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REGISTERED  
No. C.P. 428-P,429-P & 2442/2020  
And C.M.A. 782-P,783-P/2020 - SCJ  
**SUPREME COURT OF PAKISTAN**

Islamabad, dated 28-11-2023

From The Registrar,  
Supreme Court of Pakistan,  
Islamabad.

To The Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

Subject: CIVIL PETITION 428-P,429-P AND 2442/2020  
A/W CMA.782-P & 783-P/2020

Khyber Pakhtunkhwa  
Service Tribunal

Diary No

Dated

9595  
29/11/23

District Police Officer, Swat and others

(in C.P.428-P/2020)  
(in C.M.A.782-P/2020)  
(in C.P.429-P/2020)  
(in C.M.A.783-P/2020)

Hameed Ullah

(in C.P.2442/2020)

Versus

Hameed Ullah

(in C.P.428-P/2020)  
(in C.M.A.782-P/2020)  
(in C.P.429-P/2020)  
(in C.M.A.783-P/2020)  
(in C.P.2442/2020)

Arif

District Police Officer, Swat and others

On appeal from the Order/Judgment of the Khyber Pakhtunkhwa Service Tribunal, Peshawar dated 22/07/2020 in Appeal-930/2019 and Appeal-932/2019

Dear Sir,

I am directed to enclose herewith a certified copy of the Order/Judgment of this Court dated 30/10/2023 dismissing C.P.428-P & 429-P/2020, dismissing as withdrawn C.P.2442/2020, and dismissing as infructuous the above cited CMAs in the terms stated therein for information and further necessary action.

Please acknowledge receipt of this letter along with its enclosure immediately.

Encl: Order/Judgment:

Yours faithfully,

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

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

**PRESENT:**

MR. JUSTICE IJAZ UL AHSAN  
MR. JUSTICE JAMAL KHAN MANDOKHAIL  
MR. JUSTICE MUHAMMAD ALI MAZHAR

**Civil Petition No.428-P of 2020, C.M.A.782-P of 2020 in C.P.428-P of 2020, C.P.429-P of 2020, C.M.A.783-P of 2020 in C.P.429-P of 2020**

**AND**

**C.P.No.2442 of 2020**

Against judgment dated 22.7.2020 K.P.K. Service Tribunal, Peshawar  
passed in Appeal No.930/2019

District Police Officer, Swat and others

In Civil Petition No.428-P of 2020, C.M.A.782-P of 2020 in C.P.428-P of 2020, C.P.429-P of 2020, C.M.A.783-P of 2020 in C.P.429-P of 2020

Hameedulah

In CP.2442/2020

**Petitioner(s)/  
Applicant(s)**

**VERSUS**

Hameed Ullah

C.P.428-P/2020 & C.M.A.782-P/2020 IN  
C.P.428-P/2020

Arif

C.P.429-P/2020 & C.M.A.783-P/2020 IN  
C.P.429-P/2020

DPO, Swat and others

In CP.2442/2020

**Respondent(s)**

For the Petitioner(s)/  
Applicant(s) :

Mr. Zahid Yousaf Qureshi, AOR for KP Govt.  
Nacem Hussain, DSP, Legal, Swat  
(In CPs.428,429-P/2020)

Dr. Adnan Khan, ASC  
(In CP. 2442/2020)

For the Respondent(s):

Mr. Muhammad Asif Yousafzai, ASC  
(In CPs.428,429-P/2020)

N.R.  
(In CP. 2442/2020)

Date of Hearing :

30.10.2023


**ORDER**

**Ijaz ul Ahsan, J.-**

**Civil Petition No.428-P of 2020,**  
**Civil Petition No.429-P of 2020:**

Leave to appeal is sought against a judgment of the Khyber Pakhtunkhwa Service Tribunal, Peshawar dated 22.07.2020. Through the impugned judgment, the service appeals filed by the respondents were allowed and they were reinstated into service with a direction that

**ATTESTED**

  
Court Associate  
Supreme Court of Pakistan  
Islamabad

the period during which they had not performed duty shall be counted towards their respective leave of the kind due.

2. We have heard the learned AOR at considerable length and gone through the record. We have also examined the documents filed by way of CMA No.8850/2023 which were filed pursuant to our dated 27.09.2023. In light of what has been stated in the documents, we have examined the judgment of the Tribunal. We find that the Tribunal has examined all legal and procedural aspects of the matter and recorded conclusions which are duly supported by the relevant principles of law on the subject. We have not found any legal or jurisdictional defect or error in the impugned judgment that may furnish basis or ground for grant of leave to appeal in the matter. Even otherwise, no question of law of public importance within the contemplation of Article 212(3) of the Constitution of Islamic Republic of Pakistan, 1973 has been raised through these petitions. Consequently, these petitions are dismissed. Leave to appeal is refused.

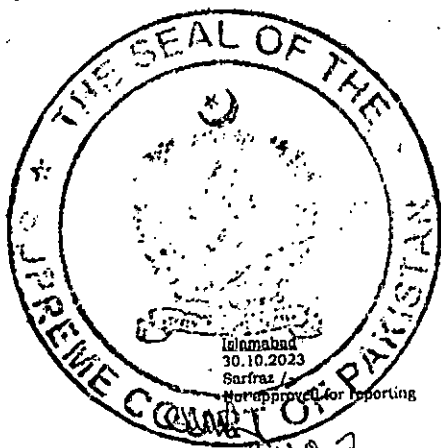
**Civil Petition No.2442 of 2020:**

The Learned counsel for the petitioner does not press this petition in order to approach the departmental authorities for the relief that he seeks. Dismissed as withdrawn.

**C.M.A.782-P of 2020 in C.P.428-P of 2020,**  
**C.M.A.783-P of 2020 in C.P.429-P of 2020:**

In view of the fact that main petitions have been dismissed; the CMAs have become infructuous. They are accordingly, dismissed.

Sd/-  
Sd/-  
Sd/-



107/11/23

Certified to be True Copy  
Court Associates  
Supreme Court of Pakistan  
Islamabad