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REGISTERED  
No. C.P.1947/2020- SCJ  
**SUPREME COURT OF PAKISTAN**

Islamabad, dated 15 05 2023

From The Registrar,  
Supreme Court of Pakistan,  
**Islamabad.**

Khyber Pakhtunkhwa  
Service Tribunal

To The Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
**Khyber Pakhtunkhwa.**

Diary No. 5962

Dated 13-06-23

Subject: **CIVIL PETITION NO. 1947 OF 2022**

Inamullah

Versus

Government of Khyber Pakhtunkhwa thr. Chief Secretary, Civil Sectt.,  
Peshawar and another

**On appeal from the Judgment/Order of the Khyber Pakhtunkhwa  
Service Tribunal, Khyber Pakhtunkhwa in Service Appeal No.  
1297/2012 dated 12.03.2020.**

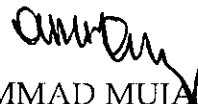
Dear Sir,

I am directed to enclose herewith a certified copy of the Order/Judgment  
of this Court dated 14.03.2023 by disposing of the 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/Judgment:

Yours faithfully,



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

**IN THE SUPREME COURT OF PAKISTAN**  
(Appellate Jurisdiction)

**Present:**

Mr. Justice Qazi Faez Isa  
Mr. Justice Yahya Afridi  
Mr. Justice Syed Hasan Azhar Rizvi

**Civil Petition No. 1947 of 2020**

(Against the judgment dated 12.03.2020  
passed by the Khyber Pakhtunkhwa Service  
Tribunal in Service Appeal No. 1297 of 2012)

**Inamullah**

... Petitioner

**Versus**

**Government of Khyber Pakhtunkhwa through Chief Secretary, Civil  
Secretariat, Peshawar, etc.**

... Respondents

For the Petitioner: Mr. Muhammad Asif Yousafzai, ASC

For the Respondents: N.R.

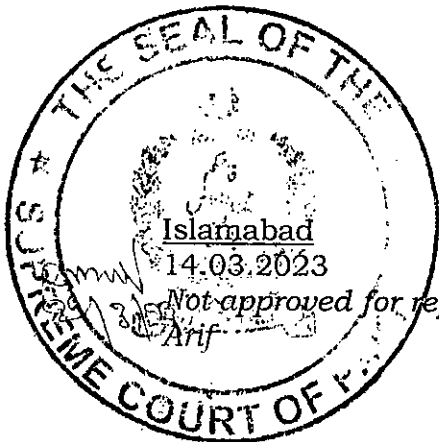
Date of Hearing: 14.03.2023

**ORDER**

**Qazi Faez Isa, J.** Learned counsel for the petitioner states that the petitioner had filed an appeal before the Khyber Pakhtunkhwa Service Tribunal, Peshawar (**'the Tribunal'**) when he was in service and therein had claimed ante-dated promotion, consequential benefits and arrears. However, the petitioner has since retired upon obtaining the age of superannuation and now his claim is only with regard to the pension which he is entitled to receive upon retirement and the impugned judgment may come in his way when he prefers a claim regarding pension by relying on section 371-A of the Civil Service Regulations for the period that he was performing duties on a temporary basis.

2. The apprehension of the petitioner is misplaced as the impugned judgment of the Tribunal, in Service Appeal No. 1297 of 2012, had not determined the entitlement of the petitioner to the pension he will receive upon his retirement. Therefore, if the petitioner has a claim with regard to such pension he may agitate the same in accordance with law. This petition is accordingly disposed of in such terms.

Sd/- - - - - J  
Sd/- - - - - J  
Sd/- - - - - J



**Certified to be True Copy**

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