

**BEFORE THE SERVICES TRIBUNAL KHYBER PAKHTUNKHWA, PESHAWAR**

**Execution Petition No.243/2023.  
In Service Appeal No.862/2017**

**Khyber Pakhtunkhwa  
Service Tribunal**

**MR. Syed Nasir Hussain**

Diary No. **9/604**

Versus

Dated **30/11/23**

**PROVENCAIL POLICE OFFICER GOVT. OF KHYBER PAKHTUNKHWA PESHAWAR AND  
OTHERS.**

Subject: **APPLICATION FOR DETACHMENT OF SALARY OF RESPONDENT NO.04  
(SECRETARY FINANCE).**

Dear Sir,

I am directed to submit:

- (i). That in the subject case the appellant has filed service appeal for monetary back benefit for their remaining period of absent.
- (ii). That the above Execution Petition was fixed for hearing before the Hon,able Service Tribunal Khyber Pakhtunkhwa Peshawar on **12.10.2023**.
- (iii). That the Honble Court has attached the salaries of the Respondants in the said case.
- (iv). That the matter regarding monetary benefit relates to Provincial Police Officer (Respondent No.1).
- (v). That Secretary Finance Department (Respondent No.04) in the subject appeal is proforma party and has therefore no legal role to play in the issues of monetary benefits/reinstatement in service.

It is therefor **requested** that;

- On acceptance of the instant application, salary of the respondent No.04 (Secretary Finance) may kindly be **detached**.

**Through/AAG Concerned/**

**Respondant No 04  
Dated 16.11.2023**

2<sup>th</sup> Oct. 2023

24B

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1. Learned counsel for the petitioner present. Mr. Asad Ali Khan, Assistant Advocate General present.

2. Despite several opportunities granted to the respondents, they have failed to submit implementation report. Therefore, salaries of the respondents are attached in the manner as prescribed under Section-60(1)(i) of the code of Civil Procedure, 1908 till further orders. The Accountant General Khyber Pakhtunkhwa shall submit report in writing that the salaries of the respondents are actually attached. To come up for submission of implementation report on 20.11.2023 before S.B. P.P given to the parties.

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\*Mutazem Shah\*

(Kalim Arshad Khan)  
Chairman

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*Handwritten note:*  
13/11/23  
AIG legal. 1203456

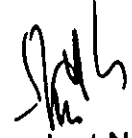


**GOVERNMENT OF KHYBER PAKHTUNKHWA  
FINANCE DEPARTMENT**

**MOST IMMEDIATE  
COURT MATTER**

**AUTHORITY LETTER.**

Mr. Hashmatullah Superintendent (Litigation-II) Section, Finance Department is authorized to attend the Service Tribunal Khyber Pakhtunkhwa Peshawar, Service Appeal No.862/2017 in case titled Syed Nasir Hussain versus Government of Khyber Pakhtunkhwa on behalf of Secretary Finance Government of Khyber Pakhtunkhwa.

  
Respondant No.4  
Finance Department  
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**BEFORE THE SERVICES TRIBUNAL KHYBER PAKHTUNKHWA,**  
**PESHAWAR**

**Mr. Syed Nasir Hussain**  
**Service Appeal No. 862/2017**  
**Execution Petition No.243/2023**

Versus

Secretary to Govt. of Khyber Pakhtunkhwa Finance Department and others.

**Parawise Comments/Reply on Behalf of Secretary Finance Govt. of Khyber Pakhtunkhwa Respondent No.04.**

**AFFIDIVAIT**

I, Hashmatullah Superintendent, Govt.of Khyber Pakhtunkhwa Finance Department do hereby solemnly affirm and declare on oath that the contents of Application in Service Appeal No.862/2017 on behalf of Secretary to Govt. of Khyber Pakhtunkhwa Finance Department is true and correct to the best of my knowledge and belief and that nothing has been concealed from the Honourable Tribunal.The case is still subjudice in the court of law. It is further stated on oath that in this appeals, the answering respondents have neither been placed ex-party nor their defense has been struck off.

*Hashmatullah*  
Deponent *Hashmatullah*  
*Suptd.*

**ATTESTED**



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