

3rd Feb, 2023

Clerk of learned counsel for the appellant present. Mr. Naseer-ud-Din Shah, Assistant Advocate General for the respondents present.

On 17.11.2022 one Habib Nawaz, Assistant Director for the respondents was present and has sought time for reply. But on the next date i.e. on 19.12.2022 nobody did put appearance on behalf of the respondents. It seems that the respondents are not interested in contesting this appeal, therefore, they are placed ex-parte^{and} their right to defense is struck of. To come up for arguments on 11.05.2023 before S.B.



(Kalim Arshad Khan)
Chairman

11.05.2023

Clerk to counsel for appellant present.

Mr. Asad Ali Khan, Assistant Advocate General for respondents present.

This case was fixed for arguments but inadvertently, the same was fixed before S.B, therefore, instant service appeal be fixed before D.B for arguments on 20.06.2023. Parcha Peshi given to the parties.



(Kalim Arshad Khan)
Chairman

Mutazem Shah

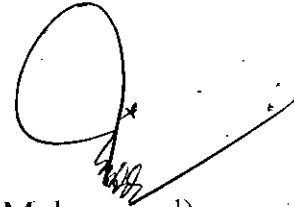
SCANNED
KIST
Peshawar

SCANNED
KIST
Peshawar

17.11.2022

Appellant in person present. Mr. Kabirullah Khattak, Additional Advocate General alongwith Mr. Habib Nawaz, Assistant Director for the respondents present.

Reply/comments on behalf of respondents not submitted. Learned Additional Advocate General seeks time to contact the respondents for submission of reply/comments. Adjourned. To come for reply/comments on 19.12.2022 before S.B.



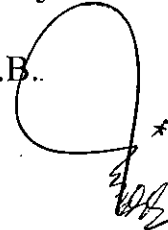
(Mian Muhammad)
Member (E)

SCANNED
KP&T
Peshawar

19.12.2022

Junior of learned counsel for the appellant present. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General for the respondents present.

Reply/comments on behalf of respondents not submitted. Learned Assistant Advocate General seeks time to contact the respondents for submission of reply/comments. Adjourned. To come up for reply/comments on 03.02.2023 before S.B.

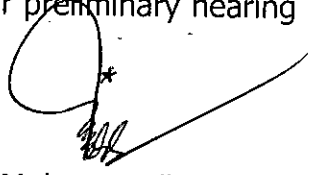


(Mian Muhammad)
Member (E)

SCANNED
KP&T
Peshawar

17.08.2022

Syed Roman Shah, Advocate for the appellant present and requested for adjournment on the ground that he has not gone through the record. Adjourned. To come up for preliminary hearing on 17.10.2022 before S.B.

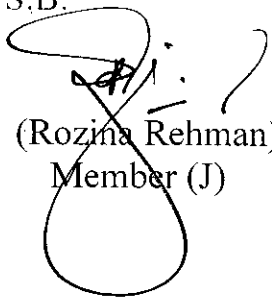

(Mian Muhammad)
Member (E)

17.10.2022

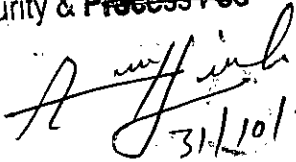
Appellant present through counsel.

Preliminary arguments heard and record perused.

Points raised need consideration. The appeal is admitted for regular hearing subject to all 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 reply/comments. To come up for reply/comments on 17.11.2022 before S.B.


(Rozina Rehman)
Member (J)

Rs-100/-
Appellant Deposited
Security & Process Fee



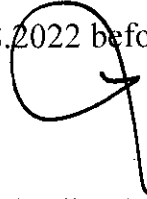

31/10/22

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 940/2022


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	22/06/2022	<p>The appeal of Mr. Arshadul Haq resubmitted today by Syed Roman Shah Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-	23-6-22	<p>This case is entrusted to Single Bench at Peshawar for preliminary hearing to be put there on <u>24-6-22</u>. Notices be issued to appellant and his counsel for the date fixed.</p> <p style="text-align: right;"> CHAIRMAN</p>
	24 th June, 2022	<p>Appellant in person present.</p> <p>Appellant requested for adjournment on the ground that his counsel is not available. Adjourned. To come up for preliminary hearing on 17.08.2022 before S.B.</p> <p style="text-align: right;"> (Kalim Arshad Khan) Chairman</p>

This is an appeal filed by Mr. Arshad-ul-Haq today on 31/05/2022 against the stoppage of monthly salaries against which he preferred/made departmental appeal/representation on 21.03.2022 the period of ninety days is not yet lapsed as per section 4 of the Khyber Pakhtunkhwa Service Tribunal Act 1974, which is premature as laid down in an authority report as 2005-SCMR-890.

As such the instant appeal is returned in original to the appellant/Counsel. The appellant would be at liberty to resubmit fresh appeal after maturity of cause of action.


No. 1209/ST,

Dt. 1/6 /2022.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Shahid Qayyum Khattak Adv.Pesh.

The time limit of ninety days has now been completed, therefore, this case is re-submitted for further N/A and order please.


Syed Roman Shah
Advocate, High Court
22/06/2022

BEFORE THE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA PESHAWAR

Service Appeal No. 990 /2022

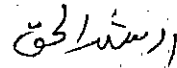
Arshad Ul Haq Appellant

Versus

Government of Khyber Pakhtunkhwa and others Respondents


I N D E X

S.No.	Description of Documents	Annex	Pages
1.	Memo of appeal with affidavit		1-4
2.	Address of the parties		5
3.	Application for interim relief alongwith affidavit		6
4.	Application for condonation of delay alongwith affidavit		7
5.	Employment exchange Card	A	8
6.	Minutes of meeting of DSC	B	9
7.	Appointment order	C	10
8.	Copy of medical fitness and arrival report	D & E	11-12
9.	Copy of salaries slip	F	13-14
10.	Letter dated 09/09/2020 and dated 23/11/2020	G & H	15-16
11.	copy of the judgment dated 03/06/2021	I	17-19
12.	Copy of other documents		20-27
13.	Wakalatnama		28




Appellant

Through


SHAHID QAYUM KHATTAK
Advocate Supreme Court
of Pakistan
0333-9195776

&


Syed Roman Shah
Advocate High court
Peshawar
Mob No. 0333-9195776

Dated: 31/05/2022

①

BEFORE THE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWAPESHAWAR

Service Appeal No. 940 /2022

1. Arshad Ul Haq S/o Kimya Gul, Naib Qasid Office of the Assistant
Director, Local Government & Rural Development Department Karak.
..... Appellant

Versus

1. Government of Khyber Pakhtunkhwa, through Secretary Local
Government and Rural Development, Khyber Pakhtunkhwa Peshawar.
2. Director General Local Government and Rural Development Khyber
Pakhtunkhwa Peshawar.
3. Assistant Director, Local Government & Rural Development Karak
..... Respondents

APPEAL UNDER SECTION 4 OF SERVICE TRIBUNAL ACT, 1974,
AGAINST THE STOPPAGE OF SALARIES BY THE RESPONDENT NO.3
WITHOUT ANY LAWFULL AUTHORITY, ANY ENQUIRY OR DISCIPLINARY
PROCEEDING WHICH IS TOTALLY ILLEGAL, WITHOUT ANY
JUSTIFICATION, AND AGIANT THE RULE AND REGULATION THUS
LIABLE TO BE SET ASIDE AND THE APPELLANT IS ENTITLED FOR THE
RELEASE OF HIS SALARIES SINCE JANUARY, 2019 TILL THE FINAL
DISPOSAL OF APPEAL AND ALSO HIS FUTURE SALARIES, AND
AGAINST THE DEPARTMENTAL REPRESENTATION FILED ON
21/03/2022 WHICH HAS NOT YET BEEN DECIDED.

PRAYER

On accepting of this service appeal, the action of respondent No.3, for stopping
of the salary of appellant may please be declare illegal, without lawful
authority, without any justification and against the settle principle of service
law and thus liable to be set aside and the appellant is thus entitled for all his
unpaid salaries since January 2019.

Further it is requested that if any adverse order passed at the back of appellant
may also be set aside as the same has never been communicated to the
appellant.

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Respectfully Sheweth;

FACTS:-

1. That the appellant was appointed as Naib Qasid in village council Mardan Khel, tehsil Banda Daud Shah, District Karak, after completion of all codal formalities, vide order dated 29/12/2017. (Employment exchange Card, Minuts of meeting of DSC and appointment order are attached as Annexure- A, B, & C respectively).
2. That appellant had submitted the medical fitness corticate and reported his arrival on 29/12/2017 and had started rendering service in the respondent department. (Copy of medical fitness and arrival report are attached as Annexure-D & E).
3. That appellant was regularly drawing his salary till December, 2018 but without any legal proceedings the his salary has been stopped in the month of January, 2019, irrespective of the fact that the appellant had received 13 months regular salaries. (copy of salaries slip attached as Annexure-F)
4. That appellant tried his best to tackle the matter with respondent for his release of salary, in this respect the respondent No.3 had issued letters No.939/ADLGKK, dated 09/09/2020, to respondent No2. For seeking advice for starting of salaries of appellant which was replied vide letter No. Director (LG) 3-1/Establishment /2020, Dated 23rd, November 2020, but no effective step has been taken so far. (Letter dated 09/09/2020 and dated 23/11/2020 are attached as Annexure G & H).
5. That as the matter pertains to the salary hence the appellant was in stern hope that respondents will sort out the matter without indulging this hon'ble tribunal, the appellant was time and again assured that his salaries will be release but all these assurances remains in vain as no practical step has been taken by the respondents.
6. That as the matter pertains to the recurrent cause of action thus the appellant had filed an appeal/ representation to the worthy respondent No.2 for the release of his salary on 21/03/2022 but so far the same has not been decided and the statuary time has now been elapse hence, this appeal on followings amongst other grounds.

GROUND:-

- A. That the act of respondent is illegal, against the rules and regulation and has not complied the codal farmillities and thus has no footings in law therefore, is liable to be set aside.
- B. That similar appointed person appeal has been allowed by this honorable court on dated 03/06/2021. (copy of the judgment is attached as Annexure-I)

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- C. That the act of stopping of salary is discriminatory in nature similarly it is the violation of the fundamental right enshrined in the constitution of Islamic republic of Pakistan which safeguard against discrimination in services.
- D. That by now it is very much clear by the Judgments and guidance of August Supreme Court of Pakistan that all the civil servant will be treated alike and if any tribunal or court of law extends the benefit to any employee, then all the similarly placed employees will get the same benefit, irrespective of whether they have approached the court of law or not.
- E. That while stopping the salary of the appellant the respondents had not considered that the appellant has been appointed following due course of law upon the recommendation of the departmental selection committee, similarly the appellant is rendering his services without any hinder.
- F. That appellant is still performing his duties but his respondents are not paying him his salary which clearly comes under the ambit of force labour.
- G. That an unjust has been done with the appellant by not giving ample opportunity to be heard in person nor properly enquired by following the prescribed rules as per law and rules.
- H. That it is settle law that once a Civil Servant has been appointed then proper procedure for his removal / dismissal has to be followed and without adopting the same procedure salary of employee can't be stopped under any cannon of law.
- I. That salary is the prerogative of an employee and without adopting legal course it can't be stopped, hence the act of being denial from salary has miserably impacted the appellants overall professional career.
- J. That the matter of salary is recurrent cause of action which accrued to the appellant with each passing month and hence the question of limitation can't be a hurdle in the way of appellant as the appellant being a poor person tried his best to resolve the matter at departmental level but when he came to know that a judgment has been rendered by this Hon'ble Tribunal in an identical case he approaches this Hon'ble Court for the same relief.
- K. That the impugned act is being not in accordance with law and the principles of justice, liable to be set aside.

(4)

PRAYER


It is therefore, most humbly prayed that by accepting this service appeal, the action of respondent No.3, for stopping of the salary of appellant may please be declare illegal, without lawful authority, without any justification and against the settle principle of service law and thus liable to be set aside and the appellant is thus entitled for all his unpaid salaries since January 2019.

Further it is requested that if any adverse order passed at the back of appellant may also be set aside as the same has never been communicated to the appellant.


Any other relief not specifically prayed for but deems appropriate in the circumstances of the case may also be granted.

ارشاد الحق
Appellant

Through

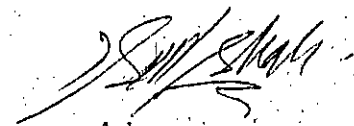

SHAHID QAYUM KHATTAK
Advocate Supreme Court
of Pakistan

&


Syed Roman Shah
Advocate High court
Peshawar

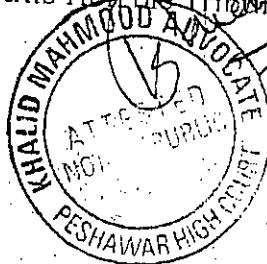
Dated: 31/05/2022

Certified that as per instruction of my client no such appeal has been filed before this Hon'ble Forum.


Advocate

AFFIDAVIT

I do hereby solemnly affirm and declare on Oath that the contents of the above appeal are true and correct to the best of our knowledge and belief and nothing has been kept secret from this Hon'ble Tribunal.



ارشاد الحق
Deponent

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BEFORE THE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA PESHAWAR

Service Appeal No. /2022

Arshad Ul Haq Appellant

Versus

Government of Khyber Pakhtunkhwa and others Respondents

ADDRESSES OF THE PARTIES

APPELLANT

Arshad Ul Haq S/o Kimya Gul, R/o, Terri Landoki, tehsil Banda
Daud Shah, District Karak.

RESPONDENTS

1. Government of Khyber Pakhtunkhwa, through Secretary Local Government and Rural Development, Civil Secretariate, Khyber Pakhtunkhwa Peshawar.
2. Director General Local Government and Rural Development Khyber Pakhtunkhwa, Near PDA building, phase-5, Hayatabad Peshawar.
3. Assistant Director, Local Government & Rural Development, near KDA hospital, District Karak.

Arshad Ul Haq
Appellant

Through

SHAHID QAYUM KHATTAK
Advocate Supreme Court
of Pakistan

Syed Roman Shah
Advocate High court
Peshawar

Dated: 31/05/2022

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BEFORE THE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA PESHAWAR

Service Appeal No. /2022

Arshad Ul Haq Appellant

Versus

Government of Khyber Pakhtunkhwa and others Respondents

APPLICATION FOR CONDONATION OF DELAY

Respectfully sheweth,

1. That the appellant has filed the above noted appeal in which no date of hearing fixed yet.
2. That the matter of salary is recurrent cause of action which accrued to the appellant with each passing month and hence the question of limitation can't be a hurdle in the way of appellant as the appellant being a poor person tried his best to resolve the matter at departmental level but when he came to know that a judgment has been rendered by this Hon'ble Tribunal in an identical case he approaches this Hon'ble Court for the same relief.
3. That appellant / applicant has filed departmental representation/ appeal on 21/03/2022 but the same has not yet been decided, hence the present appeal is well within time.
4. That as no specific order regarding the stoppage of salary has been passed therefore, the applicant/ petitioner was unable to challenge the same.
5. That due to the above stated fact and circumstances the appeal of the appellant is well within time but if this Hon'ble Court deem it otherwise then the appellant / applicant request of condonation of delay if any.
6. That the delay if any in filing of appeal was not intentional but due to the reason stated above.

It is therefore most humbly prayed that this application may please be accepted.

Arshad Ul Haq
Petitioner

Through

SYED ROMAN SHAH

Advocate, High court



AFFIDAVIT

I do hereby solemnly affirm and declare on Oath that the contents of the above application are true and correct to the best of our knowledge and belief and nothing has been kept secret from this Hon'ble Tribunal.

Arshad Ul Haq
Deponent

8

O.P.S.S.

SERVICE UNPAID

ایس او ای (آر 2) 12

ایمپلائمنٹ رجسٹریشن کارڈ
ضروری
 جن امیدواروں کے پاس تقابلی کارڈ (X-3) موجود نہ ہو ان کو دفتر روزگار کا نامزد کرنا ضروری کیا جاتا ہے۔

رجسٹریشن نمبر 15728 / اکویشن کارڈ نمبر 98-15
 نام: محمد اسحاق ولد: محمد اسحاق
 صلاحتہ: مدرسہ اسلامیہ

شناختی کارڈ نمبر: 1-0507087050-1975-01-01

تاریخ: 2017/17
 Manager
 Employment exchange
 Karachi
 تاریخ: 19/11/18

ضروری اطلاع برائے امیدوار
 جسے آپ کی ملازمت مل جائے تو فوراً منسلک جرنل کارڈ پر دفتر روزگار

خدمت جناب نیچر صاحب

دفتر روزگار

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9

Annex - B

OFFICE OF THE ASSISTANT DIRECTOR
LOCAL GOVERNMENT & RURAL DEVELOPMENT
DEPARTMENT DISTRICT KARAK

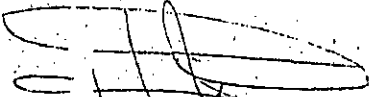
Dated. 26/12/2017

Subject: MINUTES OF THE MEETING

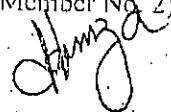
A meeting of the Departmental selection Committee under the Chairmanship of Assistant Director Local Government and Rural Development Department Karak was held on 26/12/2017 to consider recruitment against the vacant posts of Naib Qasid and Sweeper applications available/ connected CVs were examined and checked and considered of the full scrutiny of the following candidates recommended for appointment against the posts.

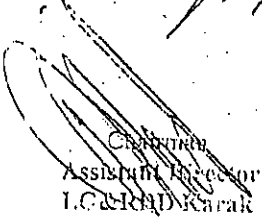
1. Mr. Maqsood Islam S/O Islam Badshah resident of Old Bazar Tehsil and District Karak. The Candidate is register in employment exchange District Karak Vide registration No.13260 he possessed medal Qualification. The applicants fulfil the criteria hence recommended for appointment for the post of Naib Qasid in the Office of the Assistant Director Local Government and Rural Development Department District Karak.
2. Arshad ul-Haq S/O Kamia Gul resident of Teri Landoki Tehsil Banda Daud Shah District Karak. The Candidate is register in employment exchange District Karak Vide registration No. 15128 he possessed Metric Qualification. The applicants fulfil the criteria hence recommended for appointment for the post of Naib Qasid in the Village Council Mardan Khel in Local Government and Rural Development Department District Karak.
3. Mr. Balqiaz Sharceef S/O Muhammad Sharceef resident of Ghundi Kalla P/O Dhub Tehsil and District Karak. The Candidate is register in employment exchange District Karak Vide registration No. 17277 he possessed Metric Qualification. The applicants fulfil the criteria hence recommended for appointment for the post of Sweeper in the Office of the Assistant Director Local Government and Rural Development Department District Karak.

(Member No. 1)


Session Officer (Establishment)
LG & RDD KPK

(Member No. 2)


Progress Officer
LG & RDD Karak


Chairman
Assistant Director
LG & RDD Karak



(10)

Annexure - C

OFFICE OF THE ASSISTANT DIRECTOR
LOCAL GOVERNMENT & RURAL DEVELOPMENT
DEPARTMENT DISTRICT KARAK

Dated.29/12/2017

APPOINTMENT ORDER

Consequent upon the recommendation of selection committee appointment of Mr. Irshad Ul Haq S/O Kamia Gul resident of Teri Landoki Tehsil BD Shah District Karak against the vacant post of Naib Qasid in the office of the Village Council Mardani Khel in Local Government and Rural Development Department District Karak are hereby ordered in BPS-3 in usual pay and allowance in the best interest of public service. He is directed to report his arrival soon after receiving of appointment order.

Assistant Director
LG&RDD Karak

No 1005 /ADLGKK

Dated.29/12/2017

Copy forwarded to the:-

1. Director General LG&RDD Khyber Pakhtunkhwa Peshawar.
2. Nazim District Government Karak.
3. Deputy Commissioner Karak.
4. District Accountants Officer Karak.

Assistant Director
LG&RDD Karak

OFFICE OF THE MEDICAL SUPERINTENDENT DHO HOSPITAL KARAK

HEALTH & AGE CERTIFICATE

Name: Ishak al Haq
 Father Name: Kamla Gul
 Nationality: Pakistani
 Cast: Khattak
 Residence: Teri Landolei Teril
B.D. Chak Distt Karak
 Date of Birth: 13-03-1999 Height: 5-9
 Personal mark of Identification: scar on left side of face

HEAD OF OFFICE

I hereby certify that I have examined Mr./Mrs. Ishak al Haq
 A candidate for employment in the office of the Local Govt Distt Karak
 department and cannot discover that He / She has any communicable disease constitutional
 affection or badly infirmity except nil

I do not considered his/her disqualification for employment in the
 Department.

His/her age according to his own statement/ N.I. Card is (18) years, and by
 Physical appearance he/She is about Eighteen years of age.

LEFT/RIGHT HAND THUMB FINGER IMPRESSION

Thumb Fore Finger Middle Finger Ring Finger Little Finger



Man Waheed Gul

[Handwritten signature]

[Handwritten signature]
 Medical Superintendent
 DHO Hospital Karak
 29/12/2017
 Medical Superintendent
 D.H. Q Hospital
 Karak

To

(12)

Annexure - E

The Assistant Director
LG & RDD Karak

Subject: ARRIVAL REPORT

In compliance of the Assistant Director Local Government and Rural Development
Department Karak Office Order No. 1005 /ADLGKK dated:
29 /12 /2017.

I beg to submit my arrival report for duty today on 29 /12 /2017.

Seen and Processed
[Signature]
Assistant Director
LG & RDD Karak

Yours Obediently

ارتدالحي
Irshad Ul Haq
Naib Qasid

[Signature]

Karrak

S#: 1
Pers #: 00890073
Name: ARSHAD UL HAQ
NAIB QASID
CNIC No. 1420197587001
GPF Interest Free
03 Active Temporary

P Sec: 001 Month: July 2018
KK6215 -ASSISTAN DIRECTOR LOCAL GO
ASSISTANT DIRECTOR LOCAL
NTN:
GPF #:
Old #:

PAYS AND ALLOWANCES:		KK6215
0001-Basic Pay		9,610.00
1000-House Rent Allowance		1,413.00
1210-Convey Allowance 2005		1,785.00
1300-Medical Allowance		1,500.00
1833-Integrated Allowance (2005)		450.00
2148-15% Adhoc Relief All-2013		240.00
2199-Adhoc Relief Allow 10%		170.00
2211-Adhoc Relief All 2016 10%		804.00
2224-Adhoc Relief All 2017 10%		961.00
Gross Pay and Allowances		114,235.00
DEDUCTIONS:		

GPF Balance	0.00	
3501-Benevolent Fund		Subtr: 770.00
4004-R. Benefits & Death Comp:		300.00
		451.00

Total Deductions 1,521.00

112,714.00

D.O.B 13.03.1999 LFP Quota: HABIB BANK LIMITED Habib Bank Ltd Teri
00 Years 07 Months 001 Days 7900365203

Karrak

S#: 2
Pers #: 00890073
Name: ARSHAD UL HAQ
NAIB QASID
CNIC No. 1420197587001
GPF Interest Free
03 Active Temporary

P Sec: 001 Month: July 2018
KK6215 -ASSISTAN DIRECTOR LOCAL GO
ASSISTANT DIRECTOR LOCAL
NTN:
GPF #:
Old #:

PAYS AND ALLOWANCES:		KK6215
5002-Adjustment House Rent		5,052.00

(14)

5011-Adj Conveyance Allowance	10,710.00
5012-Adjustment Medical All	9,000.00
5288-Adj Integrated All 2005	2,700.00
5309-Adj. 15% Adhoc Allowance	1,512.00
5964-Adj Adhoc Relief All 2015	978.00
5975-Adj Adhoc Relief All 2016	3,924.00
5990-Adj Adhoc Relief All 2017	5,766.00
5801-Adj Basic Pay	57,660.00
Gross Pay and Allowances	114,235.00

DEDUCTIONS:

GPF Balance 0.00

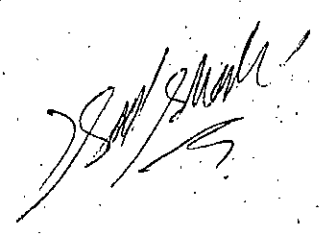
Subrc:

Total Deductions 1,521.00

112,714.00

D.O.B 13.03.1999
00 Years 07 Months 001 Days

LFP Quota:
HABIB BANK LIMITED Habib Bank Ltd Teri
7900365203





15

Annexure - G

OFFICE OF THE ASSISTANT DIRECTOR
LOCAL GOVERNMENT & RURAL DEVELOPMENT
DEPARTMENT DISTRICT KARAK

Website: www.lgtr.gov.pk
Email address: adkarak@gmail.com
Phone Number: 0927-291204

No 939 /ADLGKK

Dated, 09/09 /2020

To

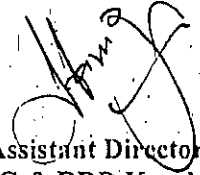
The Director General
Local Government & Rural Development
Govt. of Khyber Pakhtunkhwa Peshawar.

SUBJECT: - ADVICE FOR STARTING OF SALARIES

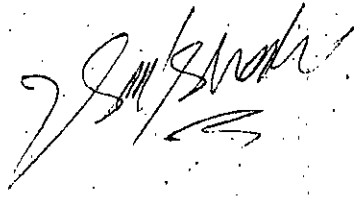
Kindly refer to the subject cited above.

It is stated that the following two no officials were appointed by the then AD LG&RDD vide no 1002/ADLGKK and 1005/ADLGKK dated 29/12/2017 after completion of all codal formalities. The appointees drawn their monthly salaries up to 13 months regularly. Later on, upon the transfer of the said AD LG&RDD Karak the newly posted AD LG & RDD stopped the salaries of the said officials without completion of coddle formalities i.e. issuing any order of removal from services/or withdrawal of order etc. Now the said officials have knocked the door of the Honorable service tribunal for restarting of their salaries and the instant case is fixed for hearing on 14/09/2020.

Keeping in view of the above scenario the undersigned may kindly be guided as to either the salaries of the said official may be started or otherwise please.


Assistant Director
LG & RDD Karak

Copy forwarded to the District Account Officer Karak for information please.


Assistant Director
LG & RDD Karak

(16)

Ammercure - H



DIRECTORATE GENERAL
LOCAL GOVERNMENT & RURAL DEVELOPMENT
DEPARTMENT KHYBER PAKHTUNKHWA

No. Director (I.G) 3-1/Establishment/2020
Dated Peshawar, the 23rd November, 2020

To

The Assistant Director,
LG&RD, Karak.

Subject:

ADVICE FOR STARTING OF SALARIES.

I am directed to refer to your letter No. 939/ADLGKK dated 09.09.2020 on the subject cited above and to request you to provide the appointment orders of the officials and copy of Source form on which their salaries were stopped and reasons of stoppage of salaries.

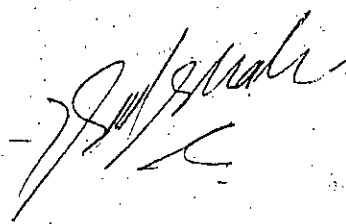
Encl: No. & date even:

Copy forwarded to the:

1. PA to Director General, LG&RDD, Khyber Pakhtunkhwa.


ASSISTANT DIRECTOR (ADMIN/HR)
LG&RD


ASSISTANT DIRECTOR (ADMIN/HR)
LG&RD



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 1378/2019

Date of Institution ... 21.10.2019
Date of Decision ... 03.06.2021



Maqsood Islam S/O Islam Badshah, Naib Qasid Office of the
Assistant Director, Local Government & Rural Development
Department, Karak.

(Appellant)

VERSUS

Provincial Government of Khyber Pakhtunkhwa through
Secretary Local Government & Rural Development Department,
Khyber Pakhtunkhwa, Peshawar and two others.

(Respondents)

Abdul Nasir Khattak,
Advocate ... For appellant.

Kabir Ullah Khattak,
Additional Advocate General ... For respondents.

AHMAD SULTAN TAREEN ... CHAIRMAN
ROZINA REHMAN ... MEMBER (J)

JUDGMENT

ROZINA REHMAN, MEMBER: Brief facts of the case are that the
appellant was appointed as Naib Qasid in the office of Assistant
Director Local Government & Rural Development Department on the
recommendation of Departmental Selection Committee. Accordingly
he reported his arrival for duty. It was on 01.03.2019, when he was

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ATTESTED

MEMBER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

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informed by the bank official regarding the stoppage of his salary. He submitted departmental appeal which was not responded to, hence, the present service appeal.

2. Learned counsel for the appellant argued that the appellant was properly appointed on the recommendation of DSC, therefore, entitled to receive his salary. He submitted that he was allowed salary for thirteen (03) months which is evident from the last pay slip for the month of January 2019, therefore, the respondents were not authorized to stop his salary. He argued that he is performing his duty regularly but was deprived of his monthly pay and thus the respondents violated rule and regulations of the Government.

3. Conversely, learned A.A.G submitted that the appellant was neither appointed as Naib Qasid nor departmental Selection Committee recommended him for the said post as no DSC was constituted. He contended that appointment order dated 29.12.2017 was issued in back date by the then Assistant Director Local Government and Rural Development Department, Karak by way of Fraud. He, therefore, requested for the dismissal of the instant appeal as the appointment was bogus and fake.

4. From the record, it is evident that upon the recommendation of Departmental Selection Committee petitioner was appointed against the vacant post of Naib Qasid in the office of Assistant Director Local Government and Rural Development Department District Karak vide order dated 29.12.2017. He submitted his arrival

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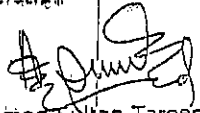
ATTESTED

SENAYAT
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report which is available on file where-after he started his service and he received salary which is evident from his payroll available on file. Different letters were produced by the appellant during arguments which are available on file vide which advice was sought by Assistant Director from Director General of Local Government in respect of the present appellant. From the comments of the respondents it is also evident that when the bogus appointment order was pointed out, pay of the appellant was stopped and high ups were informed for conducting inquiry regarding the fake appointment which is still awaited. It is not denied that pay of the appellant was stopped without conducting proper inquiry, therefore, this appeal is allowed with direction to the respondents to conduct proper inquiry within ninety (90) days of the receipt of this judgment. The appellant shall be provided proper opportunity of defense during the inquiry proceedings. The issue of back benefits is subject to the outcome of inquiry. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED.
03.06.2021

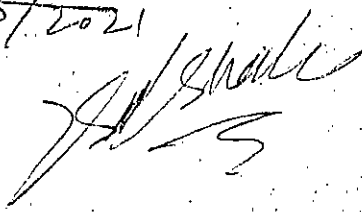

(Ahmad Sultan Tareen)
Chairman


(Rozina Rehman)
Member (J)

Certified to be true copy

CHIEF CLERK
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

Date of Presentation of Application 03/06/2021
 Number of Pages 1600
 Copies 18
 Urgent
 Total 18
 Name of Clerk
 Date of Copy Section of Copy 17/6/2021
 Date of Delivery of Copy 17/6/2021



بخصوص جناب ڈائریکٹر جنرل بلدیات و دیہی ترقی خیبر پختونخوا پشاور
درخواست برائے۔ کالعدم و منسوخ فرمانے حکم انچارج اہجران سابقہ اسٹنٹ ڈائریکٹر بلدیات و دیہی ترقی ضلع
کرک بابت بند کرنے ارڈر دینے ماہوار تنخواہ سائل (اپیلانٹ)۔

جناب عالی!

سائل نہایت موہبانہ و عاجزانہ گزارش کرتا ہے کہ سائل کو پبلج کونسل مردان خیل تحصیل بانڈہ واؤشاہ ضلع کرک میں تمام تر قانونی
تقاضوں کی تکمیل کے بعد 29-12-2017 کو نائب قاصد تعینات (Appoint) کیا گیا تھا، ایپلائمنٹ ایجنسی دفتر روزگار کی رجسٹریشن
کارڈ (Minutes of meeting of DSC) محکمہ چناؤ کمیٹی کی سفارشات، حکم تعیناتی کی نقولات لف ہیں۔
جس پر سائل نے میڈیکل فٹنس (Medical Fitness) جسمانی موزونیت و صحت مندی کا سرٹیفکیٹ پیش کر کے اپنے عہدے پر فرائض کی انجام
دہی کیلئے حاضری Arrival Report کردی اور فرائض و خدمات انجام دینا شروع کیا۔ نیز اسٹنٹ ڈائریکٹر بلدیات کرک خدمات کی انجام دہی
پر 13 مئی تک تنخواہ یعنی جنوری 2019 تک تنخواہ ادا کرتا رہا تنخواہ ادا نہ ہونے کی وجہ سے اسٹنٹ انجینئر رضوان جو کہ میٹنیکل کیڈرز سے تعلق رکھتا تھا اور کچھ عرصہ
جناب عالی نشان! اس کے بعد اسٹنٹ ڈائریکٹر کی تبدیلی کی وجہ سے اسٹنٹ انجینئر رضوان جو کہ میٹنیکل کیڈرز سے تعلق رکھتا تھا اور کچھ عرصہ
کیلئے نگران یعنی انچارج ایکٹنگ چارج کی بنیاد پر اسٹنٹ ڈائریکٹر کا عارضی چارج سنبھالے ہوئے تھا بغیر کسی نوٹس، بلا کسی اکوآؤری اور ذاتی
شنوائی کا موقع دیئے بغیر میری تنخواہ بغیر کسی جائز وجوہات کے بند کردی۔ سروس فارم کی نقل لف درخواست ہذا ہے۔ میرے علاوہ ایک اور
نائب قاصد مقصود اسلام کی تنخواہ بھی روک دی گئی جس پر سائل نے آپ جناب کے دفتر کو درخواست برائے واگزار (Release of Pay)
کی بابت گزار دی نیز مقصود اسلام نائب قاصد نے سروس ٹریبونل سے رجوع کیا اور عدالت کے حکم پر اب مقصود اسلام کی تنخواہ ریلیز کی گئی
ہے جبکہ سائل کی تنخواہ تا حال بند ہے جو کہ خلاف انصاف، خلاف قانون، خلاف منطوق اور خلاف مساوات ہے۔

نیز اسٹنٹ ڈائریکٹر بلدیات کرک نے بذریعہ مراسلہ نمبر 939/ADLGKK مورخہ 09-09-2020 کو تنخواہوں کی وگزار کیلئے
آپ جناب کے دفتر کو ارسال کیا ہے لیکن اس کے باوجود بھی تا حال سائل کو ماہوار تنخواہ سے محروم رکھا گیا ہے۔ مراسلہ
نمبر 939 مورخہ 09-09-2020 کی نقل منسلک درخواست ہذا ہے۔

سپریم کورٹ آف پاکستان کے فیصلے کے مطابق جب عدالت یا سروس ٹریبونل ملازمت کے بارے میں کسی نقطہ کے بارے میں اپنا فیصلہ صادر
کرتی ہے تو عدالت کے اس فیصلے کا فائدہ دیگر سرکاری ملازمین کو بھی ملنا چاہئے خواہ ان سرکاری ملازمین نے عدالت سے رجوع کیا ہو یا نہ کیا ہو
۔ عدالتی فیصلے کی نقل لف ہے۔

چونکہ سائل اور مقصود اسلام مذکورہ بالا کی ڈیپارٹمنٹ سلیکشن کمیٹی کی ایک ہی میٹنگ میں تقرری کیلئے سفارش کی گئی تھی اور دونوں کی تقرری بھی ایک
ہی تاریخ کو اسی کمیٹی نے جاری کی تھی لہذا دونوں ملازمین کی Law and Factes same (ایک جیسے ہیں) لہذا سائل
بھی اسی سلوک کا حقدار ہے جس کا حقدار مقصود اسلام کو ٹھہرایا گیا۔ مزید یہ کہ آئین کے آرٹیکل 189-190 کے تحت عدالت اعلیٰ اور سروس
ٹریبونل کے فیصلے کی پابندی حکومت کے تمام اداروں پر ضروری ہے۔

لہذا استدعا ہے کہ منظوری درخواست ہذا سائل کی تنخواہ وگزار یعنی ریلیز کرنے کا حکم صادر فرما کر مشکو فرمائیں۔

سائل (اپیلانٹ)

ارشاد الحق ولد کیا گل سکول لٹڈ و کی ٹیری تحصیل بانڈہ واؤشاہ ضلع کرک

10561

21/3/2022

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31.03.2022

Petitioner alongwith his counsel present. Mr. Muhammad Adeel Butt, Addl: AG alongwith Mr. Habibi Nawaz, AD Local Government Karak and Mr. Azaz Ul Hassan, Supdt for respondents present.

The respondent-department produced a copy of pay slip in respect of the petitioner for the month of February 2022 substantiating that current salary has been released to the petitioner in pursuance of the judgement of Service Tribunal dated 03.06.2021 as well as order sheet dated 22.12.2021. On a question from the Bench regarding conducting proper enquiry as per spirit of the judgement of Service Tribunal, representative of the respondent-department could not advance any substantial reply/proof to show that proceedings have been initiated against the petitioner so far. Learned counsel for the petitioner raised objection on the pay slip of the petitioner (February 2022) wherein he has been shown as "Sound Helper" instead of his original post of Naib Qasid. DDO code statement was also produced reflecting at serial No. 66 one Muhammad Zeeshan Danish to have been appointed as Naib Qasid against the post of petitioner.

Learned AAG on the other hand substantiated that the appointment of the petitioner was illegal as there was no vacant post and the incumbent Assistant Director Local Government Karak (DDO) had been transferred and the petitioner was able to manoeuver for release of his salary in connivance with Accounts office on the basis of fake appointment letter dated 29.12.2017. A pertinent question was raised by the Bench before the learned AAG that if there was no vacant post at that point of time then how could the petitioner be appointed as Naib Qasid? It was clarified that criminal proceedings have been initiated by registering FIR with Anti-Corruption Establishment against four accused persons including the petitioner. This point was rebutted by learned counsel for the petitioner stating that all this has been done during pendency of his execution petition when the Chapter had already been closed once the Service Tribunal decided his service appeal on 03.06.2021.

In view of the Pro & Contra arguments of the parties it is quite evident that basic issue remains the same i.e to conduct

ATTESTED
JUDGE
Service Tribunal
Karak

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Personnel No	899073	Active	AD LG & RDD
EE group	7 Active Temporary	Pay area	DN01 Dist. Govt. KP-Province
EE subgroup	03 Grade 03	Cost Center	KK6215 AD LG & RDD
Start	01-07-2018	to	01-01-2019
		Chg	20-07-2018 507020

Enterprise structure			
GoCode	DGN	District Govt. NWFP	
Pers.area	DN01	Dist. Govt. KP-Province	Subarea
Cost Ctr	KK6215	AD LG & RDD	Bus. Area
Funds Ctr	KK6215	AD LG & RDD	District Govt. Karrak
Fund	KK21C22	017	

Personnel structure			
EE group	7	Active Temporary	Payr.area
EE subgroup	03	Grade 03	Contract
			KK Karrak
			KP Gov.

Organizational plan		Administrator	
Percentage	100.00	Group	DN01
Position	20793232	Fund Sect	001 Section 1
	NAIB QASID	Payr Sect	001 Section 1
Job key	00101698	Buckle No	
	REGULAR		
	NAIB QASID		
Org. Unit	80002655		
	KK6215		
	ASSISTANT DIRECTO..		
Org. key	KK		

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S.No	PER. NO.	EMPLOYEE NAME	EMP GROUP	POSITION	DESCRIPTION	JOB	JOB DESCRIPTION	BPS	OP/FILL	TOTAL
1	912179	MUHAMMAD IMRAN	1	80056335	DRIVER	00101062	DRIVER	06	OPEN	1
	298403	NAIK DARAZ	7	80056337	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
	298447	IFTIKHAR KHAN	1	80056338	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
	298481	AMIR MOHAMMAD KHAN	1	80056339	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
	888690	SHAHID IQBAL	1	80056340	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
	298890	TAJALI KHAN	7	80056341	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
2	299086	AMIR BADSHAH	7	80056342	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
	754579	SHAHZADA IRFAN	1	80056343	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
	300052	MUHAMMAD HAMID	7	80056344	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
3	300162	IJAZ AHMED	1	80056345	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
	300357	TAHIR AYUB	1	80056346	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
4	300464	HAZARAT ALI	7	80056347	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
	778872	ANAM ULLAH	1	80056348	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
	888880	TAUSEEM ULLAH	1	80056349	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
	301034	MUHAMMAD TARIQ	1	80056350	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
	947389	MUHAMMAD JUNAID	1	80056426	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
	301267	MUHAMMAD SHIFA	1	80056427	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
	301382	NIAMAT ULLAH	1	80056428	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
5	935808	MUHAMMAD INZEMAM	7	80056429	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
6	936014	MUHAMMAD ASIF	7	80056430	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
7	961015	TARIQ IMRAN	7	80056431	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
	303587	GUL MALOOK	7	80056432	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
	303629	NAWAB SHAH	7	80056433	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
8	936015	AMIR RIAZ	1	80056434	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
	301542	MUHAMMAD ASLAM NAWAZ	7	80056435	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
	301542	MUHAMMAD ASLAM NAWAZ	1	80056436	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	OPEN	1
9	859743	MUHAMMAD SHAUKAT	7	80056437	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
			7	80056439	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	OPEN	1
10	936016	ZAKIR MUHAMMAD	7	80056440	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
11	404418	NOOR UL BASAR	7	80056441	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
			1	80056442	ACCOUNTANT	00100061	ACCOUNTANT	16	OPEN	1
	909740	ARSHAD NABI	7	80056443	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
	659435	ITBAR SHAH	7	80056444	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
	923926	HAYAT KHAN	1	80056445	SUB ENGINEER	00102391	SUB ENGINEER	11	FILLED	1
12	961013	ADAM SAZ KHAN	7	80056446	CHOWKIDAR	00100648	CHOWKIDAR	03	FILLED	1

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13	697501	UMER KARIM	7	80056447	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
14	697502	IRFAN ULLAH	7	80056448	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
15	699276	IKRAM ULLAH	7	80056449	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
16	699277	MANSOOR ISLAM	7	80056450	CHOWKIDAR	00100648	CHOWKIDAR	03	FILLED	1
17	699283	RASHID NAWAZ	7	80056526	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
	710178	FAHEEM ULLAH	1	80056528	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
18	750901	ARIF MEHMOOD	7	80056529	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
			7	80056530	SENIOR CLERK	00102110	SENIOR CLERK	03	OPEN	1
19	725383	UMER GHANI	7	80056531	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
20			1	80397406	Supervisor	00102419	SUPERVISOR	09	OPEN	1
21	752846	ABDUL WAHAB	7	80428902	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
22	749881	waseem hayat	7	80428903	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
23	749600	MUHAMMAD ISRAR	7	80428904	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
24	752847	FAZAL DAD KHAN	7	80428905	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
25	748269	SAOIB JUNAYD	7	80428906	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
26	751718	WAHEEDULLAH KHAN	7	80428907	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
27	859745	IZHAR ULLAH	7	80428908	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
28	752172	ZOLFIQAR ALI	7	80428909	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
29	749343	QAISER IQBAL	7	80428910	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
30	772513	WALI REHMAN	7	80428511	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
31	748001	WAHAB DIN	7	80428912	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
32	749882	REHMAT ALI	7	80428913	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
33	750908	MUHAMMAD SHOAB	7	80428914	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
34	750906	MUHAMMAD HUMAYUN	7	80428915	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
35	752426	BTILAL AHMAD	7	80428916	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
36	750909	MUHAMMAD MUSSADIQ	7	80428917	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
37	752179	NASIR IQBAL	7	80428918	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
38	747987	ASIF IQBAL	7	80428919	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
39	749727	ADNAN HOSSAIN	7	80428920	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
40	749726	ZEESHAN WAJID	7	80428921	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
41	748239	TARIQ RAHIM	7	80428922	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
42	750896	ABID ULLAH	7	80428923	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
43	750897	AMIN ULLAH	7	80428924	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
44	749601	HIKMAT ULLAH	7	80428925	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
45	750898	MUHAMMAD IMRAN	7	80428926	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
46	750899	ABID RASOOL	7	80428927	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
47	750900	TAHIR UL HAQ	7	80428928	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
48	750907	PERWEZ ALAM	7	80428929	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
49	750902	MATI ULLAH	7	80428930	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
50	750903	FIDA UR REHMABN	7	80428931	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
51	750904	ARSHAD ZAMAN	7	80428932	NAIB QASID	00101698	NAIB QASID	03	FILLED	1

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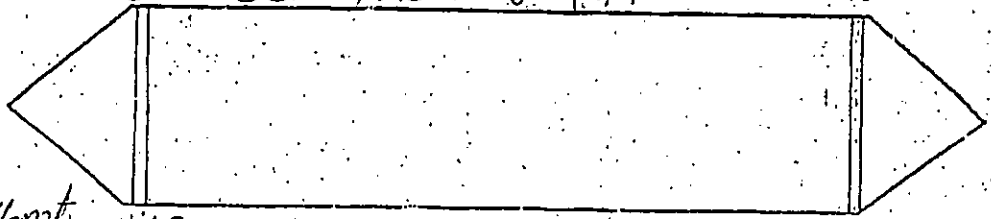
757974	TARIR MEHMOOD	7	80428971	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
758580	issa hassan	7	80428972	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
778674	UMAR AYAZ	7	80428973	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
898861	NASIB ULLAH	7	80428974	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
762744	MUHAMMAD NISAR KAUSAR	7	80428975	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
898859	AKHLAQ AHMAD	7	80428976	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
766329	UMER SOHAIL	7	80428977	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
494868	TARIQ ULLAH	7	80428978	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
301936	SARTAJ KHAN	7	80428979	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
890606	IRSHAD ULLAH	7	80428980	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
306194	NEK NAWAZ	7	80428981	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
		7	80428982	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	FILLED	1
		7	80428983	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	OPEN	1
761835	MUHAMMAD IJAZ UL HAQ	7	80428984	VILLAGE SECRETARY	00102539	VILLAGE SECRETARY	07	OPEN	1
301566	IJAZ TEHSEEN	7	80579673	SUB ENGINEER	00102391	SUB ENGINEER	11	FILLED	1
		7	80580031	ASSISTANT ENGINEER	00100215	ASSISTANT ENGINEER	17	OPEN	1
697784	AMJAD ISLAM	1	80597915	ASSISTANT	00100130	ASSISTANT	16	FILLED	1
		1	80597916	ASSISTANT DIRECTOR	00100159	ASSISTANT DIRECTOR	17	OPEN	1
		1	80597917	AUTOCAD OPERATOR	00103000	AUTOCAD OPERATOR	12	OPEN	1
		1	80597919	COMPUTER OPERATOR	00100733	COMPUTER OPERATOR	16	OPEN	1
919811	MUHAMMAD ZUBAIR	1	80597924	JUNIOR CLERK	00101411	JUNIOR CLERK	11	FILLED	1
300322	AMIR HAMZA	1	80597954	PROGRESS OFFICER	00101959	PROGRESS OFFICER	16	FILLED	1
		1	80597955	SOUND HELPER	00103127	SOUND HELPER	03	OPEN	1
		1	80597956	SOUND OPERATOR	00103126	SOUND OPERATOR	06	OPEN	1
63	872190	1	80597958	SWEEPER	00102429	SWEEPER	03	FILLED	1
64	298283	7	80793229	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
65	697498	7	80793230	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
66	960442	7	80793231	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
67	960446	7	80793232	NAIB QASID	00101698	NAIB QASID	03	FILLED	1
68	960444	7	80793233	NAIB QASID	00101698	NAIB QASID	03	FILLED	1

DEVELOPED BY : CGA FABS CC ISLAMABAD

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بجدرالت Services Tribunal KPK



2۔ منجانب Appellomt
بنام گورنمنٹ وولینٹیرز

ارشد الحث

موزخ
مقدم
دعوی
بزم

باعث تحریر آنکے

مقدمہ مذکورہ جو عدوان باکا میں اپنی نظر سے واسطے پیردی و جواب وہی وکل کاروائی متعلقہ خلیل اللہ ایڈووکیٹ
آن مقام شیخو کیلئے پیردی و جواب پیردی و جواب دہی وکل کاروائی متعلقہ خلیل اللہ ایڈووکیٹ

مقررہ کر کے انرا کر کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز
دیکل صاحب کو راضی نامہ کر کے تقرر ثالثہ فیصلہ برحلف دیئے جواب وہی اور اقبال دعوی اور
بامورث ڈگری کرنے اجراء اور صولی چیک، دروپیار عرضی دعوی اور درخواست ہر قسم کی تصدیق
وزا میں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیردی یا ڈگری کیلئے یا اپیل کی برآمدگی اور منسوخی
نیز دائر کرنے اپیل ثمرانی و نظر ثانی و پیردی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور
کے کل یا جزوی کاروائی کے واسطے اور دیکل یا مختار قانونی کو اپنے ہمراہ لیا اپنے بجائے تقرر کا اختیار
ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ با اختیار حاصل ہوں گے اور اس کا سہاقت
واختیار منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ ہر جانب التوائے مقدمہ کے سب سے ہوگا۔
کوئی تاریخ پیشی مقام دورہ پر ہونا یا حد سے باہر ہونا دیکل صاحب پابند ہوں گے۔ کہ پیردی
مذکورہ کریں۔ لہذا ادکالت نامہ لکھ دیا کہ سند ہے۔

Affected
to feel
ADP

الرتوم 31 ماہ 05 2023

واہ الب

2/9

Shahid

شیاور
Chahal

بزم

ارشد الحث
خلیل اللہ ایڈووکیٹ
مقدمہ مذکورہ