

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

PESHAWAR

CM No: _____/2024

In Service Appeal No 146 of 2021

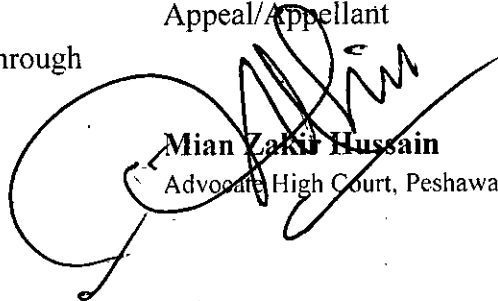
Asif Ali

Versus

Provincial Police officer and others

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Appeal/Appellant
Through

Mian Zakir Hussain
Advocate High Court, Peshawar.

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

PESHAWAR

CM No: _____/2024

In Service Appeal No 146 of 2021

Khyber Pakhtunkhwa
Service Tribunal
Diary No. 10456
Dated 09-1-2024

Asif Ali (Ex-Constable)

Son of Rahim Ali

Resident of Shaho Khel, Tehsil and District, Hangu

.....APPELLANT

Versus

1. **Provincial Police officer,**
Government of Khyber Pakhtunkhwa, Peshawar

2. **The Regional Police officer/DIG,**
Kohat Region,

3. **The District Police Officer, Hangu**

.....RESPONDENTS

APPLICATION FOR CONDONATION OF DELAY(IF ANY)

Respectfully sheweth;

1. That subject appeal has been pending adjudication before this august court, which is fixed for hearing on 10.01.2024.

2. That grounds of main appeal may please be considered a part and parcel of this application.

3. That the present applicant /appeal is an ex-constable, who after his dismissal by respondent No.3, preferred departmental appeal before respondent No.2 on 18.07.2021 and the same was also dismissed by respondent No.2. It is pertinent to mention here that said order pertaining to dismissal of departmental appeal was not sent to appellant. On repeated visits to the office of respondent No.2, the said order was communicated to him on 15.11.2021 on his requests by filing applications. **[Annexed-AA]**
4. That delay (if any) in filing of subject appeal is liable to be condoned in view of express provision of section 30 of the Khyber Pakhtunkhwa Epidemic Control and Emergency Relief Act, 2020 which has frozen the period of limitation as contained in any other law in force in the province.
5. That even otherwise, the impugned order herein is so unjust and void that it is liable to be set aside.
6. That the delay (if any) in filing the instant revision is neither deliberate nor intentional on the part of the applicant but is due to the good and sufficient reasons shown herein above.

It is therefore most humbly prayed that on acceptance of this application, this august court may be pleased condone the delay (if any) in filing of main appeal and same may be decided on merits in accordance with law. .

Through

Appeal/Appellant

Mian Zahir Hussain

Advocate High Court, Peshawar.

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**PESHAWAR**

CM No: _____/2024

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Asif Ali

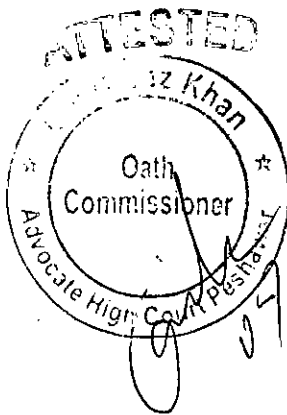
Versus

Provincial Police officer and others

AFFIDAVIT

I, **Asif Ali** (Ex-Constable) Son of Rahim Ali, Resident of Shaho Khel, Tehsil and District, Hangu do hereby solemnly affirms and declare on oath that the contents of the enclosed Writ Petition are true and correct to the best of my knowledge and belief. That nothing has been concealed from the court, which it is necessary to disclose.


DEPONENT
CNIC# 14101-8302728-7



Form-AA

(4)

بجرت جواب DPo مطابق مناد

مہا عالی!

لڈاش ک جاتا صیغہ سوال سررس ٹیونیل آپیل دائرہ چاہیے .
لڈا بڈلڈہ دفعہ سے امداد صیغہ سوال کو برہاسٹ شدہ آرڈر؟
ایکجیڈ آرڈر DPo مطابق ماغنون دینے کا ہم ہمارے معنی .

تحریر 11
2021

الغافل

Asifali

آپ کو ابھی فرما سالیہ لیل؟ اضا علی بن 153 ضلع منڈو .

Annex AA

5

محبت جناب DP صاحب ملگو

جناب عالی!

گزارش ہے کہ سٹی محکمہ پولیس میں بطور کنسٹیبل
ڈیوٹی سرانجام دے رہا تھا۔ جسکو مورخہ 07-07-2021 کو محکمہ
سے برخواست کیا گیا تھا جس کے لئے سٹی نے جناب صاحب
کو Departmental Appeal دائر کیا تھا جس کو فائل کیا گیا تھا من
سٹی کے علم میں نہیں لایا گیا تھا اب سٹی نے Service Tribunal میں
دائر کرنا چاہتا ہے سٹی کو Departmental Appeal کیے جناب صاحب
کا فائل شدہ آرڈر مع کاندہاٹ سٹی کا حکم صادر فرما کر مسترد فرمائیں۔

آگیا تابع سالف کاپیل آصف علی بیہ 153 صلح ہنڈر

15 November
2021

الع

Mob = 0351.9350427

ATTESTED