

09.05.2023

Learned counsel for the appellant present. Mr. Noor Badshah,
Veterinary Officer alongwith Mr. Asif Masood Ali Shah, Deputy
District Attorney for official respondents present.

To come up alongwith connected Service Appeal No.
11947/2020 on 24.07.2023 before D.B. Parcha Peshi given to the
parties.



(Muhammad Akbar Khan)
Member (E)



(Salah-ud-Din)
Member (J)

SCANNED
KFST
Peshawar

Kamranullah

28th Feb, 2023

Learned counsel for the appellant on main appeal Present. Mr. Umair Azam, Addl: AG for official respondents. Applicants are not present.

Last chance is given to the applicants to argue the application for transfer of this appeal on the next date. To come up on 15.03.2023 before D.B. P.P given to the parties.


(Rozina Rehman)
Member(J)



(Kalim Arshad Khan)
Chairman

15th March, 2023

Junior of learned counsel for the appellant on main appeal present. Mr. Muhammad Jan, District Attorney for official respondents present. Applicants are absent.

Junior of learned counsel for the appellant on main appeal seeks adjournment on the ground that learned counsel for the appellant on main appeal is busy in the august Peshawar High Court, Peshawar and is unable to attend this Tribunal today. Adjourned. To come up on 09.05.2023 before the D.B. Parcha Peshi given to the parties.


(Salah-ud-Din)
Member (J)



(Kalim Arshad Khan)
Chairman

SCANNED
KPDT
PESHAWAR

6th Feb, 2023

Appellant of the main appeal in person present. Mr. Muhammad Riaz Khan Paindakhel, Asst. AG for official respondents present. Applicants are not present.


This transfer application was directed to be fixed at Swat through an office note but on perusal of the application shows that it is filed by a number of private respondents who are serving at different places, therefore, it is deemed appropriate that let this application be heard at the principal seat. Notices be issued to the parties and their counsel alongwith learned AAG for 27.02.2023 for hearing of this application at Peshawar.



(Kalim Arshad Khan),
Chairman
Camp Court Swat

27th Feb, 2023

Learned counsel for the appellant present. Mr. Umair Azam, Addl: AG for respondents present. Private respondents are not present.

Learned counsel for the appellant seeks adjournment. Last chance is given to the appellant to argue the case on the next date. To come up on 15.03.2023 before S.B.


(Kalim Arshad Khan)
Chairman

accepted to the extent of
AG Office Only - best be
please serve through
notice. 

لجدرالت جناب سرورس ٹر پروفنل اپٹا اور کیمپ کورٹ گلڈن سوان

نخت شاہ علی نام حکم الامور سوان

اپیل نمبری ۱۱۹۴۷/۲

درخواست بدین مگر آگہ درخواست منتقلی مقدمہ
سائل نے دائر نہیں کی ہے۔ لیزا ضلع سوان میں
مقدمہ زیر سماعت بدوڑ میں سائل فرس ورافی
ہے۔ لیزا دائر کر رہے درخواست برا مزید کارروائی
والیس کرنے اور مقدمہ اسی عدالت میں زیر سماعت
رہنے کا حکم صادر فرمایا جائے۔

جناب عالی! ذیل عرض ہے۔

(۱) یہ کہ مقدمہ عنوان بالا عدالت و امور میں زیر سماعت ہے

جس میں تاریخ پیشی $\frac{03}{2023}$ ۸ مقرر ہے۔

(۲) یہ کہ مقدمہ عنوان بالا اسی بدین سے درخواست برائے منتقلی
دائر کی ہے جس کا علم سائل کو نہیں ہے۔

(۳) یہ کہ سائل ضلع سوان کا باشندہ ہے اور ضلع سوان میں مقدمہ
زیر سماعت بدوڑ کے لندن فرس ورافی میں۔

لیذا اس کے لیے کہ منظروری درخواست پیرا
حسب درخواست در خواست دائر کر رہے برا مزید
کارروائی خانہ کر رہے اور مقدمہ عدالت و امور
میں زیر سماعت رہنے کا حکم صادر فرمایا
جائے۔

عمر Batchl Shrah

نخت شاہ علی ولد بکر ولد خاں سکندری
کھیلداری تحصیل نوازہ ضلع سوان۔

Sir,

1. The Service Appeal No 11947/20 titled Bakht Shah Ali vs Livestock etc, pertains to Malakand Division, Swat and was fixed at camp court Swat. On 4th July 2022, the petitioner submitted an Misc/ Application for transferring the same from camp court Swat to Principal seat Peshawar, which was to be heard by the Hon'ble Chairman. Inadvertently the main appeal and this matter could not be fixed at Swat till date.

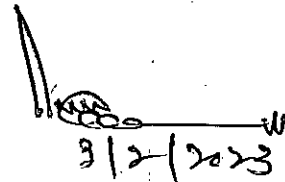
2. Since tour to camp court Swat is scheduled next week, if approved the main appeal and this petition may be fixed at camp court swat for 06/02/2023 and notices may be issued to the parties/ Counsel also informing them on phone.



Pir Muhammad.

Superintendent

3. REGISTRAR.



4. Worthy Chairman.


Para 21 n approved



12.01.2023

Junior of learned counsel for the petitioner present.
Vide order dated 28.07.2022 as well as various other
orders sheets, the petition in hand may be fixed for
arguments before worthy Chairman on 06.02.2023 before
the S.B.

SCANNED
Peshawar


(Salah-Ud-Din)
Member (J)

15.11.2022

Learned counsel for the appellant present. Mr. Kabirullah Khattak, Additional Advocate General for the respondents present.

In pursuance of the order sheet dated 10.05.2022 followed by order of the Hon'ble Chairman Service Tribunal dated 28.07.2022 recorded on face of the CM No. 430/2020, the case has been fixed before S.B at Principal Seat Peshawar. It is further observed that there is no formal order to have been passed for transfer of the service appeal in question from Camp Court Mingora, Swat to the Principal Seat at Peshawar. The case may therefore, be posted before Hon'ble Chairman Service Tribunal for appropriate order, before the S.B on 15.12.2022.



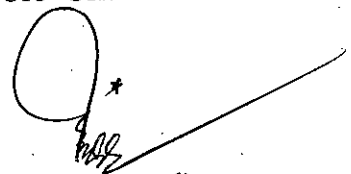
(Mian Muhammad)
Member (E)

SCANNED
K-5T
Peshawar

15.12.2022

Nemo for the appellant. Mr. Naseer-ud-Din Shah, Assistant Advocate General for the respondents present.

As per previous order sheet dated 15.11.2022, the case may be posted for proper order of the Hon'ble Chairman. To come up on 12.01.2023 before S.B.



(Mian Muhammad)
Member (E)

SCANNED
K-5T
Peshawar

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

2nd Nov, 2022

Learned counsel for the petitioner present. Mr.

Kabirullah Khattak, Addl: AG alongwith Mr. Jafar Ali

Veterinary Officer for respondents present. [Redacted]

To come up for further proceedings on 15.11.2022
before S.B.





(Kalim Arshad Khan)
Chairman

FORM OF ORDERSHEET

Court of _____

Misc. application No. 430/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	28/07/2022	<p>The Misc. application in service appeal no. 11947/2020 submitted by Muhammad Zia Ullah Advocate, may be entered in the relevant Register and put up to the Court for proper order please. This Petition be put up before S. Bench on <u>12-9-2022</u></p> <p style="text-align: right;"> REGISTRAR</p> <p>The worthy Chairman is on leave, therefore, the case is adjourned to 19.10.2022 for the same.</p> <p style="text-align: right;"> Reader</p>

SCANNED
MPST
Peshawar

12.09.2022

**BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA,
PESHAWAR.**

CM No: 430/2022
Service Appeal No 11947/2020

**SCANNED
KPST
Peshawar**

Mr faizan and Others VS Bakht Shah Ali and Others

INDEX

S.No.	Description of Document	Annex	Pages
1	Transfer Application		02-04
2	Affidavit		05
3	Service Appeal	A	06-14
4	Promotion Order with better copy	B	15-19
5	Departmental Appeal	C	20-24
6	Attorney and Wakalat Nama	D	25-28

Petitioners

Dated: 04.07.2022

Through

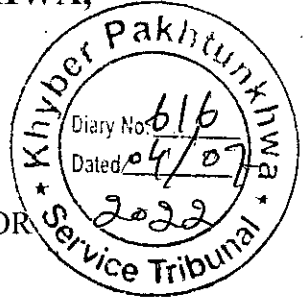
Muhammad Zia Ullah

Advocate High Court, Peshawar

**BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA,
PESHAWAR.**

CM No: 430/2022

Service Appeal No 11947/2020



- 1) MR FAIZAN KHAN JUNIOR CLERK AT THE OFFICE OF DISTRICT DIRECTOR TORGHAR.
- 2) MR FAYAZ AHMAD JUNIOR CLERK AT THE OFFICE OF DIRECTOR GENERAL LIVE STOCK AND DIARY DEVELOPMENT KHYBER PAKHTUNKHWA PESHAWAR.
- 3) MR ZAHID JAMAL JUNIOR CLERK AT THE OFFICE OF DIRECTOR GENERAL LIVE STOCK AND DIARY DEVELOPMENT KHYBER PAKHTUNKHWA PESHAWAR.
- 4) MR TARIQ IQBAL JUNIOR CLERK AT THE OFFICE OF DIRECTOR LIVE STOCK AND EXPERIMENT STATION JABA DISTRICT MANSEHRA.
- 5) MR MUHAMMAD ISMAIL JUNIOR CLERK AT THE OFFICE OF DIRECTOR LIVE STOCK AND EXPERIMENT STATION JABA DISTRICT MANSEHRA.
- 6) MR MASOOD SHAH CLERK AT THE OFFICE OF THE DISTRICT DIRECTOR LIVE STOCK NOWSHERA.
- 7) MR SAEED UL HASSAN JUNIOR CLERK AT THE OFFICE OF DIRECTOR GENERAL LIVE STOCK AND DIARY DEVELOPMENT KHYBER PAKHTUNKHWA.
- 8) MR SAYED MUHAMMAD ADNAN JUNIOR AT THE OFFICE OF THE DISTRICT LIVE STOCK TANK.
- 9) MR RAHAT SHAH JUNIOR CLERK AT THE OFFICE OF DIRECTOR GENERAL LIVE STOCK AND DIARY DEVELOPMENT KHYBER PAKHTUNKHWA.
- 10) MR ROMAIL MAHFOOZ JUNIOR CLERK AT THE OFFICE OF DIRECTOR LIVE STOCK AND EXPERIMENT STATION JABA DISTRICT MANSEHRA.
- 11) MR MUHAMMAD SHAKEEB UR RAHMAN JUNIOR CLERK AT THE OFFICE OF DIRECTOR GENERAL LIVE STOCK AND DIARY DEVELOPMENT KHYBER PAKHTUNKHWA.
- 12) MR SAJAD UR RAHMAN JUNIOR CLERK AT THE OFFICE OF THE DISTRICT DIRECTOR LIVE STOCK KOHAT.
- 13) MR WALI ULLAH JUNIOR CLERK AT THE OFFICE OF DIRECTOR GENERAL LIVE STOCK AND DIARY DEVELOPMENT KHYBER PAKHTUNKHWA.
- 14) MR ASAD ULLAH JUNIOR CLERK AT THE OFFICE OF DIRECTOR GENERAL KARAK.
- 15) MR MUHAMMAD ASIF JUNIOR CLERK AT THE OFFICE OF DIRECTOR GENERAL LIVE STOCK AND DIARY DEVELOPMENT KHYBER PAKHTUNKHWA PESHAWAR.
- 16) MR FAHIMULLAH KHAN CLERK AT THE OFFICE OF THE DIRECTOR GENERAL LIVE STOCK SWABI.
- 17) MR MUHAMMAD ZAIN UL ABIDEEN JUNIOR CLERK AT THE OFFICE OF DIRECTOR GENERAL LIVE STOCK AND DIARY DEVELOPMENT KHYBER PAKHTUNKHWA PESHAWAR.
- 18) MR ASAD IQBAL JUNIOR CLERK AT THE DISPOSAL OF DIRECTOR MERGED AREA LIVE STOCK AND DIARY DEVELOPMENT WARSAK ROAD PESHAWAR.
- 19) MR AFTYAB AHMAD JUNIOR CLERK AT THE DISPOSAL OF DIRECTOR MERGED AREA LIVE STOCK AND DIARY DEVELOPMENT WARSAK ROAD PESHAWAR.
- 20) MR ADNAN AHMAD JUNIOR CLERK (BPS-11) AT THE DISPOSAL OF DIRECTOR MERGED AREA LIVE STOCK AND DIARY DEVELOPMENT WARSAK ROAD PESHAWAR.

put up to the
worthy chair-w
with relevant app

20/7/22

Razvi

Be separately
entered as

Ch & file
before me
after vacatios

Issue within
to

to
to
date

28/7/22

- 21) MR SAREER KHAN JUNIOR CLERK (BPS-11) AT THE OFFICE OF THE SHEEP DEVELOPMENT SUB DIVISION HASSAN KHEL PESHAWAR.
- 22) MR DIL JAN KHAN JUNIOR CLERK (BPS-11) AT THE DISPOSAL OF DIRECTOR MERGED AREA LIVE STOCK AND DIARY DEVELOPMENT WARSAK ROAD PESHAWAR.
- 23) MR MUHAMMAD JUNAID JAN JUNIOR CLERK (BPS-11) AT THE DISPOSAL OF DIRECTOR MERGED AREA LIVE STOCK AND DIARY DEVELOPMENT WARSAK ROAD PESHAWAR.
- 24) MR KHAN UAH JUNIOR CLERK (BPS-11) AT THE DISPOSAL OF DIRECTOR MERGED AREA LIVE STOCK AND DIARY DEVELOPMENT WARSAK ROAD PESHAWAR.
- 25) MR AFTAB ANWAR DAFTARI (B-04) AFTER THE IMPUGNED ORDER JUNIOR CLERK (BPS-11) POSTED AT UNKNOWN PLACE.

PETITIONERS

VERSUS

- 1) BAKHT SHAH ALI S/O BAHRAMAND KHAN R/O TEK DARAI TEHSIL KHWAZA KHELA SAWAT.
- 2) DIRECTOR GENERAL (EXTENSION) LIVE STOCK AND DIARY DEVELOPMENT BACHA KHAN CHOWK PESHAWAR, KHYBER PAKHTUNKHWA.
- 3) DIRECTOR BREED IMPROVEMENT AND REFORMS BACHA KHAN CHOWK KPK.
- 4) DISTRICT LIVE STOCK OFFICER SAIDU SHARIF SWAT.

RESPONDANTS

Application for the grant of order of transfer of above titled Service Appeal No 11947 of 2020 titled Bakht Shah vs Director General and others from the Court of Swat Camp to the Court of Services Tribunal Peshawar.

Respectfully Sheweth:

The petitioners most humbly submits as under:


1. That the above captioned Appeal were fixed before the Court of Swat Camp, in which next date of hearing is fixed as 07-07-2022, in which petitioners and Respondents No 2 to 4 are arrayed in the penal of Respondents(in main Service Appeal No 11947 of 2020)
(Copy of Appeal is attached as Ann A)
2. That the main Department in the instant Appeal is in Peshawar.
3. That the process in the instant Appeal was issued from Peshawar office.
(Copy of promotion order is attached as Ann B)
4. That all the test, interviewed and whole process were conducted in Peshawar.
5. That respondent No 1, having no cause of action at Swat Camp, to file the instant Appeal at Swat, instead of Peshawar.

6. That the respondent no 1, moved an appeal in Peshawar.
(Copy of departmental Appeal is attached as Ann C)
7. That most of the petitioners belong to Peshawar, to persue their stance at Swat Camp is hard for them.
8. That the appeal is in early stage, and there is no embargo to transfer the same, from Swat Camp to Peshawar.
9. That important rights of petitioner is involved in the instant transfer application.
10. That there is no legal embedment and hindrance in the way of issuance of the present transfer Order, while the issuance of an Order like present would prevent the justice from being defeated and would accelerate and expedite the pendency of cases.
11. That other ground if any will be raised at the time of argument.

IT IS, THEREFORE, MOST HUMBLY PRAYED THAT BY ACCEPTING THIS APPLICATION THE ABOVE CITED SERVICE APPEAL No 11947 of 2020 TITLED BAKHT SHAH VS DIRECTOR GENERAL AND OTHERS MAY KINDLY BE TRANSFERED FROM THE COURT OF SWAT CAMP TO THE COURT OF SERVICES TRIBUNAL BENCH AT PESHAWAR.

Dated: 04-07-2022

Petitioners (attorney)
Through

M 
Muhammad Zia Ullah

Advocate

**BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA,
PESHAWAR.**

Service Appeal No 11947/2020

Mr faizan and Others VS Bakht Shah Ali and Others

Affidavit :

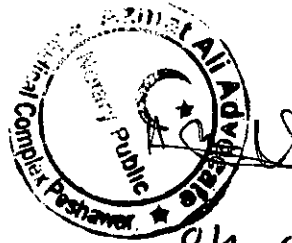
Mr faizan and Others Verified upon oath that all the contents of the instant petition are true and correct to the best of my Knowledge and belief and nothing has been concealed intentionally from this Honorable Court.

Petitioners

(attorney)

ATTESTED

D. J. Khan



04-07-2022

Amos "A"

(3)

(6)

BEFORE THE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA, PESHAWAR

Service Appeal No. 11947 of 2020

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 6545

Dated 9/7/2020

**Bakht Shah Ali s/o Bahramand Khan resident of Tekdarai
Tehsil Khwaza Khela Swat**

.....Appellant

VERSUS

1. Director General (extension) Live Stock & dairy Development
Bacha Khan Chowk Peshawar , Khyber Pakhtunkhwa .
2. Director Breed improvement and reforms Bacha Khan Chawak
KPK
3. District Live Stock Officer Saidu Sharif Swat
- x 4. Mr Faizan Khan Junior Clerk at the office of district director
Torghar
5. Mr Fayaz Ahmad Junior Clerk at the office of the director general
live stock & Dairy development Khyber Pakhtunkhwa Peshawar
6. Mr Zahid Jamal Junior Clerk at the office of the director general
live stock & Dairy development Khyber Pakhtunkhwa Peshawar
- x 7. Mr Tariq Iqbal Junior Clerk at the office the director live stock &
experiment station Jaba District Mansehra
8. Mr Muhammad Ismail Junior Clerk at the office of the District
Director live stock experiment station Jaba District Mansehra

Filed to-day

Registrar

9/7/2020

Not submitted to-day
and filed.

Registrar

13/15/2020

× 9. Mr Masood Shah Junior Clerk at the office of the District Director
live stock Nowshera

10. Mr. Saeed Ul Hassan Junior Clerk at the office of the Director
General live stock & Dairy development Khyber Pakhtunkhwa

× 11. Mr Sayed Muhammad Adnan Junior at the office of the District
live stock Tank

12. Mr Rahat Shah Junior Clerk at the office of the Director General
live stock & Dairy development Khyber Pakhtunkhwa

× 13. Mr Romail Mahfooz Junior Clerk at the office of the Director
General live stock experiment station Jaba District Mansehra

14. Mr. Muhammad Shakeeb ur Rehman Junior Clerk at the office of
the Director General live stock & Dairy development Khyber
Pakhtunkhwa

× 15. Mr. Sajjad ur Rehman Junior Clerk at the office of the District
Director live stock Kohat

16. Mr. Wali Ullah Junior Clerk at the office of the Director General
live stock & Dairy development Khyber Pakhtunkhwa

× 17. Mr. Asad Ullah Junior Clerk at the office Director General Karak

18. Mr. Muhammad Asif Junior Clerk at the office of the Director
General live stock & Dairy development Khyber Pakhtunkhwa
Peshawar

× 19. Mr Fahimullah Khan Clerk at the office of the Director General
live stock Swabi

20. Mr Muhammad Zain Ul Abideen Junior Clerk at the office of the
Director General live stock & Dairy development Khyber
Pakhtunkhwa Peshawar

21. Mr. Asad Iqbal Junior Clerk at the disposal of director merged Area livestock & Dairy development Warsak road Peshawar

22. Mr. Aftab Ahmad Junior Clerk at the disposal of director merged area live stock & Dairy development Warsak road Peshawar

23. Mr. Adnan Ahmad Junior Clerk (BPS-11) at the disposal of Director merged area livestock & Dairy development Warsak road Peshawar

24. Mr. Sareer Khan Junior Clerk (BPS-11) at the office of the sheep development sub division Hassan Khel Peshawar

25. Mr. Dil Jan Khan Junior Clerk (BPS-11) at the disposal of director merged area live stock & Dairy development Warsak road Peshawar

26. Mr. Muhammad Junaid Jan Junior Clerk (BPS-11) at the disposal of director merged area live stock & Dairy development Warsak road Peshawar

27. Mr. Khan Ullah Junior Clerk (BPS-11) at the disposal of director merged area live stock & Dairy development Warsak road Peshawar

28. Mr Aftab Anwar Daftari (B-04) after the impugned order Junior Clerk (BPS-11) posted at unknown place.

.....Respondents

Appeal under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act , 1974 against the promotion Orders dated 15.05.2019 and 22.07.2019 which is not communicated , whereas the Junior colleagues of the appellant Class - IV respondent No 4-28 were promoted to the post of Junior Clerks, against

~~4~~ (9)

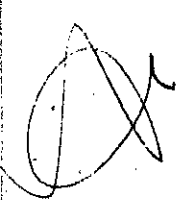
that order departmental Appeal dated 04-06-2020 vide diary No. 2797 has not been responded.

Prayer in Appeal:

On acceptance of this Service Appeal the Appellant may kindly be declared fit and senior for promotion to the post of Junior clerk against the reserve 33 % quota for promotion from amongst the Class IV employees on the basis of seniority - cum - fitness, and Orders dated 15-05-2019 and 27-07-2019 and may kindly be set aside which are null and void in the eye of law. . The Appellant has got prior right for the purpose of promotion against reserve quota with all back and consequential benefits.

Or

Any other relief deems proper may also be allowed in favor of appellant against the respondents for the end of justice.


Respectfully Submitted

1) That the appellant was appointed as Chowkidar-cum-beshti in BPS 1 in the office of the district officer livestock & diary development Swat against the vacant post at C.V.D Azad Bandai as per Govt. Rules/ policy with terms and condition written on Page No. 02 of Notification No. E-2/488-9/EDO(A) Swat dated Amankot 10-03-2010. During his entire Departmental services the appellant performed his duties to the best of his potentials, with full devotion and commitment till date.

(Copy of order dated 10-03-2010 annexed as annexure "A")

2) That as per law and rules of the concern department any Govt. Servant serving as Class IV having the requisite qualification has the right to be promoted to the post of Junior Clerk from Class IV with 33% reserve quota on the basis of seniority - cum - fitness as appellant has improved his academics faculties with the passage of

(10)

time and have been rewarded with degrees of master of English and bachelor of Law.

(Copy of educational testimonials are annexed as annexure "BI-BXVII")

- 3) That according to the process of recruitment and promotion in the concern department all the Class IV having the requisite Qualification may be promoted to the post of Junior Clerk according to the 33 % promotion quota as per rules.
- 4) That the petitioner since their appointment as Class IV performing his duties with great zeal and devotion and with the passage of time improved his abilities made himself eligible for promotion according to the rules.
- 5) That the Appellant since his appointment requested the department for his inter se seniority through which he can understand his promotional turn according to the prescribed procedure as he has to be promoted on the basis of seniority - cum - fitness but the same is till date not provided to the Appellant with their ulterior and Malafide intention to adjust their own blue eyed ones , which they almost achieved by promoting Juniors to the Appellant to the next higher post i.e. Junior Clerk and left behind the present Appellant without any proper and just reason.
- 6) That the Appellant when not succeeded by receiving the information on account of his seniority turn also came to know about the promotion process of the Junior colleagues submit applications to the respondent department and but the efforts of appellant were proved fruitless. Furthermore the appellant maneuver all the ways and means for finding the truth about the promotion notification in question but finds no hands till date. Now appellant after reasonable effort the appellant took the photo copies of the impugned orders dated 15-05-

(8) (11)

2019 and 22-07-2019 from the already filed appeals by the other appellants.

(Copies of the orders along with better copies are annexed as annexure CI-CVI).

7) That cases were prepared and placed before the departmental promotion committee meeting in respect of Class IV employees the name of the Appellant was not included in the list of promotion due to biased approach of the respondents No. 1 & 2 but the Junior most employees / colleagues of the Appellant were promoted without scrutiny of the deserving candidates.

8) That the Appellant submitted departmental appeal for promotion to the post of Junior clerk while having the requisite qualification despite this the same is not being responded and Junior most colleagues were consider for promotion according to the impugned orders.

Di
(Copy of the departmental appeal is attached as annexure DI-DIV).

9) That the act and omission of the respondents by not promoting the present Appellant is illegal, unlawful, without lawful authority and against the law and facts, hence liable to be set aside inter alia on the following grounds.

A. That the Appellant has not been treated in accordance with law, his guaranteed and secured rights under the law and Constitution has been violated through the impugned orders.

B. That the respondents are not moving in accordance with law by not considering the appellant for the post of Junior clerk as per his due rights.

- C. That the apparent conduct of the respondents is tainted with malice, similarly favoritism, nepotism & political interference prevailed in the process of promotion, thus the promotion orders is discriminatory and need to be corrected for the end of justice.
- D. That according to the method of recruitment Promotion all the Class - IV having the requisite qualification have the right to be promoted and are eligible for promotion as per rules laid down by the statute.
- E. That the appellant has not been treated as per notified gazetted rules by the respondents which deprived the appellant from his due rights of promotion despite the fact of fulfilling the required qualifications and experience.
- F. That Government Department is duty bound to ensure the elimination of all forms of exploitation for the gradual fulfillment of the fundamental principles. State is duty bound to remove disparity in the income and earning of individuals under Article 37 & 38 of the Constitution. Moreover the state shall provide basic necessities of life to the individual citizen.
- G. That under Article 25 of the Constitution of the Islamic Republic of Pakistan 1973 , all citizen are equal before law , no discrimination is permitted amongst the citizens , thus the discrimination meted out to the Appellant in the granting of promotion is illegal , highly discriminatory and not sustainable in the eye of law and Judicial norms.
- H. That inaction on the part of respondents is adversely affecting the appellant career; hence the proprietary demands that the appellant

should be promoted from the initial date of promotion as allowed to the similarly placed colleagues whom been promoted to higher posts.

I. That the Appellant while posted in the respondents department performing their duties with honesty great zeal and devotion to the entire satisfaction of the superiors without any complaint what so ever.

J. That the Superior Courts have repeatedly held that where a point of law is decided by the Superior Courts that cover the cases of all those civil servants who have not litigated than the good governance require that the benefit of such judgment should also be extended to those who may not participate in the litigation instead of compelling them to approach the Service Tribunal or any other forum Reference can be made to cases reported as SCMR 1996Page 1185. 2009 SCMR Page 1. The Appellant being similarly placed is also entitled to similar treatment meted out to their counter parts.

K. That the appellant seeks the permission of this honorable Court to rely on additional grounds at the hearing of this appeal. It is, therefore, prayed that the service appeal as prayed for in the heading of this Appeal may please be accepted in favor of the Appellant against the respondents.

It is, therefore very humbly prayed that, On acceptance of the instant appeal the impugned orders passed by respondents No.1 and 2 dated 15-05-2019 and 22-07-2019, may kindly be declare illegal, unlawful, without lawful authority, against the service rules & regulation, hence of no legal effect may kindly be set-aside and the name of the Petitioner may kindly be included in the final seniority list of Junior clerk with all back benefits.

Any other remedy which is just appropriate may also be awarded though not specifically prayed in this particular service appeal.

Petitioner

Bali

Bakht Shah Ali S/o Bahramand Khan

Through

Ashraf Ali Khan Advocate
(Advocates High court)

Certificate:-

It is certified that no such like Departmental appeal is pending or filed by the Petitioner before this honorable tribunal or any other competent forum.

Date: 01-10-2020

Petitioner

Bali

Bakht Shah Ali S/o Bahramand Khan

Through

Ashraf Ali Khan Advocate
(Advocates High court)

Better Copy.

Annex "B"

75

Directorate General Extension Live stock and Dairy Development Khyber
Pakhtunakha

Bacha Khan Chowk Charssadda Road Peshawar

Tell: 091-9210276

Dated Peshawar 15/05/2019

No.2425-51/1/154 Promotion

ORDER:

On recommendation of the department promotion committee (DPC in the meeting dated 30.04.2019 the competent authority is please to approve promotion the following officials Daftaries & Claus-IV) to the post of Junior Clerk (BPS-11) of the Live Stock and Dairy Development Deptt. Extension Wing) Khyber Pakhtunkhwa with immediate effect.

Daftaries

S.No.	Name of the official	Promotion to the post of
1.	Fayaz Ahmad Daftari (B-05)	Junior clerk (BPS-11)
2.	Asad Iqbal Daftari (B-04)	Junior clerk (BPS-11)
3.	Aftab Anwar Daftari (B-04)	Junior clerk (BPS-11)
4.	Adnan Ahamad Daftari (B-04)	Junior clerk (BPS-11)
5.	Sareer Khan Daftari (B-04)	Junior clerk (BPS-11)
Class -IV		
1.	Mr. Zahid Jamal (Lab Attendant Bs-03)	Junior clerk (BPS-11)
2.	Mr. Muhammad zainul Abedeen (Cattle Attendant Bs-03)	Junior clerk (BPS-11)
3.	Mr. Saeed-UI Hassan (Cattle Attendant Bs-03)	Junior clerk (BPS-11)
4.	Mr. Muhammad Ismail Chowkidar (BS-03)	Junior clerk (BPS-11)
5.	Mr. Rahat Shah Naib Qasid (BS-03)	Junior clerk (BPS-11)
6.	Mr. Muhammad Shakib ur Rehman Chowkidar(BS-03)	Junior clerk (BPS-11)
7.	Mr. Wali Ullah Behishti (BS-03)	Junior clerk (BPS-11)
8.	Mr. Muhammad Asif (Cattle Attendant BS-03)	Junior clerk (BPS-11)
9.	Mr. Muhammad Dil Jan Khan (Cattle Attendant (BS-03)	Junior clerk (BPS-11)
10.	Mr. Muhammad Junaid Jan Chowkidar (BS-03)	Junior clerk (BPS-11)
11.	Mr. Muhammad Khanullah Naib Qasid (BS-03)	Junior clerk (BPS-11)

The official will be on probation for a period of one year and terms of Section 6 (2) of the Khyber Pakhtunkhwa Act 1973 read with the rule 15 of Khyber Pakhtunkhwa Civil Servant (Appointment Promotion and transfer) Rules 1989.

Sd/-

(DR.SHER MUHAMMAD)
DIRECTOR GENERAL

Copy of even Numbers and dates.

Forwarded to the

1. Accountant General Khyber Pakhtunkhwa Peshawar
2. Director Cattle breeding and dairy farm Harichand
3. Director livestock and dairy development newly merged area Warsak Road Peshawar.
4. District director livestock Peshawar, Karak, Charsadda & Hangu.
5. District Account Officer Peshawar, Karak, Charsadda, Orakzai & Hangu.
6. Assistant Director livestock and dairy development tribal district Orakzai.
7. Office Nazir (Local)
8. Official concerned.

ORDER:

On recommendation of the department promotion committee (DPC of the promotion of the following officials Daftaries & Claus-IV) to the post of Junior Clerk (BPS-11) vide Director General Live Stock and Dairy Development Deptt. Extension Wing) Khyber Pakhtunkhwa promotion order No.2226 -51 dated 15.05.2019 their further transfer posting is here by made is under in the best interest of public service with immediate effect.

S.No	Name of Official	From	To
1	Mr. Faizan Khan Junior clerk (BPS-11)	Office of the Director General live stock and dairy development Khyber Pakhtunkhwa Peshawar	Office of the District Director Torghar Against the vacant post of Junior clerk (BPS-11)
2	Mr. Fayaz Ahmad Junior clerk (BPS-11)	Office of the Director General live stock and dairy development Khyber Pakhtunkhwa Peshawar	Office of the Director General live stock and dairy development Khyber Pakhtunkhwa Peshawar vice S.No.1
3	Mr. Zahid Jamal Junior clerk (BPS-11)	Office of the Director General live stock and dairy development Khyber Pakhtunkhwa Peshawar	Office of the Director General live stock and dairy development Khyber Pakhtunkhwa Peshawar against vacant post of Junior clerk BPS-11
4	Mr. Tariq Iqbal Junior clerk (BPS-11)	Office of the District Director livestock Peshawar	Office of the Director livestock experiment station Jaba District Mansehra against the vacant post of Junior clerk (BPS-11)
5	Mr. Muhammad Ismail Junior clerk (BPS-11)	Office of the District Director livestock Peshawar	Office of the District Director livestock against S.No.4
6	Mr. Masood Shah Junior clerk (BPS-11)	Office of the Director General live stock and dairy development Khyber Pakhtunkhwa Peshawar	Office of the District Director livestock Nowshera against the vacant post of Junior Clerk (BPS-11)
7	Mr. Saeed Ul Hassan Junior clerk (BPS-11)	Office of the District Director livestock Peshawar	Office of the Director General livestock & Dairy Development Khyber Pakhtunkhwa vice No.6 <i>director</i>
8	Mr. Sayed Muhammad Adnan Junior clerk (BPS-11)	Office of the District Director livestock Peshawar	Office of the District Live Stock Tank against the vacant post of Junior Clerk (BPS-11)
9	Mr. Rahat Shah Junior clerk (BPS-11)	Office of the Director Cattle Breeding and dairy form Harichand.	Office of the Director General livestock & Dairy Development Khyber Pakhtunkhwa vice No.8
10	Mr. Romail Mahfooz Junior clerk (BPS-11)	Office of the Director General live stock and dairy development Khyber Pakhtunkhwa Peshawar	Office of the Director livestock experiment station Jaba District Mansehra against the vacant post of Junior clerk (BPS-11)
11	Mr. Muhammad Shakeeb ur Rehman Junior clerk (BPS-11)	Office of the Director General live stock and, dairy development Khyber Pakhtunkhwa Peshawar	Office of the Director General livestock & Dairy Development Khyber Pakhtunkhwa vice No.10
12	Mr. Sajjad Ur Rehman Junior clerk (BPS-11)	Office of the Director General live stock and dairy development Khyber Pakhtunkhwa Kohat	Office of the District Director livestock Kohat against the vacant post Junior Clerk (BPS-11)
13	Mr. Wali Ullah Junior clerk (BPS-11)	Office of the District Director live stock Hangu	Office of the Director General live stock and dairy development Khyber Pakhtunkhwa Peshawar vice S.No.12
14	Mr. Asad Ullah Junior clerk (BPS-11)	Office of the Director General live stock and dairy development Khyber Pakhtunkhwa Peshawar	Office of the Director General Karak against the vacant post Junior Clerk (BPS-11)
15	Mr. Muhammad Asif Junior clerk (BPS-11)	Office of the District Director live stock Karak	Office of the Director General live stock and, dairy development Khyber Pakhtunkhwa Peshawar vice S.No.14
16	Mr. Fahimullah Khan Junior clerk (BPS-11)	Office of the Director General live stock and dairy development Khyber Pakhtunkhwa Peshawar	Office of the Director General live stock Swabi against the vacant post of Junior Clerk (BPS-11)
17	Mr. Muhammad Zain Ul abidneen Junior clerk (BPS-11)	Office of the District Director livestock Peshawar	Office of the Director General live stock and dairy development Khyber Pakhtunkhwa Peshawar vice S.No.16
18	Mr. Asad Iqbal Junior clerk (BPS-11)	Office of the Director General live stock and dairy development Khyber Pakhtunkhwa Peshawar	At the disposal of Director Merged Area livestock and dairy development warsak road Peshawar.
19	Mr. Aftab Ahmad Junior clerk (BPS-11)	Office of the Director General live stock and dairy development Khyber Pakhtunkhwa Peshawar	At the disposal of Director Merged Area livestock and dairy development warsak road Peshawar.



20	Mr. Aslam Ahmad Junior Clerk (HS-11)	Office of the Director General, Livestock & Dairy Development, Khyber Pakhtunkhwa, Peshawar	At the disposal of Director, Peshawar Livestock & Dairy Development, Wazir Road Peshawar
21	Mr. Saqeer Khan Junior Clerk (HS-11)	Office of the Director General, Livestock & Dairy Development, Khyber Pakhtunkhwa, Peshawar	Office of the Sheep Development Officer, Division Hayat Khel, Peshawar sub-division of Janton & Besh, Rd.
22	Mr. Dilam Khan Junior Clerk (HS-11)	Office of the Director General, Livestock & Dairy Development, Khyber Pakhtunkhwa, Peshawar	At the disposal of Director, Wazir Road Livestock & Dairy Development, Wazir Road Peshawar
23	Mr. Mohammad Junaid Jun Junior Clerk (HS-11)	Office of the District Director, Livestock, Charsadda.	At the disposal of Director, Wazir Road Livestock & Dairy Development, Wazir Road Peshawar
24	Mr. Khanullah Junior Clerk (HS-11)	Office of the Assistant Director, Livestock & Dairy Development, Tribal District, Deraizai	At the disposal of Director, Wazir Road Livestock & Dairy Development, Wazir Road Peshawar

Sd/-
(Dr. Sher Muhammad)
DIRECTOR GENERAL

Copy of even number and date

Forwarded to the

1. Accountant General, Khyber Pakhtunkhwa, Peshawar
2. Director, Cattle Breeding and Dairy Farm, Harichand
3. Director, Livestock and Dairy Development, New IV Merged Area, Warsak Road, Peshawar
4. Director, Livestock Experiment Station, Jaba District, Manshera
5. District Director, Livestock, Fergana, Peshawar, Nowshera, Tank, Swabi, Kohat, Karak, Charsadda and Hangu.
6. District Accounts Officer, Fergana, Peshawar, Nowshera, Tank, Swabi, Kohat, Karak, Charsadda, Manshera, and Hangu.
7. Assistant Director, Livestock & Dairy Development, Tribal District, Deraizai
8. Sheep Development Officer, sub-Division, Hussain Khel, Peshawar
9. Office Nazir (Local)
10. Officials concerned.

(Dr. Alam Zeb)
DIRECTOR HEADQUARTERS



Better Copy

20	Mr. Adnan Ahmad Junior clerk (BPS-11)	Office of the Director General live stock and dairy development Khyber Pakhtunkhwa Peshawar	At the disposal of Director Merged Area livestock and dairy development warsak road Peshawar.
21	Mr. Sareer Khan Junior clerk (BPS-11)	Office of the Director General live stock and dairy development Khyber Pakhtunkhwa Peshawar	Office of the Sheep Development Sub Division Hassan Khel Peshawar
22	Mr. Dil Jan Khan, Junior clerk (BPS-11)	Office of the Director General live stock and dairy development Khyber Pakhtunkhwa Peshawar	At the disposal of Director Merged Area livestock and dairy development warsak road Peshawar.
23	Mr. Muhammad Juniad Jan Junior clerk (BPS-11)	Office of the District Director Livestock Charsadda	At the disposal of Director Merged Area livestock and dairy development warsak road Peshawar.
24	Mr. Khan Ullah Junior clerk (BPS-11)	Office of the Assistant District Livestock & dairy development tribal district orakzai	At the disposal of Director Merged Area livestock and dairy development warsak road Peshawar.

Sd/-
(DR. SHER MUHAMMAD)
DIRECTOR GENERAL

Copy of even Numbers and dates.
Forwarded to the

1. Accountant General Khyber Pakhtunkhwa Peshawar
2. Director Cattle breeding and dairy farm Harichand
3. Director livestock and dairy development newly merged area Warsak Road Peshawar.
4. Director Livestock experiment station Jabba District Mansehra.
5. District director livestock Torgar, Peshawar, Newshehra, Tank, Swabi, Kohat, Karak, Charsadda & Hangu.
6. The District Account Officer Torgar, Peshawar, Newshehra, Tank, Swabi, Kohat, Karak, Charsadda, Mansehra & Hangu.
7. Assistant Director livestock and dairy development tribal district Orakzai.
8. Sheep Development officer, sub Division Hassan Khel Peshawar
9. Office Nazir (Local)
10. Official concerned.

(ALAM ZEB)
DIRECTOR HEAD QUARTER

BEFORE DIRECTOR GENERAL EXTENTION LIVE STOCK AND DIARY DEVELOPMENT (EXT.) PESHAWAR

Departmental Appeal No. _____ of 2020

Bakht Shah Ali s/o Bahramand Khan resident of Tekdargai Tehsil Khwaza Khela Swat

..... Petitioner

VERSUS

1. Director General extension livestock and diary development Peshawar.
2. District Livestock Officer Swat at Saidu Shurif Swat.

..... Respondents

Appeal against the impugned orders 15-05-2019 and 22-07-2019 of the respondents whereby the Petitioner name has been illegally, unlawfully without any cogent reason not included in the final seniority list of junior clerks.

PRAYER:

On acceptance of the instant departmental appeal the impugned orders passed by respondents dated 15-05-2019 and 22-07-2019 may kindly be declare illegal, unlawful, without lawful authority, against the Departmental rules & regulation, hence of no legal effect may kindly be set-aside and the name of the Petitioner may kindly be included in the final seniority list of Junior clerk with all back benefits.

D (ii)



21

Respectfully Sheweth:

Brief facts of the case give rise for filing the instant departmental appeal are as under;

- 1) That the Petitioner was appointed as Chowkidar-cum-beshti in BPS 1 in the office of the district officer livestock & diary development Swat against the vacant post at C.V.D Azad Bandai as per Govt. Rules/ policy with terms and condition written on Page No. 02 of Notification No. E-2/488-9/EDO(A) Swat dated Amankot 10-03-2010. During his entire Departmental services the Petitioner performed his duties wholeheartedly, with full devotion and commitment till date.

(Copy of appointment letter / Endst: No. E-2/488-9/EDO(A) Swat dated Amankot 10-03-2010 annexed)

- 2) That the respondent No.1 asked the Petitioner to reach the office of the respondent No.1 with all the credentials in hand on account of his promotion to the post of Junior Clerk through cell phone.

- 3) That the Petitioner attend the office of respondent No.1 on mentioned dated and produce all the credentials from matric to M.A English and L.L.B degrees. Furthermore the petitioner has served the department concern for the last 10 years till date.

All documents are annexed

- 4) That the respondent No. 1 issued the final seniority list of junior clerks, wherein the respondents didn't examined the credential provided by the petitioner, all the promoted candidates were non meritorious while I was the only candidate falling within the ambit of the requirement provided by the statutes. Which is seniority cum fitness. (Copy of impugned order is annexed)

5) That feeling aggrieved from the above mentioned order the Petitioner is filling this petition before respondent No.1 on the following ground.

GROUNDS:-

- a) That the impugned order / notifications are illegal, perverse, discriminatory, whimsical against the law and facts, unlawful and void ab-initio.
- b) That through impugned order / notification great injustice and discrimination has been done to the Petitioner through which un-meritorious candidates to the Petitioner has been included in the seniority list while the name of Petitioner has not been included. Which is against law and norms of justice.
- c) That the impugned order is against the service rules, procedure, policy and a non speaking one, which is not maintainable and against the principles of natural justice as well.
- d) That the respondents issued the impugned orders / notification without applying their legal mind while the impugned orders have issued in cursory manner.
- e) That the impugned orders / notifications are in direct conflict with precedents set by superior courts.
- f) That denial of the respondents is illegal, immoral and against the principles of equal and fair treatment with the petitioner on the part of respondents.

A

3) That same other grounds will also be agitated before respondent No.1 with the prior permission of the respondent No.1

It is, therefore very humbly prayed, On acceptance of the instant departmental appeal the impugned orders passed by respondents No.1 dated 15-05-2019 and 22-07-2019, may kindly be declare illegal, without lawful authority, against the service rules & regulation, hence of no legal effect, and is ineffective upon the rights of the appellant thus may kindly be set-aside and the name of the Petitioner may kindly be included in the final seniority list of Junior clerk with all back benefits.

Any other remedy which is just appropriate may also be awarded though not specifically prayed for in this departmental Appeal.

Petitioner

Bakht Shah Ali S/o Behramand Khan

Through

(Advocates High court)

Ashraf Ali Khan Advocate

Certificate:-

It is certified that no such like Departmental appeal is pending or filed by the Petitioner before this honorable tribunal or any other competent forum.

dated 4-6-2020

Petitioner

Bakht Shah Ali S/o Behramand Khan

Through

(Advocates High court)

Ashraf Ali Khan Advocate

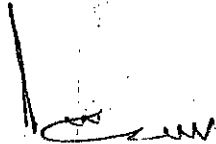
24

The present appeal was submitted on 09.07.2019 which was returned to the counsel for the appellant being a premature asking therein to resubmit the same after maturity of cause of action. Today i.e. on 25.09.2020 counsel for the appellant resubmitted the same which is returned again to the counsel for the appellant for removing the following deficiencies within 15 days.

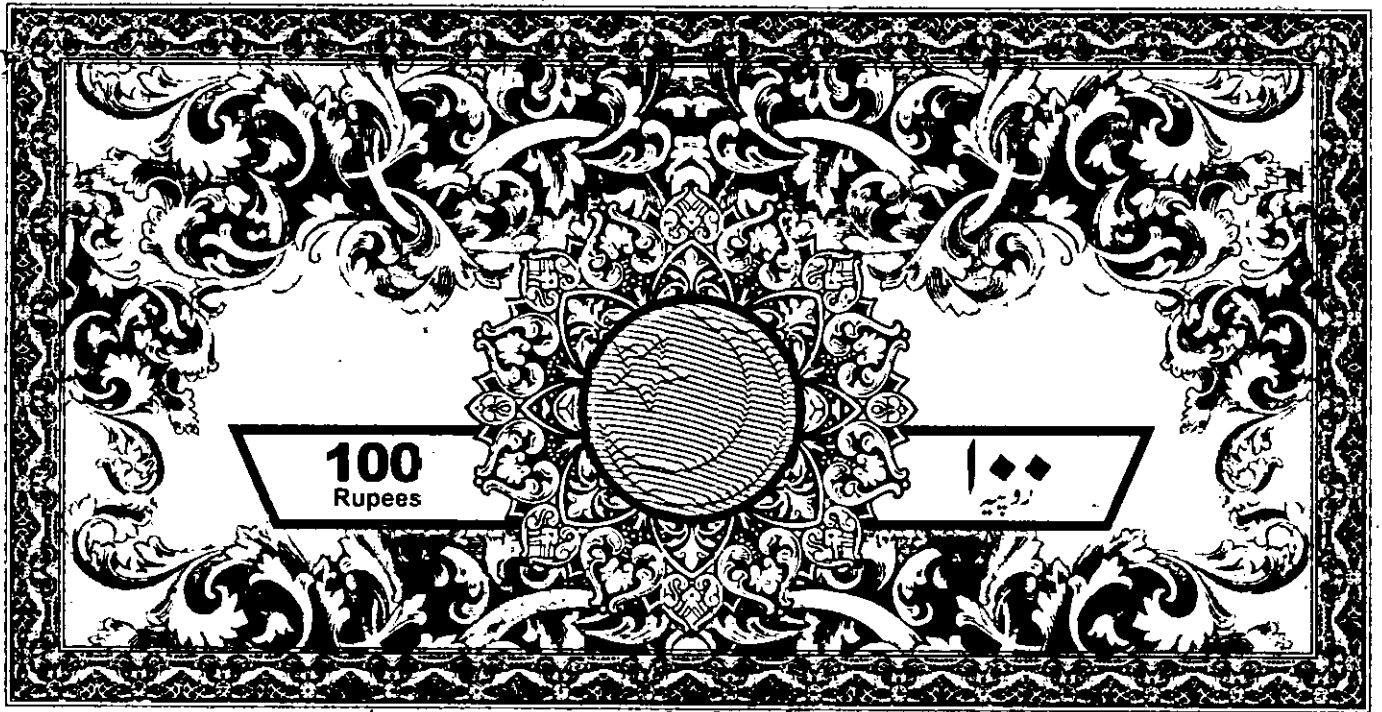
- 1- Copies of impugned orders dated 15.05.2019 and 22.07.2020 mentioned in the heading of appeal are not attached with the appeal which may be placed on it.
- 2- Sub-section 4 of rule-6 of the Service Tribunal rules 1974 requires that every civil servant to whom the relief claimed may affect shall also be shown as respondent.
- 3- Three copies/sets of the appeal along with annexures i.e. complete in all respect for Tribunal and one for each respondent may also be submitted with the appeal.

No. 2796 /S.T,

Dt. 29/09 /2020


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Ashraf Ali Khan Adv. Swat.



مختیار نامہ خاص برائے پیروی مقدمہ

مقدمہ (۱) مصیبت خان و میرزا محمد علی صاحب
 (۲) طارق اقبال صاحب و محمد اسحاق صاحب

درینوقت بقائمی حوش و حواس اقرار کر کے لکھ دیتے ہیں کہ ہمارا ایک مقدمہ زیر سماعت ہے جس میں میں
 بوجہ ذاتی مصروفیات و پردہ نشینی از خود عدالت حضور میں پیش ہونے سے قاصر ہیں لہذا اپنی جانب سے
 کسی دلچسپان ولد حلال مرغان کو مقدمے میں مختیار خاص مقرر کر کے اختیار دیتے ہیں کہ وہ ہماری جانب سے مقدمہ کی پیروی کرے، بیان دیوے، رضی نامہ کرے،
 جواب الجواب داخل کرنے، مقدمہ اپیل داخل کرے، وکیل مقرر کرے، بیان چلنی جمع کرے، شہادت دیوے،
 درخواست جواب درخواست دیوے نیز جملہ کاروائی جو وقتاً فوقتاً ضروری ہو کرنے کا مجاز ہے، اپیل نگرانی نظر ثانی
 کرے، مقدمہ بے دخلی دائر کرے، اجراء کرے، ہندو رہی داخل کرے، خرچہ خوردہ داخل کرے اور خلاف دائر
 شدہ مقدمات میں پیروی اور جواب دہی وغیرہ دیکھل کرے اور سن اختیار دہندہ اس کی جملہ اقدامات کی کاروائی
 کی پابند رہے گا۔ مختیار موصوف عدالت ابتدائی سے تا عدالت عالیہ سپریم کورٹ آف پاکستان میں کارروائی کی
 پابند رہے گا۔ مختیار موصوف عدالت ابتدائی سے تا عدالت عالیہ سپریم کورٹ آف پاکستان میں کارروائی ہماری
 جانب سے کرنے کا مجاز ہے۔

الرقوم: 120

لہذا مختیار نامہ خاص بحق۔ حلال خان و ولد حلال مرغان دیا تاکہ سند آ رہے اور بوقت ضرورت کام آئے۔

العبد اختیار گریہندہ قادر

فادر خان دلو کھور 04 گواہ نمبر ۲

پتہ: پورہ انڈیا

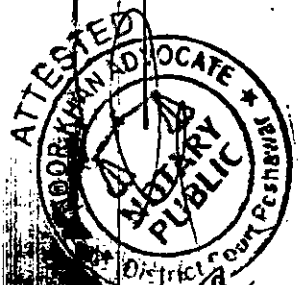
شناختی کارڈ نمبر 3-93 86 93-072 15302

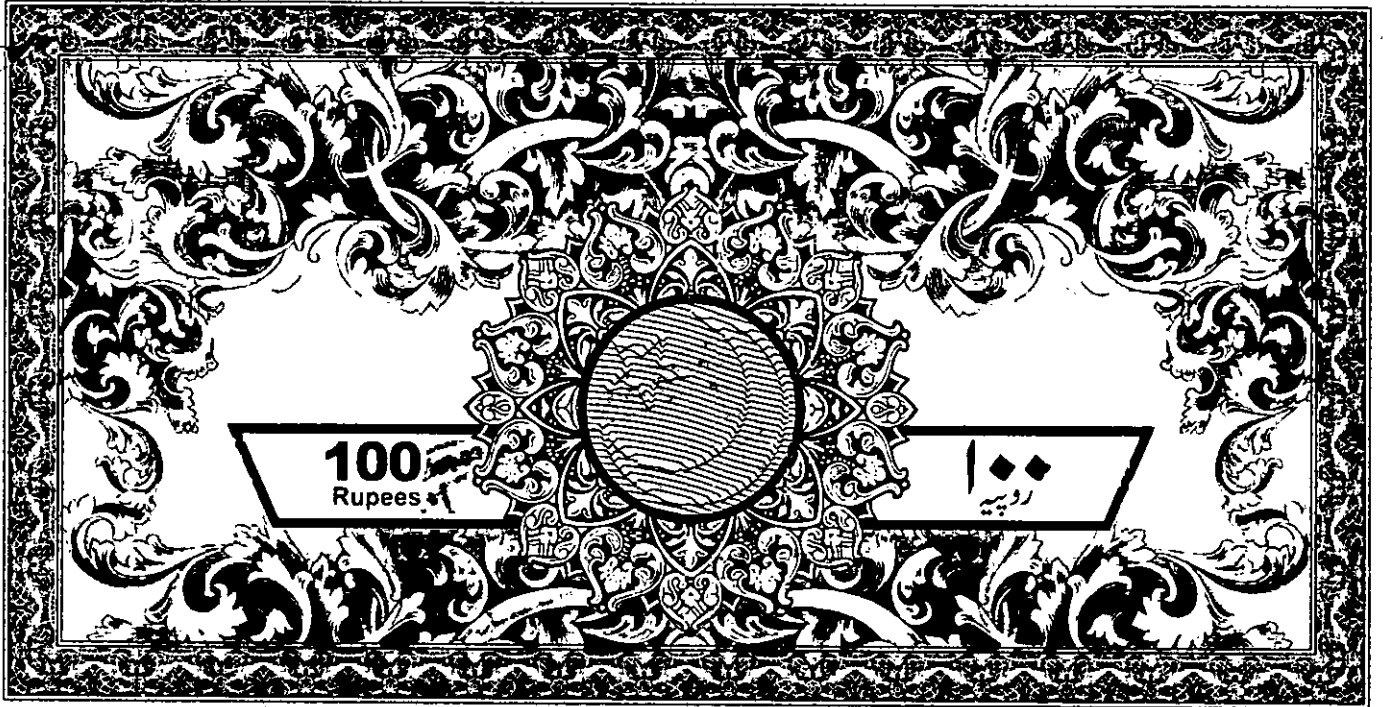
العبد اختیار دہندہ برآمدت الد

پتہ: پورہ انڈیا حلال طور خان گواہ نمبر ۱

پتہ: پورہ انڈیا کورڈمیر

شناختی کارڈ نمبر 3-38233 153027





Shahid
_____ /
_____ /
_____ /

Shahid
_____ /
_____ /
_____ /

Shahid
_____ /
_____ /
_____ /

Fazl
_____ /
_____ /
_____ /

Shahid
_____ /
_____ /
_____ /

Shahid
_____ /
_____ /
_____ /

Shahid
_____ /
_____ /
_____ /

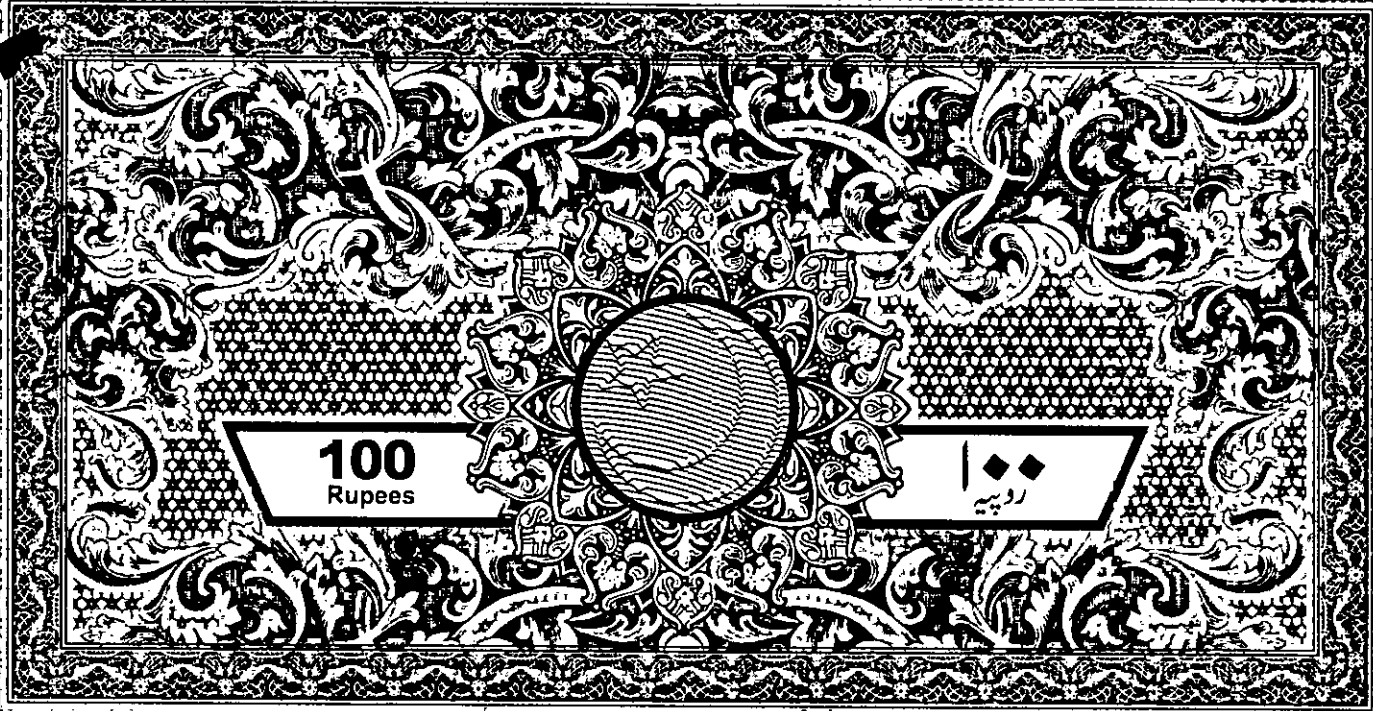
Shahid
_____ /
_____ /
_____ /

Shahid
_____ /
_____ /
_____ /

Shahid
_____ /
_____ /
_____ /

Ramul
_____ /
_____ /
_____ /

Rahat shahid
_____ /
_____ /
_____ /



100
Rupees

₹

<i>[Signature]</i> _____	M. Anand _____	Asambhar _____	<i>[Signature]</i> _____
<i>[Signature]</i> _____	<i>[Signature]</i> _____	<i>[Signature]</i> _____	<i>[Signature]</i> _____
Admas _____	Affab _____	Asad Jafar _____	<i>[Signature]</i> _____
<i>[Signature]</i> _____	<i>[Signature]</i> _____	<i>[Signature]</i> _____	<i>[Signature]</i> _____
<i>[Signature]</i> _____	M. Javed _____	<i>[Signature]</i> _____	<i>[Signature]</i> _____
<i>[Signature]</i> _____	<i>[Signature]</i> _____	<i>[Signature]</i> _____	<i>[Signature]</i> _____
<i>[Signature]</i> _____	<i>[Signature]</i> _____	<i>[Signature]</i> _____	<i>[Signature]</i> _____
<i>[Signature]</i> _____	<i>[Signature]</i> _____	<i>[Signature]</i> _____	<i>[Signature]</i> _____



2ء منجانب

صدر ضلع خوشاب
منجانب بنام

مورخہ

مقدمہ

دعویٰ

جرم

ڈرائیفر ایسٹیمینٹ

باعث تحریر آنکے

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے بیروی وجواب دہی وکل کاروائی متعلقہ آن مقام سینٹور کیلئے محمد ضیاء اللہ اریڈو ویٹ مائی کرٹ سینٹور مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ پر حلف دیئے جواب دہی اور اقبال دعویٰ اور بصورت ڈگری کرنے اجراء اور وصولی چیک دروپنیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق زبیریں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم بیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و بیروی کرنے کا مختار ہوگا۔ از بصورت ضرورت مقدمہ مذکور کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ پرداختہ منظور قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے وہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ بیروی مذکور کریں۔ لہذا ذاکالت نامہ لکھد یا کہ سند رہے۔

2022ء

07

ماہ

04

المرقوم

العہد گاہ العہد

کے لئے منظور ہے۔

سینٹور

مقام

طقت تہان علی
منجانب

طہان علی (منجانب)

Signature