

BEFORE THE HONORABLE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR

Office of the Registrar
District Peshawar

Registration No. 10330

Dated: 04-1-24

Execution Petition No. 761/2023 in
Service Appeal No. 727/2016
Noor Rehman
Head Constable, District Kohat

..... Appellant

VERSUS

1. Government of Khyber Pakhtunkhwa, through Inspector General of Police Peshawar.
2. Regional Police Officer, Kohat
3. District Police Officer, Kohat
4. Mr. Lal Farid Khan, Inquiry Officer / DSP City Kohat

..... Respondents

REPLY / OBJECTION PETITION ON BEHALF OF THE RESPONDENTS

Respectfully Sheweth:-
Preliminary Objections:-

- i. That order/judgment of the Honorable Tribunal has been implemented, therefore, the petition has got no cause of action.


On Facts:-

1. Appeal filed by the petitioner was accepted by this Honorable Tribunal, however, the respondent department has filed CPLA before the Honorable Supreme Court of Pakistan which is still pending for adjudication.
2. That in compliance with the judgment of the Honorable Tribunal. The respondent department has reinstated the petitioner. At present he is posted in Police Lines Kohat. **(Copy of reinstatement order and posting order are enclosed).**
3. Incorrect, the annexures being enclosed with the reply undoubtedly shows that order / judgment of this Honorable Tribunal has already been implemented, thus the petition has got no cause of action and the instant execution petition is liable to be dismissed.

4. Incorrect, since order / judgment of the Tribunal has been implemented. Therefore, the petitioner has got no cause of action to file the instant execution petition.
5. That when the judgment of the Honorable Tribunal is implemented, therefore, the question of implementation does not arise under the circumstances.

PRAYER:-

It is therefore, requested that since order / judgment of the Honorable Khyber Pakhtunkhwa Service Tribunal has been accordingly implemented by the respondent department, therefore, the instant execution petition may kindly be dismissed with costs.


(FARHAN KHAN) PSP
District Police Officer,
Kohat
(Respondent No. 3)

ORDER

In compliance with the judgment dated 21.08.2023, passed by Khyber Pakhtunkhwa the Service Tribunal Peshawar in service appeal No. 727/2016 and approval of competent authority vide CPO letter No. 6914/ Legal dated 28.11.2023, Ex-Constable Noor Rehman No. 95 is hereby reinstated in service conditionally and provisionally subject to outcome of CPLA. The issue of back benefits is subject to outcome of CPLA lodged by the Police Department in the Apex court.

OB NO. 1031 /SRC
Dated. 05/12 /2023


DISTRICT POLICE OFFICER,
KOHAT

OFFICE OF THE DISTRICT POLICE OFFICER KOHAT

No. 7881-82 /SRC, dated Kohat the 5/12 /2023.

Copy for necessary action to the: -

1. DSP Legal / Reader / Pay Officer / OHC.
2. Appellant for information.

*Attested
Adnan*



DISTRICT POLICE KOHAT
POSTING CHART

OSI
BRANCH
KOHAT

PERSONAL INFORMATION:-

Belt No:	120	Desig	const:
Name:	Noor Rehman	Promotion:	
Father Name	Abdul Rehan	Contact No:	0333-9644272
Date of Birth	05.06.1978	CNIC No:	14301-4864103-7
Date of Enlistment:	22.06.2001	Blood Group:	AB+
Education:	10th	Home PS:	MRS
Address:	Naye Abadi Bhadar Kot		
Courses:			
Present Posting	Police Lines		
Date of Posting:	11.12.2023		



PICTURE

POSTING RECORD

Police No S/No	Natur of duty	Place of posting	From	To
120 : 1	Reinsted in CPLA	Police Lines	11.12.23	till

*Attested
Noor Rehman*