

BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,

PESHAWAR

Service Appeal No. 1456/2018
in
Execution No. 465/2023

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 10033

Dated 21-12-2023

Fazle Ghafoor (Appellant)

Versus

Inspector General of Police Khyber Pakhtunkhwa etc (Respondents)

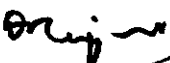
Subject: **APPLICATION FOR THE RELEASE OF SALARIES OF RESPONDENTS**

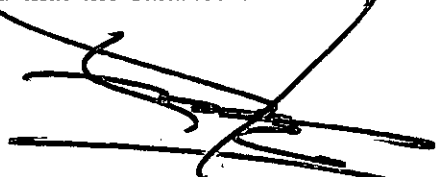
The respondents humbly submit as under:-

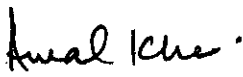
1. That on 15.11.2023 KP, Service Tribunal vide order Sheet dated 15.11.2023 attached the salaries of the respondents in Service Appeal No.1456/2018 & Execution Petition No.465/2023 in case Fazle Ghafoor VS Inspector General of Police Khyber Pakhtunkhwa, Peshawar due to non submission of implementation report. (Copy annex at Annexure-A)
2. That, due to some unavoidable circumstances the implementation report was not submitted on date fixed, however the respondents submitted the implementation report vide Order Sheet dated 29.11.2023 (Copy annex at Annexure-B)
3. That vide Office of the Accountant General of Khyber Pakhtunkhwa, Peshawar No.Lit/S.T/Attachment of salary/2023/Vol-II 1795-1800 dated 13.12.2023 the salaries of the respondent are attached till further orders. (Copy annex at Annexure-C)
4. The department has already submitted the requisite Implementation report on 29.11.2023, but despite of that the salaries of respondents have not been released.


PRAYERS

Keeping in view of above, it is humbly prayed that the salaries of the respondents may graciously be released, please.


(ABBAS MAJEED KHAN MARWAT)^{PSP}
Deputy Inspector General of Police,
Telecomm: & Transport,
Khyber Pakhtunkhwa, Peshawar.
(Respondent No.02)


(SYED ASHFAQ ANWAR)^{PSP}
Chief Capital Police Officer,
Peshawar.
(Respondent No.03)


(AWAL KHAN)^{PSP}
Additional Inspector General of Police,
HQRs Khyber Pakhtunkhwa, Peshawar.
(Respondent No.04)


(SAKHTAR HAYAT KHAN)^{PSP}
District Legal Officer,
Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.
(Respondent No.01)

BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,

PESHAWAR

Execution No. 465/2023
in
Service Appeal No. 1456/2018

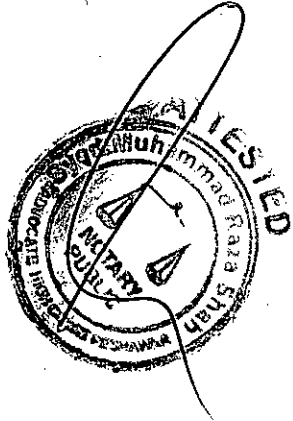
Inspector General of Police, Khyber Pakhtunkhwa etc.....(Appellants)

Versus

Fazal Ghafoor..... (Respondent)

AFFIDAVIT

I, Abbas Majeed Khan Marwat, Deputy Inspector General of Police, Telecommunication & Transport, Khyber Pakhtunkhwa, Peshawar do hereby solemnly affirm on oath that the contents of application for release of salaries are correct to the best of my knowledge/ belief. Nothing has been concealed from this Hon'ble Service Tribunal.



Abbas Majeed Khan Marwat
(ABBAS MAJEED KHAN MARWAT) ^{PSP}
Deputy Inspector General of Police,
Telecommunication & Transport,
Khyber Pakhtunkhwa, Peshawar

BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,

PESHAWAR

Execution No. 465/2023

in

Service Appeal No. 1456/2018


Inspector General of Police, Khyber Pakhtunkhwa etc.....(Appellants)

Versus

Fazal Ghafoor..... (Respondent)

AUTHORITY LETTER

Mr. Saeed Khan DSP/ Telecommunication & Transport, Khyber Pakhtunkhwa, Peshawar is authorized to submit salary release application on behalf of Police Department in above mentioned case.


(ABBAS MAJEED KHAN MARWAT) ^{PSP}
Deputy Inspector General of Police,
Telecommunication & Transport,
Khyber Pakhtunkhwa, Peshawar

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BEFORE THE SERVICES TRIBUNAL, KHYBER PAKHTUNKHWA, PESHAWAR

Execution petition no. 465/2023

Service Appeal No: 1456/2018

Date of judgment: 08/05/2023

Khyber Pakhtunkhwa Service Tribunal

Diary No. 6307

Dated 6/7/2023

Fazal Ghafoor, Inspector

Posted at Police School of Telecommunication, Peshawar

.....Appellant

V E R S U S

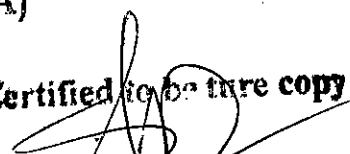
1. Inspector General of Police, Khyber Pakhtunkhwa, Peshawar.
2. Deputy Inspector General of Police, Telecom, Khyber Pakhtunkhwa, Peshawar.
3. Chief Capital Police Officer, Peshawar.
4. Additional Inspector General of Police, Headquarters, Khyber Pakhtunkhwa, Peshawar

.....Respondents

**PETITION FOR IMPLEMENTATION/
EXECUTION OF THE JUDGMENT
AND ORDER DATED 08/05/2023
PASSED BY THIS HON'BLE
TRIBUNAL IN LETTER AND SPIRIT.**

Respectfully Sheweth:

1. That the petitioner filed service appeal in this Hon'ble Tribunal which was accepted by this Hon'ble Tribunal vide judgment dated 08/05/2023. (Copy of judgment dated 08/05/2023 is attached as Annexure-A)

Certified to be true copy

 MEMBER
 Khyber Pakhtunkhwa
 Service Tribunal
 Peshawar



11th Nov. 2023

1. Learned counsel for the petitioner and Mr. Habib Anwar Additional Advocate General present.
2. Nobody is present on behalf of the respondents nor judgment has been implemented. 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 respondents are actually attached. To come up for implementation report on 27.11.2023 before S.B. P.P given to the parties.

(Kalim Arshad Khan)
Chairman

27th Nov. 2023

01. Counsel for the petitioner present. Mr. Habib Anwar, Addl. AG alongwith Suleman, S.I (Legal) for the respondents present.
02. Implementation report has not been submitted. Learned AAG informed that most of the process has been completed at the level of the respondent department and implementation report will be submitted by tomorrow. Granted. To come up for implementation report on 28.11.2023 before the S.B. Parcha Peshi given to the parties.

(Farceha Paul)
Member(E)

Fazle Subhan, P.S

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar



29th Nov. 2023

01. Petitioner present in person. Mr. Habib Anwar, Addl. AG alongwith Muhammad Saeed; DSP (Legal) for the respondents present.

02. Departmental representative produced copy of order dated 28.11.2023 vide which the petitioner has been promoted to the rank of Officiating Inspector on notional basis w.e.f. 23.01.2018 conditionally subject to the outcome of CPLA in the august Supreme Court of Pakistan. In view of the above, the judgment of the Tribunal stands implemented. File be consigned.

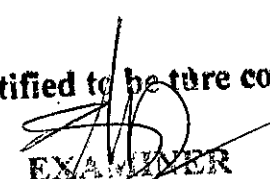
03. *Pronounced in open Court at Peshawar and given under my hand and the seal of the Tribunal on this 29th day of November, 2023.*


(FARLEHA PAUL)
Member(E)

Kuzlo Subhan, PS

Date of Presentation of Application 24-12-23
Number of Words _____
Copying Fee 11/-
Urgent 11/-
Total 20/-
Name of _____
Date of Copying 24-12-23
Date of Delivery 24-12-23

Certified to be true copy


EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar



OFFICE OF THE
INSPECTOR GENERAL OF POLICE,
KHYBER PAKHTUNKHWA
CENTRAL POLICE OFFICE,
PESHAWAR.
PH: 091-9210239

Dated, Peshawar the 28.11.2023.

NOTIFICATION.

No. CPO/E-II/2023/PROMOTION/614 In compliance with the judgment dated 08.05.2023 in Service Appeal No.1456/2018 of the Honorable Khyber Pakhtunkhwa Service Tribunal and subsequent Execution Petition No.456/2023 for its implementation and duly approved by the Competent Authority, Sub-Inspector Fazal Ghafoor now retired of Telecommunication Khyber Pakhtunkhwa is hereby promoted to the rank of Officiating Inspector on notional basis w.e.f 23.01.2018 with his colleagues already promoted vide CPO notification No.210/E-III, dated 23.01.2018, provisionally & conditionally subject to the outcome of CPLA in the august Apex Court of Pakistan.

Sd/-

(AWAL KHAN) PSP

Addl Inspector General of Police HQrs
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

Encls: No. & date given

Copy forwarded to the:-

1. Addl IG of Police HQrs Khyber Pakhtunkhwa
2. DIG of Police HQrs Khyber Pakhtunkhwa
3. DIG of Police Telecommunication Khyber Pakhtunkhwa
4. AIG of Police Legal (CPO) Peshawar
5. Registrar Services Tribunal Khyber Pakhtunkhwa Peshawar
3. Office Superintendent (CPO) Senior Branch (CPO) Peshawar
5. Officer concerned

DR. AHMED ULLAH, PSP
AIG/Establishment,
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

Handwritten notes and signatures in the left margin, including 'Fazal Ghafoor' and other illegible text.

Handwritten notes at the bottom left, including 'F. Ghose' and 'MS/DSPT/2023'.

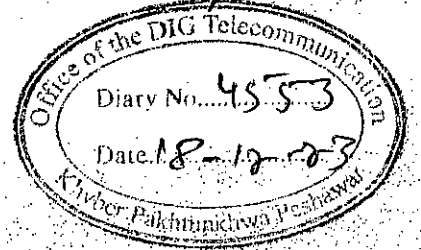


Office of the
Accountant General
 Fort Road, Khyber Pakhtunkhwa
 Peshawar Pakistan
 Phone: 091 921 1250-54

No. Lit/S.T/Attachment of salary/2023/Vol-II **1795-1800**
 To,

Dated: **13** 12.2023

The Accounts Officer,
 Payroll.....06.....



SUBJECT: - ATTACHMENT OF SALARY

Please refer to Registrar Khyber Pakhtunkhwa Service Tribunal letter No.3657/ST dated 23.11.2023 Peshawar & order sheet Dated: 15.11.2023 on the subject noted above.

As per Court orders in Appeal No.1456/2018, the monthly salary of below mentioned officer be attached till further orders.

1. **Inspector General of Police, Khyber Pakhtunkhwa Peshawar.**
2. **Deputy Inspector General of Police, Telecom, Khyber Pakhtunkhwa Peshawar.**
3. **Chief Capital City Police Officer, Peshawar.**
4. **Additional Inspector General of Police, Head Quarters Khyber Pakhtunkhwa Peshawar.**

Accounts Officer
 (Litigation)

Copy is forwarded to the:-

1. Registrar Service Tribunal, Khyber Pakhtunkhwa, Peshawar with reference to the above quoted Order Sheet.
2. Inspector General of Police, Khyber Pakhtunkhwa Peshawar.
3. Deputy Inspector General of Police, Telecom, Khyber Pakhtunkhwa Peshawar.
4. Chief Capital City Police Officer, Peshawar.
5. Additional Inspector General of Police, Head Quarters Khyber Pakhtunkhwa Peshawar.

Accounts Officer
 (Litigation)

Handwritten notes:
 Attached
 DSP Telecom
 18/12/23

Handwritten notes:
 Attached
 DSP Telecom

Handwritten note:
 Resol

SP/Tele
 SP/MT
 Dy Dir/Tele
 DPO/MT
 OS/Tele
 OS/Tele
 SP/Tele
 SP/Tele
 OAS/Tele
 E/Branch/Tele
 ACR/Clerk Tele
 GSI/Tele
 Pension Clerk

Y.DIG/Tele

Handwritten notes:
 18/12/23
 18/12/23
 18/12/23