

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

Execution Petition No. 821/2023 in  
Service Appeal No. 1468/2022  
Khanwada  
Head Constable, District Kohat

..... Appellant

**VERSUS**

Khyber Pakhtunkhwa  
Service Tribunal

Case No. 10364

Dated 5-1-2024

1. Regional Police Officer, Kohat
2. District Police Officer, Kohat

..... Respondents

**REPLY / OBJECTION PETITION ON BEHALF OF THE RESPONDENTS**

**Respectfully Sheweth:-**  
**Preliminary Objections:-**

- i. That the Inspector General of Police, Khyber Pakhtunkhwa and Chief Secretary to the Government of Khyber Pakhtunkhwa are necessary parties, but the petitioner has not cited them respondents in the instant execution petition who are necessary parties and without arraying them as respondents. The execution petition is legally defective and the petitioner is barred from moving the instant petition. The instant petition is therefore, liable to be dismissed in limine.
- ii. That order/judgment of the Honorable Tribunal has been implemented, therefore, the petition has got no cause of action.

**On Facts:-**

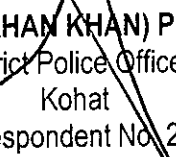
1. Appeal filed by the petitioner was accepted by this Honorable Tribunal, however, the respondent department has filed CPLA before the Honorable Supreme Court of Pakistan which is still pending for adjudication.
2. That in compliance with the judgment of the Honorable Tribunal. The respondent department has reinstated the petitioner. At present he is posted as Muharrir Police station Jarma 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.

5-1-24

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. 2)

ORDER

In compliance with the judgment dated 14.09.2023, passed by Khyber Pakhtunkhwa Service Tribunal Peshawar in service appeal No. 1468/2022 and consequent upon approval by the competent authority vide CPO letter No. 7072/ Legal dated 06.12.2023, Ex-Head Constable Khan Wada No. 550 is hereby reinstated into service conditionally and provisionally subject to outcome of CPLA. The issue of back benefits is also subject to outcome of CPLA lodged by the Police Department in the Apex court.

OB NO. 1068 /SRC  
Dated. 14-12-2023

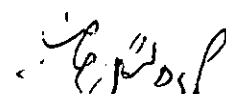
  
DISTRICT POLICE OFFICER,  
KOHAT

OFFICE OF THE DISTRICT POLICE OFFICER KOHAT

No. 8059-62/SRC, dated Kohat the 15/12/2023.

- Copy for necessary action to the: -
- ✓ 1. DSP Legal Kohat with the direction to pursue the case / objection petition to the extent of back benefits as directed by AIG Legal CPO Peshawar vide letter quoted above.
  2. Reader / Pay Officer / OHC.
  3. Appellant for information.

Attested  
Adilwan



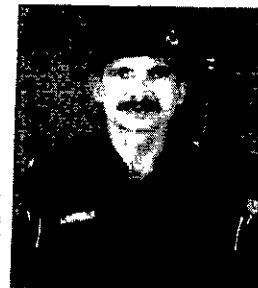


**DISTRICT POLICE KOHAT**  
**POSTING CHART**

**OSI**  
**BRANCH**  
**KOHAT**

**PERSONAL INFORMATION:-**

|                    |                  |              |                 |
|--------------------|------------------|--------------|-----------------|
| Belt No:           | 566              | Desig        | IHC             |
| Name:              | Khan wada        | Promotion:   |                 |
| Father Name        | Zikreya Khan     | Contact No:  | 0333-9679693    |
| Date of Birth      | 10.04.1971       | CNIC No:     | 14203-2039668-9 |
| Date of Enlistment | 10.01.1993       | Blood Group: | O+              |
| Education:         | 10th             | Home PS:     | Shah Salim      |
| Address:           | Shanwa Gudi Khel |              |                 |
| Courses:           | intermediate     |              |                 |
| Present Posting    | PS Jarma         |              |                 |
| Date of Posting:   | 01.01.24         |              |                 |



**PICTURE**

**POSTING RECORD**

| Police No S/No | Natur of duty                 | Place of posting        | From     | To       |
|----------------|-------------------------------|-------------------------|----------|----------|
| 566 1          | Course                        | Elite Tectical 08 Weeks | 13.03.22 | 28.05.22 |
| 566 2          | GD                            | PS Jamra                | 28.05.22 | 08.07.22 |
| 566 3          | compulsory retired            | No.8482-84/PA           | OB-221   | 28.07.22 |
| 566 4          | Reinsted Ob-1068/SRC 14.12.23 | Police Lines            | 15.12.23 | 01.01.24 |
| 566 5          | GD                            | PS Jarma                | 01.01.24 | till     |

*Attested  
Police*