

05.09.2023

1. Petitioner in person present. Mr. Asad Ali Khan, Assistant Advocate General for the respondents present.

2. Instant application filed by the petitioner for execution proceeding in service appeal No. 9624-P/2020 decided on 31.01.2023. Perusal of order dated 31.01.2023 reveals that vide it Secretary to Government of Khyber Pakhtunkhwa Local Government and Rural Development Department was directed to verify the allegations of misplacement of PERs/ACRs and if needed he may conduct inquiry within 45 days of receipt of order. In accordance with order of this Tribunal Secretary to Government of Khyber Pakhtunkhwa Local Government and Rural Development Department, conducted inquiry and inquiry report dated 01.06.2023 is available on file. So order of this court regarding verification and conducting inquiry into allegations of missing PERs/ACRs was complied with. This Tribunal has observed vide order mention above that after the verification/inquiry if so conducted, the petitioner will be at liberty to resort proper remedy, if he feels aggrieved there from. This Tribunal has passed no executable order except direction to verification/conduct inquiry regarding allegations of missing PERs/ACRs of the petitioner, which was complied with. So, in my humble view instant execution petition is not maintainable hence dismissed. However, appellant is at liberty to avail proper legal remedy if so advised. Consign.

3. *Pronounced in open court in Peshawar and given under my hand and seal of the Tribunal on this 5<sup>th</sup> day of September, 2023.*



(Rashida Bano)  
Member (J)