


22nd Dec. 2022

Counsel for the appellant present. Mr. Muhammad Jan, District Attorney alongwith Irfan, Subject Specialist for the respondents present.

SCANNED
KPST
Peshawar

Learned counsel for the appellant requested for adjournment in order to further prepare the brief. Last opportunity is granted to learned counsel for the appellant for arguments on the next date, failing which the case will be decided on the basis of available record. To come up for arguments on 31.03.2023 before the D.B.



(FAREEHA PAUL)
Member (E)



(ROZINA REHMAN)
Member (J)

31st Mar, 2023

Learned counsel present. Mr. Fazal Shah Mohmand, Addl: AG alongwith Mr. Imran, Assistant for the respondents present.

Learned counsel for the applicant seeks adjournment. To come up for arguments on 29.05.2023 before D.B. P.P given to the parties.


(Salah Ud Din)
Member (Judicial)


(Kalim Arshad Khan)
Chairman

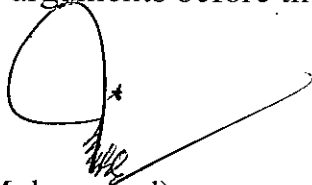
SCANNED
KPST
Peshawar

28.10.2022

Nemo for the appellant. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General for the respondents present.

Notice for prosecution of the appeal be issued to the appellant as well as his counsel through registered post and to come up for arguments before the D.B on 17.11.2022.

SCANNED
AT
Peshawar



(Mian Muhammad)
Member (E)



(Salah-ud-Din)
Member (J)

17th Nov. 2022

Clerk of counsel for the appellant present.

Mr. Naseerud Din Shah, Assistant Advocate General for the respondents present.

SCANNED
AT
Peshawar

Lawyers are on general strike. To come up for arguments on restoration application on 22.12.2022 before the D.B.



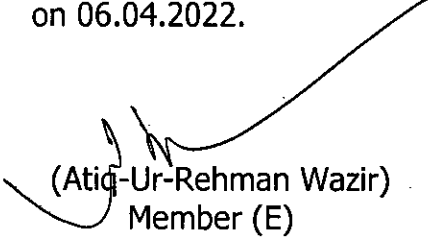
(Fareeha Paul)
Member(E)



(Rozina Rehman)
Member(J)

23.12.2021

Syed Noman Ali Bukhari, Advocate present and submitted Wakalatnama in favor of appellant. Mr. Muhammad Rasheed, Deputy District Attorney for respondents present. Being freshly engaged learned counsel for the appellant requested for adjournment. Adjourned. To come up for arguments before the D.B on 06.04.2022.

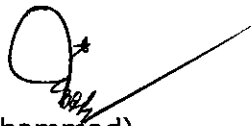

(Atiq-Ur-Rehman Wazir)
Member (E)


Chairman

06:04.2022

Appellant present in person. Mr. Kabirullah Khattak Adl. AG along with Mr. Shoib Akhtar, ADEO for respondents present.

Counsel are at strike. Therefore the case is adjourned to 11.07.2022 before D.B.


(Mian Muhammad)
Member (E)



Chairman

11-7-2022

Due to Holidays of Eid Ul Azha the case is adjourned to 14-10-2022

14th Oct., 2022

Because of strike of the Bar, this matter is adjourned to 28.10.2022. Office is directed to notify the next date on the notice board as well as the website of the Tribunal.


(Fareeha Paul)
Member (E)


(Kalim Arshad Khan)
Chairman

31-12-2020

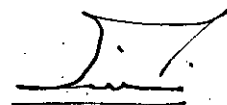
Due to summer vacation, case is adjourned to 18.3.2021 for the same as before.


Reader

18.03.2021

Mr. Afrasyab Wazir, Advocate, on behalf of learned counsel for appellant and Additional Advocate General for respondents present.

Request for adjournment is made due to illness of learned senior counsel. Adjourned to 20.05.2021 for hearing before D.B.


(SALAH-UD-DIN)
MEMBER (JUDICIAL)


CHAIRMAN

20-5-21

Due to COVID 19, the case is adjourned to 13-9-2021 for the same.

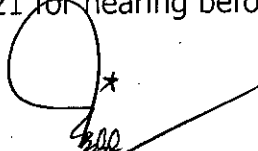

Reader



13.09.2021

Petitioner in person present. Mr. Riaz Khan Paindakheil, Assistant Advocate General for the respondents present.

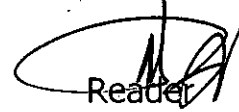
Petitioner requested for adjournment on the ground that his counsel is not available today. Adjourned to 23.12.2021 for hearing before D.B.


(MIAN MUHAMMAD)
MEMBER (EXECUTIVE)


(ATIQ-UR-REHMAN WAZIR)
MEMBER (EXECUTIVE)

29.10.2020

Proper D.B is on Tour, therefore, the case is
adjourned for the same on 31.12.2020 before D.B.


Reader

A/A

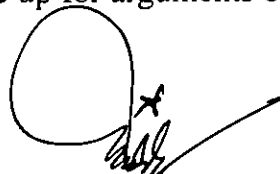
31.03.2020

Due to public holiday on account of COVID19, the case is adjourned to 10.06.2020 for the same as before.


Reader

10.06.2020

Counsel for the appellant present. Addl: AG alongwith respondents present. Learned counsel for the appellant seeks adjournment. Appellant is directed to submit Member copy of the instant appeal. Adjourned. To come up for arguments on 19.08.2020 before D.B.


MEMBER


MEMBER

19.08.2020

Due to summer vacations, the case is adjourned to 29.10.2020 for the same.


Reader

26.12.2019


Counsel for the appellant present. Mr. Ziaullah,
DDA for respondents present. Learned counsel for the
appellant seeks adjournment. Adjourn. To come up for *reply/*
arguments on 07.01.2020 before D.B. Inayat Ullah ADO
*representative of respondents absent. Respondents as well
as absent representative be put to rest.*


Member


Member

07.01.2020


Junior to counsel for the appellant present. Mr.
Muhammad Jan learned Deputy District Attorney
alongwith representative Inayat Ullah ADO present. ~~and~~
~~representative of respondents present.~~ Junior to counsel for the
appellant seeks adjournment as senior counsel for the
appellant is not in attendance. Adjourn. To come up for *reply/*
arguments on 10.02.2020 before D.B.


Member


Member

10.02.2020

Counsel for the appellant and Mr. Kabirullah Khattak,
Additional AG for the respondents present. Reply on restoration
application on behalf of respondents not submitted. Learned
Additional AG requested for adjournment. Adjourned to
31.03.2020 for reply and arguments on restoration application
before D.B.


(Hussam Shah)
Member


(M. Amin Khan Kundi)
Member

10.07.2019

Learned counsel for the applicant present. Notice of the present application be issued to the respondents for 25.09.2019 for reply. Adjourn. To come up for reply and arguments on the date fixed before D.B.


Member


Member

25.09.2019

Junior to counsel for the appellant present. Mr. Riaz Kahn Painsdakhel learned Assistant Advocate General for the respondent present. Junior to counsel for the appellant seeks adjournment as senior counsel for the appellant is busy before the Hon'ble Peshawar High Court. Adjourned. To come up for reply and arguments on 10.12.2019 before D.B


(Hussain Shah)
Member


(M. Amin Khan Kundi)
Member

10.12.2019

Inayat Ullah ADO (Litigation) representative of the respondent department present and seeks time to furnish reply. Lawyers are on strike on the call of Khyber Pakhtunkhwa Bar Council. Adjourn. To come up for further proceedings/arguments on 26.12.2019 before D.B.


Member


Member

22.01.2019

Learned counsel for the appellant and Mr. Muhammad Jan learned Deputy District Attorney for the respondents present. Learned counsel for the appellant seeks adjournment. Adjourned. To come up arguments on 26.02.2019 before D.B



(Hussain Shah)
Member



(Muhammad Amin Khan Kundi)
Member

26.02.2019

Miss Humaira Gul, Advocate on behalf of Mr. Muhammad Adeel Butt, Advocate for applicant present. Mr. Ziaullah, DDA for the respondents present.

Requested for adjournment as learned senior counsel for the applicant is engaged before the Honourable High Court today. Adjourned to 14.05.2019 before the D.B.



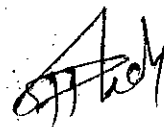
Member



Chairman

14.05.2019

Counsel for the appellant and Mr. Zia Ullah learned Deputy District Attorney for the respondents present. Due to leave of the worthy Chairman the case is adjourned to 10.07.2019 for arguments before D.B.







(Hussain Shah)
Member

Form-A

FORM OF ORDER SHEET

Court of _____

Appeal's Restoration Application No. 298/2018

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	25.09.2018	<p>The application for restoration of appeal no. 79/2018 submitted by Humera Gul Advocate may be entered in the relevant register and put up to the Court for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2	3-10-18	<p>This restoration application is entrusted to D. Bench to be put up there on <u>22-11-18</u></p> <p style="text-align: right;"> CHAIRMAN</p>
	22.11.2018	<p>Counsel for the appellant present. Mr. Kabirullah Khattak, Additional AG for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned. To come up for arguments on restoration application on 22.01.2019 before D.B.</p> <p style="text-align: center;">  (Ahmad Hassan) Member </p> <p style="text-align: right;">  (M. Amin Khan Kundi) Member </p>

BEFORE THE HONOURABLE SERVICE TRIBUNAL KPK

Restoration Application No. 298/2018

Service Appeal No. 798/2018

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 1058

Dated 25-9-18

Dafter Khan (SPET), Government High School Wazeer Garhi District Nowshera

VERSUS

Govt of Khyber Pakhtunkhwa & others

APPLICATION FOR RESTORATION OF THE ABOVE TITLED CASE/APPEAL

1. That the above captioned case is pending adjudication before the honourable Tribunal, where in today date is fixed for hearing.
2. That the junior of the council attended the court at 8:15 am today but no staff was available at that time.
3. That the junior of the council again went to the court at 9:15 am she in found that the reader of the Court that instant case is dismiss and default.
4. That the instant application is with in time and for reaching the ends of justice. It is requested kindly restore the instant appeal.

It is therefore humbly requested that this honourable Tribunal may please restore the above captioned appeal.

Applicant

Through

Humerah Gul Advocate

Junior of Council

M. Adeel Butt

Dated: 25/09/2018

BEFORE THE HONOURABLE SERVICE TRIBUNAL, KPK

Service Appeal No.79 /2018


Dafter Khan (SPET)

Versus

Govt. Of KPK & Others

AFFIDAVIT

*I, Humerah Gul (Advocate), as per instruction of my client do hereby solemnly affirm and declare on oath that all the contents of instant **SERVICE APPEAL** are true and correct to the best of my knowledge and belief and nothing has been concealed or misstated from this Honourable Court.*

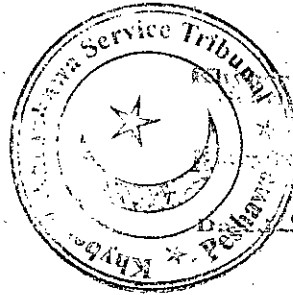


HUMERAH GUL

Advocate

Before the honorable Service Tribunal Khyber Pakhtun Khwa , Peshawar.

Service Appeal No. 79 2017



77
22-1-2018

Dafter Khan (SPET) ,Government High School ,Wazeer Garhi, District Nowshehra

Versus

1. The Government of Khyber Pakhtun Khwa through Secretary E&SL), Peshawar
2. The Director E&S ,Directorate E&S ,Peshawar
3. The District Education Officer ,Nowshehra
4. District Accounts Officer, Nowshehra.

Appeal under section 4 of the Service Tribunal Act, 1974 whereby the Respondents have given no attention to the Representation for the grant of graded pay as been made by the Appellant against the impugned orders

On Acceptance of this Appeal, this Honorable Court may please hold the Appellant entitled for the award of graded pay and all the benefits attached to it.

Filed today

[Signature]

22/1/18

Respectfully Sheweth,

1. That the Appellant was appointed on 07/03/1993, on temporary & Adhoc basis against the Post of C.T in BPS -9 by the Respondents department on fixed pay and since then he is serving the department with zeal and devotion.(Copy of the appointment Order is annexed as Annexure "A").

ATTESTED

[Signature]
Khyber Pakhtun Khwa
Service Tribunal
Peshawar

It is important to mention that during the days of Appellant's appointment, there were available no trained teachers and the Respondent Department had no other option; hence, the appointment of untrained teachers took place. Due to their appointment thousands of students were able to get education.(copy of the appointment order is attached as Annexure "A").

25.09.2018

A.No. 79/2018
Daftar Khan vs Govt

Appellant absent. Learned counsel for the appellant absent. Mr. Muhammad Jan Learned Deputy District Attorney present. Case called time again but none appeared on behalf of the appellant. On the previous date too no one turned up on behalf of the appellant. Consequently the present service appeal is dismissed in default. No order as to costs. File be consigned to the record room.



Announced sdt
25-09-18 (Hussain Shah) (M. Hamid Mughal) sdt
Members Members

Certified to be true copy
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

Date of Presentation of Application 25-9-18
Number of Words 6800
Copying Fee 600
Urgent 250
Total 850
Name of Copyist [Signature]
Date of Completion 25-9-18
Date of Delivery of Copy 25-9-18

VAKALAT NAMA

NO. _____/20

IN THE COURT OF 1st Sexual Tribunal, Peshawar

Dafar Khan

(Appellant)
(Petitioner)
(Plaintiff)

VERSUS

Education Dept

(Respondent)
(Defendant)

I/We, Dafar Khan (Appellant)

Do hereby appoint and constitute **SYED NOMAN ALI BUKHARI Advocate High Court Peshawar**, to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate/Counsel on my/our costs.

I/We authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter. The Advocate/Counsel is also at liberty to leave my/our case at any stage of the proceedings, if his any fee left unpaid or is outstanding against me/us.

Dated _____/20

Dafar Khan

(CLIENT)

ACCEPTED

Syed Noman Ali Bukhari
SYED NOMAN ALI BUKHARI
Advocate High Court Peshawar.

BEFORE THE HONOURABLE SERVICE TRIBUNAL KPK

Service Appeal No. 739/2018

Dafter Khan (SPET), Government High School Wazeer Garhi District Nowshera

VERSUS

Govt of Khyber Pakhtunkhwa & others

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Applicant

Through


Humerah Gul Advocate

Junior of Council


M. Adeel Butt

Dated:25/09/2018