP
21	21	15.46	Maryum Bibi	Shor Zaman	Kuz Para	Palas	PTC	GGPS Sarwar Abad	AVP
22	22	15.18	Gul Nar	Sarfraz	Kuz Para	Palas	PTC	GGPS Sarwar Abad	AVP
23	23	14.22	Chan Bibi	Donyamin	Kuz Para	Palas	PTC	GGPS Khrat	AVP
24	24	13.3	Bibi Sakina	Abdullah	Kuz Para	Palas	PTC	GGPS Banjar	AVP
25	25	15.38	Saminah Bibi	Abdullah	Kuz Para	Palas	PTC	GGPS Mughalabad	AVP
26	26	16.45	Salma Bibi	Mohd Misdaq	Shorakot	Palas	PTC	GGPS Jhoom Gall	AVP
27	27	16.27	Fahmida	Abdul Haqiq	Shorakot	Palas	PTC	GGPS Sabir Abad	AVP
28	28	15.11	Moneeba	Muzamil Shah	Shorakot	Palas	PTC	GGPS Gulibagh	AVP
29	29	14.12	Zakia Bibi	Mohd Iqbal	Shorakot	Palas	PTC	GGPS Bahadar Abad	AVP
30	30	14.12	Farzana Bibi	Mohd Iqbal	Shorakot	Palas	PTC	GGPS Bahadar Abad	AVP
31	31	13.20	Bibi Khatoon	Shulam Rasool	Shorakot	Palas	PTC	GGPS Gulibagh	AVP
32	32	14.22	Hussan Pari	Sul-ur Rahuman	Gulababad	Palas	PTC	GGPS Ser Ghazikhan	AVP
33	33	17.05	Shakeela Bibi	Sabeel	Prachi Bala	Palas	PTC	GGPS Haldorabad	AVP
34	34	12.46	Sartaj Bibi	Nadir Khan	Prachi Bala	Palas	PTC	GGPS Haldorabad	AVP
35	35	17.93	Degum Bibi	Birader Khan	Kuz Bhal	Palas	PTC	GGPS Paraghari	AVP
36	36	11.93	Yasmin	Mohd Sabeel	Shirdal	Palas	PTC	GGPS Miskeenabad	AVP
37	37	15.14	Motamina	Motabar	Shirdal	Palas	PTC	GGPS Maldan Kotla	AVP

CONDITIONS:-

- 1 Their appointments are purely on temporary basis and liable to termination at any time / stage with out assigning any reason/notice.
- 2 Their Certificates/Degrees if not verified earlier, should be verified by Mr.Abdur Rahman D.D.O (F) & Mr.Ahmad Hussain DO S&L Kohistan before handing over their charge.
- 3 Charge report should be submitted to all concerned.
- 4 No TA/DA is allowed to any one.
- 5 They will be governed by such rules and regulations enforced and as prescribed by the Government from time to time for the category of the Government Servants to which they belong.
- 6 In case any of the above candidates failed to assume the charge of their posts with in fifteen days, their appointments will automatically stand cancelled.
- 7 They should not be allowed to take over charge if their age is less than 18-years and above 35-years
- 8 They should produce eye and health certificate from LDO Health Kohistan before taking of charge.

Handwritten Signature: Hussain Ahmad
 HUSSAIN AHMAD
 Dist. Coordination Officer
 Kohistan at Dassu

Order No. 301-45 / App/PTC (F) UIC w/e Merit (2005) Dated Kohistan the 7/11/2005

- Copy of the above is forwarded to.
- 1 Director Schools & Literacy NWFP Peshawar.
 - 2 P/S to Minister of Education NWFP Peshawar.
 - 3 P/S to Secretary Government of NWFP (S & L) Department Peshawar.
 - 4 District Nazim Kohistan at Dassu.
 - 5 Executive District Officer Schools & Literacy Kohistan.
 - 6 District Accounts Officer Kohistan.
 - 7 District Officer Schools & Literacy Kohistan.
 - 8 Deputy District Officer (F) S&L Kohistan.
 - 9-47 Candidates concerned.

Handwritten: Sd/-
 District Coordination Officer
 Kohistan at Dassu

... through registered posts but neither the teachers joined their duties nor submitted convincing replies within the stipulated time (15 days) before the committee constituted for personal hearing vide office letter no. 394-93 dated 11-02-2019 and the same were conveyed to the teachers in time.

And whereas that show cause notices were issued through two leading newspapers i.e. Daily "Khyber News" Manshera and Daily "Akhbar" Abbottabad dated 26-02-2019 in which teachers were directed to assume their duties and state the reason (s) of their wilful absence but neither they attended in schools nor submitted convincing replies before the committee within the stipulated period mentioned in the newspapers. Now in view of the above facts, Mr. Khurshid Ahmed, being competent authority, as District Education Officer (female) Kohistan, is fully satisfied to impose major penalty of **REMOVAL FROM SERVICE** upon the teachers under rule 4b(ii) of E&D Rules 2011 with effect from the dates mentioned against each.

Handwritten signature and initials: "HANI" and "B" in a circle.

Sr	NAME OF TEACHER	NAME OF SCHOOL	DATE OF REMOVAL FROM SERVICE
1	Lakhsa (G-4)	GGPS Pashor	01-10-2016
2	Sadaf Zeb	GGPS Pashor	01-10-2017
3	Raqiba	GGPS Ser Garhi	01-10-2017
	Aarna	GGPS Ser Garhi	01-10-2017
	Farzana Wali	GGPS Shakh Lohi	01-04-2018
	Shahreen Zamir	GGPS Lohi Dader	01-10-2018
	Gul Bibi	GGPS Baja Lohi	01-04-2018
8	Nuzhat Ara	GGPS Harban Kot	01-05-2018
9	Tahmina Razi	GGPS Kuz Kamita	01-01-2017
10	Zahra Bibi	GGPS Kherza Khail Dader	01-10-2015
11	Nargis Utal (G-3)	GGPS Baja Lohi	01-05-2016
12	Shagufa Kuran	GGPS Dhoop Lohi	01-01-2019
3	Gul Bibi	GGPS Serai Shan	01-04-2018
4	Zamir	GGPS Kemia Abad	01-01-2019
5	Salma Bibi	GGPS Kemia Abad	01-01-2019
	Shakira	GGPS Mehran Abad	01-03-2018
	Masooma	GGPS Ghee Harban	01-04-2018
	Lalifa	GGPS Ghee Harban	01-01-2019
	Johajra Bibi	GGPS Bar Duk	01-04-2018
	Rasheeda Bano	GGPS Seri Kandia	01-10-2017
	Rehana	GGPS Seri Gabriel	01-01-2019
	Sara Qayum	GGPS Seri Gabriel	01-11-2018
	Aisha Sadiq	GGPS Soyal Jashoi	01-04-2018
	Bibi Hawa (G-4)	GGPS Awaysach	01-12-2016
	Fahmeeda	GGPS Bhati Kuz Shrial	01-11-2017

Deputy Director (Female)
E&SE Khyber Pakhtunkhwa

100
Finaly - (C)

No. 903 / P.No. 325/P/ Appeal Kohistan

Dated Peshawar the 07/8/ 2015

To: The District Education Officer,
(Female) Kohistan (Kdai, Pabna, Upper Kohistan)

Subject: APPEALS REGARDING REMOVAL FROM SERVICE

I am directed to refer to the subject cited above and to enclose herewith a photo copy of appeals in respect of the following PST Teachers District Kohistan and to ask you to submit detail report/view comments to this Directorate (Separately) for further necessary action.

S.No	Name and Designation	School Name
1.	Fahmida PST	GGPS Dahi Kuz Shariyal KP- Kohistan
2.	Gul Pari PST	GGPS Dadar Goshali Kohistan
3.	Bushra Hafiz PST	GGPS Dahi Kuz Shariyal KP- Kohistan

Received
7/8/15
Nawab Khan
Mob No. 0346 9622004
Cell No. 13507-457125-1

Deputy Director
PSE Kohistan



DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION
KHYBER PAKHTUNKHWA PESHAWAR

NOTIFICATION

Consequent upon the approval of the Appellant Authority, the appeal of Mst. Fahmeeda Ex-PST GGPS, Bhati Kuz Sheryal and Bushra Hafiz Ex-PST, GGPS, Bhati Kuz Sheryal District Kohistan Upper is hereby rejected, under rules 17 (2)(a) of E&D Rules 2011

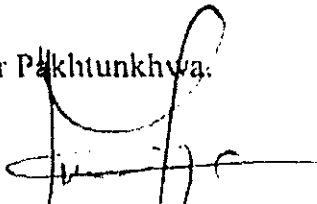
8888-89

DIRECTOR
Elementary & Secondary
Education Khyber Pakhtunkhwa.

Endst: No. _____ / F.No. 325/Appeal/Kohistan Dated Peshawar the 16-11 2022

Copy forwarded for information to the:-

1. District Education Officer (Female) Kohistan Upper, with the direction to inform the teacher concerned accordingly.
2. Teacher concerned.
3. PA to Director Elementary & Secondary Education Khyber Pakhtunkhwa.


Assistant Director (Female)
Elementary & Secondary Education
Khyber Pakhtunkhwa,

16/11/2022

وکالت نامہ

بعدالت جناب KPK سروس ٹریبونل پشاور کمپ کورٹ ایبٹ آباد

بی بی نمیدہ بنام سیکرٹری ایڈمینیٹری اینڈ سیکنڈری ایجوکیشن وغیرہ

سروس اپیل

اپیلانٹ

باعث تحریر آنکھ!

منجانب:

عبدالصبور خان ایڈووکیٹ ہائی کورٹ

اندریں مقدمہ عنوان بالا اپنی طرف سے برائے بیرونی وجوہات ہی بمقام سروس ٹریبونل پشاور

کو بدیں شرط وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختیار خاص رُوم و عدالت حاضر ہوتا رہوں گا اور بوقت پکارے جانے وکیل صاحب موصوف کو اطلاع دیکر حاضر کروں گا۔ اگر کسی پیشی پر مظہر حاضر نہ ہوا اور غیر حاضری کی وجہ سے کسی طور پر مقدمہ میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام کچہری کے علاوہ کسی اور جگہ کچہری کے مقررہ اوقات سے پہلے یا بروز تعطیل بیرونی کرنے کے مجاز نہ ہونگے اگر مقدمہ مقام کچہری کے آگے یا چھپے ساعت ہونے پر مظہر کو کوئی نقصان پہنچے تو صاحب موصوف ذمہ دار نہ ہوں گے اور صاحب موصوف کو عرضی و دعویٰ اور درخواست اجراءے ڈگری و نظر ثانی، اپیل نگرانی دائر کرنے نیز ہر قسم کی درخواست پر دستخط تصدیق کرنے کا بھی اختیار ہوگا اور کسی حکم یا ڈگری کے اجراء کرانے اور ہر قسم کا روپیہ وصول کرنے اور رسید دینے اور داخل کرنے کا، ہر قسم کا بیان دینے اور سپرد تالی و راضی نامہ و دستبرداری و اقبال و دعویٰ کا اختیار ہوگا اور بصورت اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یکطرفہ درخواست حکم امتناعی یا فیصلہ ڈگری و اجراءے ڈگری بھی صاحب موصوف کو بشرط ادا یعنی علیحدہ فیس کرنے کا مجاز ہوگا۔ بصورت ضرورت بدوران مقدمہ یا اپیل و نگرانی کسی دوسرے وکیل یا بیرسٹر کو بجائے خود یا اپنے ہمراہ مقرر کریں اور ایسے مشیر قانونی کو بھی اس امر میں وہی اختیارات حاصل ہوں گے جیسے صاحب موصوف کو، پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں تو صاحب موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ کی بیرونی نہ کریں اور ایسی حالت میں میرا مطالبہ صاحب موصوف کے برخلاف نہیں ہوگا۔ مجھے کل ساختہ پرداختہ مثل ذات خود منظور و قبول ہوگا۔ لہذا وکالت نامہ لکھ دیا ہے تاکہ سند رہے۔ مضمون وکالت نامہ سن لیا اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔

مورخہ 15.12.2022

مسماة بی بی نمیدہ سابقہ PST ٹیچر GGP بھٹی کوز شیر یال ضلع KP کوہستان..... اپیلانٹ

Attested & Accepted
Abdul Saboor Khan
Advocate High Court