

FORM OF ORDERSHEET

Court of _____

Misc. application No. 291 /2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	11/05/2023	<p>The Misc. application, in Service Appeal no. 4838/2021 submitted today by Mr. Rizwan Ullah Advocate. It is fixed for hearing before Single Bench at Peshawar on _____ . Original file be requisitioned.</p> <p>By the order of Chairman</p> <p>REGISTRAR</p>

SCANNED
KPST
Peshawar

BEFORE THE HONARABLE CHAIRMAN SERVICE
TRIBUNAL KHAYBER PAKHTUNKHWA

Khyber Pakhtunkhwa
Service Tribunal
Diary No. 5272
Dated 11/5/2023

Khyber Pakhtunkhwa
Service Tribunal
Diary No. 5272
Dated 11/5/2023

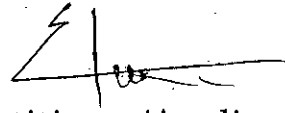

APPLICATION FOR FIXATION THE CM
TITLED HAFIZ ABDUL BASIT V/S
GOVERNMENT OF K.P.K AND OTHERS,
BEFORE THE PRINCIPLE SEAT
(PESHAWAR) OF HONARABLE SERVICE
TRIBUNAL KHYBER PAKHTUNKHAWA:-

RESPECTFULLY SHEWETH:-

- 1) That application along with CM titled Hafiz Abdul Basit v/s Government of K.P.K and others filling today in Appeal NO 4838/2021 Before the Honourable service tribunal Khyber Pakhtunkhwa in which no date of hearing fixed.
- 2) That the main appeal is pending/adjudicating before the Honourable service tribunal camp court D.I.K and fixed for dated 19/06/2023.
- 3) That the applicant want and pleased before the honourable chairman service tribunal Khyber Pakhtunkhwa that the above mentioned CM may kindly be Fixed And heard In principle seat Of service tribunal Khyber Pakhtunkhwa.

It Is Therefore Humbly Prayed That On Acceptance Of This Application Kindly The Above Mentioned Cm Titled Hafiz Abdul Basit V/S Government Of K.P.K And Others Fixed And Heard In Principle Seat Of Honourable Service Tribunal Khyber Pakhtunkhwa.

Date:11/05/2023


Petitioner/Applicant
Through 
Rizwan Ullah Khan
Advocate,
High Court

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

CAMP COURT D.I.KHAN

CM Petition NO. 91.....Of 2023

In service Appeal NO:- 4838/2021

Khyber Pakhtunkhwa
Service Tribunal

Roll No. 5272

Dated 11/5/2023

Hafiz Abdul Basit S/O Muhammad Ilyas R/O Mohallah Alsam Faqir district DI Khan.

.....Petitioner

V/S

- 1) Government of Khyber Pakhtunkhwa Secretary Education Peshawar.
- 2) Director elementary and Secondary Education Khyber Pakhtunkhwa.
- 3) District Education Officer (Male) DI Khan.
- 4) Muhammad saeed presently posted at GHS Kachi painda khan Dera Ismail Khan
- 5) Muhammad adeel presently posted at GHS 5 D.I.K
- 6) Muhammad Irfan presently posted at GHS Yarik D.I.K
- 7) Sana ullah presently posted at GHS saidu wali D.I.K
- 8) Kifayat ullah presently posted at GCMHS 1 D.I.K
- 9) Rasheed ahmed presently posted at GHS Kotla Lodhiyan D.I.K
- 10) Muhammad Arsalan presently posted at GHS Sikander janubi D.I.K
- 11) Muhammad Iqbal presently posted at GHS jhok mohana D.I.K
- 12) Attaullah presently posted at GHS Dhaki D.I.K
- 13) Sheikh Abdull wakeel presently posted at GHS kot jai D.I.K
- 14) Muhammad safder presently posted at GHSS 4 D.I.K
- 15) Muhammad noman presently posted at GHS Hikmat D.I.K
- 16) Muhammad umer Farooq presently posted at GHS kotla saidan D.I.K
- 17) Muhammad usman presently posted at GHS saggu D.I.K
- 18) Inayat ullah khan presently posted GHS kacha mali khel D.I.K
- 19) Malik Muhammad Arif presently posted at GHS chehkan D.I.K
- 20) Muhammad Zubair presently posted at GHS maddi khel D.I.K

- 21) Abdul Hamid presently posted at GHS jhok umray wali D.I.K
- 22) Muhammad Zeeshan ullah khan presently posted at GHS 6 D.I.K
- 23) Abdullah jan presently posted at GHS Daraban kalan D.I.K
- 24) Muhammad Farooq presently posted at GHS Sikander janubi D.I.K
- 25) Ameer Hamza presently Posted at GHSS 3 D.I.K
- 26) Syed shah faisal mehmoood presently posted at GHS takwara D.I.K
- 27) Muhammad Faheem islam presently posted at GHS Din pur D.I.K
- 28) Muhammad Suleman presently posted at GHS 3 D.I.K

APPLICATION TO THE EXTENT FOR REPEATATION THE PREVIOUS
ORDER DATED 13/02/2023 OR ISSUED FRESH ORDER OF
NOTICES/SUMMONS TO NEW IMLEADED PARTIES IN PENAL OF
PRIVATE RESPONDENTS NO 4 TO 28 AS WELL AS ISSUING
DIRECTION/ALLOWING TOO, THE PETITIONER/APPELANT TO
DEPOSIT THE SERVICE FEE OF NOTICES/SUMMONS BEFORE THE
FIXED DATE OF HEARING I.E 19-06-2023 :-

PRAYER:-

ON ACCEPTANCE OF THIS APPLICATION ITS A VERY HUMBLY
PRAYED BEFORE THIS HONARABLE COURT THAT KINDLY
ISSUED ORDER TO THE EXTENT OF ISSUING
SUMMONS/NOTICES TO THE NEW IMPLEADED PARTIES IN
PENAL OF PRIVATE RESPONDENT 4 TO 28 AND
PETITIONER/APPELANT BE DIRECTED TO DEPOSIT THE
FEE/CHARGES OF SUCH SUMMONS/NOTICES OR REPEAT
THE PREVIOUS ORDER DATED 13/02/2023 :-

Respectfully Sheweth:-

- 1) That the above mentioned appeal is pending/adjudication before this Honorable court which is fixed for Dated 19/06/2023 but petitioner/appellant approached to this Honorable court before the fixed date hence this application on the following grounds.

GROUND:-

- 1) That on dated 30/09/2022 petitioner/appellant filed application for implementation of parties in penal of private respondent being proper and necessary party which is accepted with direction of issuing notices/summons to the new impleaded parties along with direction to petitioner/appellant to deposit the service fee of notices/summons with in three days.
- 2) That the petitioner/appellant Neither deposited fee/charges of notices/summons within a specified time, nor he put his appearance before this Honorable court on the date fixed due to the medical treatment of his brother in Al Shifa medical hospital Islamabad and Honorable court dismissed the instant appeal in default as well as Non Compliance of the court order.

(Attested copies of orders are attached)

- 3) That on dated 03/04/2023 petitioner/appellant filed restoration application for restoration of the above mentioned appeal which is accepted by this Honorable court and restored the instant appeal.

(Attested Copy the order is attached)

- 4) That after Resoration of the instant appeal , when petitioner/appellant approached the moharrir of the court for depositing the service process fee but moharrir of the court refused from issuing notices/summons to new impleaded private respondents and from the depositing service process fee of summons/notices also, on the ground that there is no order/direction of this Honorable court in previous order dated 19-04-2023 regard issuing summons/notices to new impleaded private parties as respondents no 4 to 28 and deposited fee/charges of the summons/notices too. Hence this Application.

(Attested copy of order is attached)

- 5) That now Petitioner/appellant approached this Honorable court hence this application before the date fixed due to above mention reasons.
- 6) That other grounds also be raised at the time of arguments with the prior permission of this Honorable court .

ITS THEREFORE A VERY HUMBLY PRAYED BEFORE THIS HONORABLE COURT THAT ON ACCEPTANCE OF THIS APPLICATION KINDLY ISSUED ORDER TO THE EXTENT OF ISSUING SUMMONS/NOTICES TO THE NEW IMPEADED PARTIES IN PENAL OF PRIVATE RESPONDENT 4 TO 28 AND PETITIONER/APPELANT BE DIRECTED TO DEPOSIT THE PROCESS FEE OF SUCH SUMMONS/NOTICES BEFORE THE FIXED DATE OF HEARING OR REAPEATED THE PREVIOUS ORDER DATED 13/02/2023:-

DATED:- 10/05/2023



PETITIONER/APPELANT
Abdul Hafiz Basit

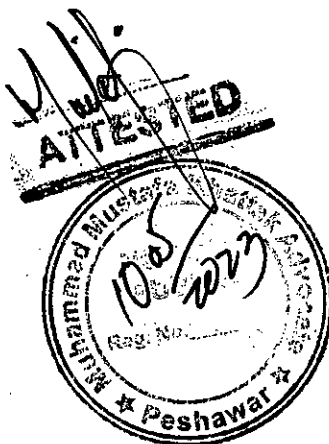
Through


RIZWANULLAH KHAN
ADVOCATE HIGH COURT

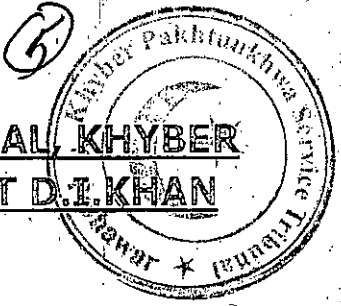
AFFIDAVIT

I, HAFIZ ABDUL BASIT, do hereby solemnly affirm and declare on oath that the contents of the Petition is true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable court.


DEPONENT



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**BEFORE THE HONORABLE SERVICE TRIBUNAL, KHYBER
PAKHTUNKHWA, PESHAWAR, CAMP COURT D.I.KHAN**

Service Appeal No. _____ of 2021

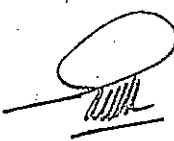
Hafiz Abdul Basit son of Muhammad Ilyas R/o Mohallah Aslam
Faqr, District Dera Ismail Khan (Qari Teacher BPS-12)

----- (Petitioner)

VERSUS

1. Government of Khyber Pakhtunkhwa, through Secretary Education, Peshawar.
2. Director Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar.
3. District Education Officer (Male), D.I.Khan.


----- (Respondents)



**SERVICE APPEAL UNDER SECTION 4 OF THE KHYBER
PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 IN
ORDER TO GRANT PROMOTION TO THE PETITIONER TO
THE POST OF SENIOR QARI TEACHER BPS 15 AS
ADMISSIBLE UNDER THE RULES WITH ALL BACK
BENEFITS W.E 09-12-2020 / ANY OTHER REMEDY
DEEMED APPROPRIATE IN THE GIVEN CIRCUMSTANCES
MAY ALSO BE GRANTED.**

PRAYER IN APPEAL

By acceptance of instant appeal Respondents may kindly be directed to grant promotion to the petitioner to the post of Senior Qari Teacher BPS-15 as admissible under the rules with all back benefits w.e 09-

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MEMBER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

(6)


12-2020 / any other remedy deemed appropriate in the given circumstances may also be granted.

Note: Addresses given above shall suffice the object of service.

Respectfully Sheweth:

Brief facts

1. Petitioner was appointed as regular Qari Teacher on 16-08-2017 under the decesson quota in BPS-12. Copy of appointment order is enclosed as **Annexure A**.
2. That the other candidates who were appointed through NTS was regularized vide notification No.5667-5790 dated 10-03-2018. Copy of the appointment order and notification are jointly enclosed as **Annexure B**.
3. That the D.E.O D.I.Khan issued the seniority list of Qari Teachers in which petitioner is placed at serial No.21. Copy of the seniority list is enclosed as **Annexure C**.
4. That upon the recommendation of Department Promotion Committee D.E.O Male D.I.Khan promoted 15 Qari Teachers to the post of Senior Qari Teachers vide notification No.26733-39 dated 09-12-2020. Copy of the promotion order is enclosed as **Annexure D**.
5. That the SST seniority list of Khyber Pakhtunkhwa corrected upto march 2018 in which promoted candidates are placed senior to the candidates selected through NTS. Copy of the corrected seniority list is enclose as **Annexure E**.
6. That the respondent No.2 issued notification for the appointment to posts of SST in Nowshehra District. Copy of the notification is enclosed as **Annexure F**.
7. That the appellant submitted departmental representation to the respondent on 12-01-2021 but respondent paid no attention to the

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OFFICER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

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appeal of appellant. Copy of the departmental representation is enclosed as **Annexure G**.

8. That as per legal requirements, the Petitioner has been left with no other option but to agitate his grievances before this Honorable Tribunal inter alia on the following grounds:

Grounds:

1. Petitioner was recruited into service as Qari Teacher on regular basis in PBS-12 on 16-08-2017 while the NTS Qari Teacher were regularized on 10-03-2018 through KPK Act No.1/2018. According to the para. No.8 and 9 of the Act and notification dated 10-03-2018 all the NTS teachers are junior to the petitioner. Hence petitioner is entitled for promotion to BPS-15 as Senior Qari Teacher under the rules.
2. That other NTS teacher who were regularized on 10-03-2018, have been promoted to BPS-15 vide impugned Notification dated 09-12-2020 but the petitioner who is most senior than all the promoted NTS teachers has been deprived of his lawful right of promotion. Thus the Act of DEO Male D.I.Khan is totally against the merit, seniority list, KPK Act 2018 and promotion rules.
3. That according to the para 8 of the KPK Act 2018 all the NTS teachers shall ranked junior to all other employees belonging to the same cadre who are in service on regular basis on the commencement of this Act and shall also rank junior to such other person if any who in pursuance of recommendation of the Khyber Pakhtunkhwa Public Service Commission made before the commencement of this Act are to be appointed to the cadre in respecting of their actual date of appointment. Thus according to the para 8 of the KPK Act 2018 all the NTS teachers are junior to the petitioner and the petitioner being senior is entitled for the promotion to the post of Senior Qari Teacher (BPS-15). Hence act of the respondent amounts to discrimination, illegal, misuse of authority and without jurisdiction.

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Khyber Pakhtunkhwa
Service Tribunal
Peshawar

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- 4. That the promoted Qari teacher from serial No.3 to 15 in the impugned notification dated 09-12-2020/promotion list were all the NTS teachers but petitioner was dropped from the promotion list and deprived from the promotion of Senior Qari Teacher without any legal justification. Hence the petitioner is entitled for the promotion to Senior Qari Teacher (BPS-15).
- 5. That despite receiving applications department neither allowed nor refuse the said applications and petitioner has not been promoted to Senior Qari Teacher (BPS-15).

In view of the above mentioned facts and grounds I request you to please to grant promotion to the petitioner to the post Senior Qari Teacher BPS 15 as admissible under the rules with all back benefits w.e.f 09-12-2020 and include the name of petitioner at serial No.3 in the impugned notification dated 09-12-2020/ any other remedy deemed appropriate in the given circumstances may also be granted.

Your Humble Petitioner

Star 12101-2347754-9

Hafiz Abdul Basit
 S/o Muhammad Ilyas
 R/o Mohallah Aslam Faqir
 Qari Teacher (BPS-12)
 District D.I.Khan

0313-9366692

[Signature]
 Petitioner Counsel

Certified to be true copy
[Signature]
 Khyb. Pakhtunkhwa
 Service Tribunal,
 Peshawar

Date of Presentation of Application 08/15/23
 Number of Words page 4
 Copying Fee 20/-
 Urgent _____
 Total 20/-
 Name of _____
 Date of Completion 09/18/23
 Date of Delivery of Copy 09/15/23

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**BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR CAMP COURT DERA ISMAIL KHAN**

EM Petition No. _____/2022

~~In Service Appeal No. 4838/2022~~

*Newly impleaded respondents
vide order sheet dated
30-9-2022*

Hafiz Abdul Basit

Versus

Govt. of Khyber Pakhtunkhwa etc

SERVICE APPEAL

APPLICATION FOR THE IMPLEADMENT OF

- 4 i. Muhammad Saeed presently posted at GHS Kachi Paind Khan Dera Ismail Khan.
- 5 ii. Muhammad Adeel presently posted at GHS#5 Dera Ismail Khan.
- 6 iii. Muhammad Irfan presently posted at GHS Yarik Dera Ismail Khan
- 7 iv. Sana Ullah presently posted at GHS Saidu Wali Dera Ismail Khan
- 8 v. Kifayt Ullah presently posted at GCMHS#1 Dera Ismail Khan
- 9 vi. Rasheed Ahmad presently posted at GHS Kotla Lodhiyan Dera Ismail Khan
- 10 vii. Muhammad Arsalan presently posted at GHS Sikandar Janubi Dera Ismail Khan
- 11 viii. Muhammad Iqbal presently posted at GHS Jhok Mohana Dera Ismail Khan
- 12 ix. Atta Ullah presently posted at GHS Dhakki Dera Ismail Khan
- 13 x. Sheikh Abdul Wakeel presently posted at GHS Kot Jai Dera Ismail Khan
- 14 xi. Muhammad Safdar presently posted at GHSS#4 Dera Ismail Khan
- 15 xii. Muhammad Noman presently posted at GHS Himat Dera Ismail Khan
- xiii. Muhammad Umar Farooq presently posted at GHS Kotla Saidan Dera Ismail Khan

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[Signature]
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL CAMP COURT,
D.I. KHAN

Misc Application No _____ of 2023
In Re:
Service Appeal No 4838/2021

Hafiz Abdul Basit S/O Muhammad Ilyas R/O Mohallah Aslam Faqir
City D.I. Khan.....(Petitioner/Appellant)

VERSUS

1. Government of Khyber Pakhtunkhwa through Secretary
Education, Education Department Khyber Pakhtunkhwa,
Peshawar
2. Director, Elementary and Secondary, Education Department
Khyber Pakhtunkhwa, Peshawar
3. District Education Officer (Male), D.I Khan.....(Respondents)

APPLICATION FOR RESTORATION OF
THE ABOVE TITLED SERVICE APPEAL

Respectfully Sheweth:-

The Petitioner humbly submits as under:-

- 1) That the above titled service appeal pending adjudication
before this learned Tribunal. (Copy of the service is
attached herewith).
- 2) That on 20-03-2023, the appeal was fixed before Camp
Court D.I Khan, the Appellant was in Islamabad due to
medical treatment of his brother in Al-Shifa International

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29.07.2021

Nemo on behalf of the appellant.

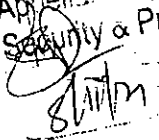
Instant appeal belongs to D.I.Khan Division. In the past cases belonging to D.I.Khan Division were heard in the Camp Court D.I.Khan. May be under impression that the matter shall be taken in the camp court, the appellant is not in attendance. However, I have gone through the memorandum of appeal which discloses arguable points. The appeal is admitted to full hearing subject to all just and legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments in office within 10 days after receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time, or extension of time is not sought through written application with sufficient cause, the office shall submit the file with a report of non-compliance. File to come up for arguments on 26.10.2021 before the D.B at camp court, D.Khan.


Chairman


26.10.2021


Counsel for appellant present.

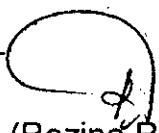
Security and process fee was not deposited. Learned counsel for appellant made a request for time to deposit security and process fee; granted with direction to deposit the same within 10 days, where-after, notices be issued to respondents for submission of reply/comments within 10 days in office. If the reply/comments are not submitted within stipulated time, the office shall submit the file with a report of non-compliance. To come up for arguments on 15.12.2021 before D.B at Camp Court, D.I.Khan.

Appellant Deposited
Security & Process Fee


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EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar


(Atiq ur Rehman Wazir)
Member(E)
Camp Court, D.I.Khan



(Rozina Rehman)
Member(J)
Camp Court, D.I.Khan

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15.12.2021

Counsel for the appellant and Mr. Muhammad Adeel Butt, learned Additional Advocate General alongwith Muhammad Kamran, ADEO (Legal) for the respondents present.

Representative of the respondents has submitted written reply/comments. Placed on file. To come up for arguments on 28.01.2022 before the D.B on 28.01.2022 at camp court, D.I.Khan.



(Rozina Rehman)
Member (J)
Camp Court, D.I.Khan



Chairman
Camp Court, D.I.Khan



EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

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28.01.2022

Tour is cancelled, therefore, case is adjourned to 27.05.2022 for the same as before.


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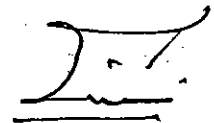
27.05.2022

Nemo for the appellant. Mr. Muhammad Kamran, ADEO (Litigation) alongwith Mr. Farhaj Sikandar, District Attorney for the respondents present.

Previous date was changed on Reader Note, therefore, 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 on 29.07.2022 before the D.B at Camp Court D.I.Khan.



(Rozina Rehman)
Member (J)
Camp Court D.I.Khan



(Salah-ud-Din)
Member (J)
Camp Court D.I.Khan

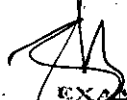
29/07/2022

Due to Summer Vacation

Came up 30/09/2022


Reader

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EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

(13)

30th Sept 2022

Appellant alongwith his counsel present. Mr. Asif Masood Ali Shah, Deputy District Attorney alongwith Mr. Kamran, ADEO for respondents present.

At the very outset, the learned counsel for the appellant was confronted whether the promotees of notification No. 26733-38/AE.IV/Qari to S.Qari dated 09.12.2020 and alleged to be juniors to the appellant was arrayed as respondents. He fairly submitted that he did not array them party and intends to array those as respondents. He may do so within seven days with the further direction to deposit the expenses of their services and the office is directed to array the persons as respondents in the appeal as well as the relevant register on receipt of the application by the appellant. The department is directed to produce minutes of the meeting of the Departmental Promotion Committee on the basis of which the persons were promoted vide notification dated 09.12.2020 within 7 days. To come up for arguments on 24.10.2022 before D.B at camp court D.I.Khan.



(Salah Ud Din)
Member(J)



(Kalim Arshad Khan)
Chairman
Camp Court D.I.Khan

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EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

24.10.2022

Appellant present through representative.

Muhammad Jan, learned District Attorney for respondents present.

Bench is incomplete and lawyers are on strike, therefore, case is adjourned to 21.11.2022 for arguments before D.B at Camp Court, D.I.Khan.

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Peshawar.

(Rozina Rehman)
Member (J)
Camp Court, D.I.Khan

21.11.2023

Tour to camp court D.I Khan has been cancelled therefore, to come up for the same on 16.01.2023.

READER

16.01.2023

Appellant in person present. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General for the respondents present.

Appellant requested for adjournment on the ground that his counsel is not available today. Last opportunity is granted to the appellant to argue the case on the next date positively, failing which the case will be decided on the available record.

Adjourned. To come up for arguments on 13.02.2023 before D.B at Camp Court, D.I. Khan.

(Mian Muhammad)
Member (E)

ATTESTED
MEMBER
Peshawar

(Kalilm Arshad Khan)
Chairman
Camp Court, D.I Khan

13th Feb, 2023

Learned counsel for the appellant present. Mr. Asif Masood Ali Shah, Deputy District Attorney for official respondents present.

On 30.09.2022 respondents No. 4 to 28 ^{was} arrayed as private respondents but they have not been served as yet, therefore, it deems appropriate to issue notices to private respondents No. 4 to 28. The expenses of which be deposited by the appellant within three days. To come up on 20.03.2023 before D.B at camp court D.I.Khan. P.P given to the parties.

SCANNED
KPST
Peshawar

(Muhammad Akbar Khan)
Member(E)

(Kalim Arshad Khan)
Chairman
Camp Court D.I.Khan

20th Mar, 2023

1. Nobody is present on behalf of the appellant. Mr. Muhammad Jan, District Attorney for respondents present.
2. On the previous date, the appellant was directed to deposit expenses for issuance of notices to private respondents No. 4 to 28 but neither he deposited the same nor anyone put appearance on behalf of the appellant. In view of the above, the instant appeal is dismissed in default as well as non-compliance of the court order. Consign.
3. *Pronounced in open court in D.I.Khan and given under our hands and seal of the Tribunal on this 20th day of March, 2023.*

(Salah Ud Din)
Member(Judicial)

(Kalim Arshad Khan)
Chairman
Camp Court D.I. Khan

TESTED
Khalid Amin
Secretary
Service Tribunal
Peshawar

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19.04.2023

Petitioner present through counsel.

Asad Ali Khan, learned Assistant Advocate General present.

Arguments on application seeking restoration of main appeal heard. Record perused.

Application in hand was submitted on 03.04.2023 for restoration of main service appeal which was dismissed in default vide order dated 20.03.2023.

Learned AAG shows no objection on acceptance of the instant application seeking restoration of main appeal.

In view of the above, instant application being well within time, is hereby accepted and the main service appeal stands restored. It be registered. To come up for arguments on 19.06.2023 before D.B at Camp Court, D.I.Khan. Parcha Peshi given to the parties.

(Muhammad Akbar Khan)
Member (E)
Camp Court, D.I.Khan

(Rozina Rehman)
Member (J)
Camp Court, D.I.Khan

Muazem Shoh

Certified to be true copy
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Date of Presentation of Application 08/5/23
 Number of Words Page 8
 Copying Fee 40/-
 Urgent
 Total 50/-
 Name of
 Date of Completion of Copy 09/5/23
 Date of Delivery of Copy 09/5/23

RIZWAN ALAH KHAN
Advocate High Court
BC-12-3300
Date of Issue: 08-04-2018



Secretary
KP Bar Council

کورٹ
فیس

0313-9366692

ضیاء سرگودھا شہر سول ججری و ججری خواہ

بعدالت

دستخط

مناجبت

حکومت

حاجی عبدالصمد بنام

سرگودھا

دعوی یا جرم

تفصیل دعوی یا جرم

باعث تخریر آنکہ

Dilkhom

مقدمہ مندرجہ بالا عنوان میں اپنی طرف سے مقدمہ پیش کیا گیا ہے جس کا مقصد یہ ہے کہ

کو حسب ذیل شرائط پر وکیل مقرر کیا ہے کہ میں پیشی پر خود یا اپنا بذریعہ دو برو عدالت حاضر ہونا رازوں کا اور ہر وقت پکارت جانے مقدمہ دیکھیں صاحب
موصوف کو اطلاع دے کر حاضر عدالت کروں گا اگر پیشی پر مظاہر حاضر نہ ہو اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور میرے خلاف ہو گیا تو صاحب
موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدر مقام پکھری کے علاوہ یا پکھری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل
بیرونی کرنے کے ذمہ دار نہ ہوں گے اور مقدمہ صدر پکھری کے علاوہ اور جگہ سماعت ہونے یا بروز تعطیل یا پکھری کے اوقات کے آگے یا پیچھے پیش ہونے
پر مظاہر کوئی نقصان پہنچے تو اس کے ذمہ دار یا اسکے واسطے کسی معاہدہ کے ادا کرنے یا سماعت نہ واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے مجھ
کو کس ساختہ پر وادعت صاحب موصوف مثل کردہ ذات خود منظور وکیل ہو گا اور صاحب موصوف کو عرض دعوی یا جواب دعوی یا درخواست اجراء اسامے ڈگری
نظر ثانی اپیل نگرانی و ہر قسم درخواست ہر قسم کے بیان دینے اور پر بائیں یا راضی نامہ و فیصلہ بر حلف کرنے اقبال دعوی کا بھی اختیار ہو گا اور بصورت مقرر ہونے
تاریخ پیشی مقدمہ مذکور بیرون از پکھری صدر بیرونی مقدمہ مذکور نظر ثانی اپیل و نگرانی و برآمدگی مقدمہ یا منسوخ ڈگری یک طرفہ یا درخواست حکم احتیاجی یا قرتی
یا گرفتاری قبل از فیصلہ اجراء ڈگری بھی صاحب موصوف کو پیش طرہ ادائیگی علیحدہ مختص بیرونی کا اختیار ہو گا اور تمام ساختہ پرواخذ صاحب موصوف مثل کردہ
از خود منظور و قبول ہو گا اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہو گا کہ مقدمہ مذکورہ یا اس کے کسی جزو کی کاروائی یا بصورت درخواست نظر ثانی
اپیل نگرانی یا دیگر معاملہ و قدمہ مذکورہ کسی دوسرے وکیل یا بیرٹر کو اپنے بجائے یا اپنے ہمراہ مقرر کریں اور ایسے مشیر قانون کو بھی ہر امر میں ذہنی اور ویسے
اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ میں جو کچھ ہر چند خواہ پڑے گا وہ صاحب موصوف کا حق ہو گا مگر
صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا کرنا ہو گی اور صاحب موصوف کو پورا اختیار ہو گا کہ مقدمہ کی پیروی نہ کریں اور ایسی صورت
میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا

لہذا وکالت نامہ ایسے تاکہ سندرت
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مضمون وکالت نامہ ان ایسے اور اچھی طرح کجا لیا ہے اور منظور ہے

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