

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.**

**Service Appeal No. 158/2024**

**Dr. Alam Zeb**

**Khyber Pakhtunkhwa  
Service Tribunal**

Diary No. 10791

Dated 26/1/24

VERSUS

1. Government of Khyber Pakhtunkhwa through Secretary Chief Secretary Khyber Pakhtunkhwa Peshawar.
2. The Secretary to government of Khyber Pakhtunkhwa Live Stock Fisheries, and Cooperative Department, Peshawar.
3. The Secretary to Government of Khyber Pakhtunkwa Establishment Department Peshawar.

**APPLICATION FOR VACATION OF STATUS QUO GRANTED BY THIS HONORABLE  
SERVICE TRIBUNAL VIDE ORDER DATED 19/01/2024 IN SERVICE APPEAL NO.  
158/2024.**

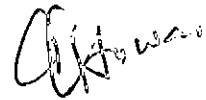
Respectfully Sheweth:

- 1- That the above mentioned appeal has been filed which is pending at adjudication and the next date is fixed for 26/01/2024.
- 2- The petitioner/respondents are aggrieved from the order of this honorable tribunal passed on 19/01/2024 whereby status quo has been ordered to be maintained.
- 3- Impugned order dated 19/01/2024 is illegal and against fact because the impugned order was obtained through concealment of facts as the appellant earlier filed writ petition No. 5154-P/2024 before the Honorable Peshawar High Court Peshawar whereby his case was finally decided on 18/01/2024 however the appellant concealed the same facts and this kept thus honorable Tribunal in dark.
- 4- That even the instant Service appeal is not entertainable as no final & conclude ordered had been issued by respondent till date. Therefore, in view of section 4 of Khyber Pakhtunkhwa Service Tribunal Act, the appeal is not maintainable.

- 5- That the impugned order has been passed without issuing notice to the respondent and thus the impugned order has been passed without according any opportunity hearing to the respondents/petitioners.

It is, therefore, most humbly prayed that the order dated 19/01/2024 passed by this honorable tribunal in service appeal mentioned above may kindly be recalled.

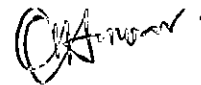
Through



**ADDITIONAL ADVOCATE GENERAL**  
Khyber Pakhtunkhwa  
Service Tribunal Peshawar

**Affidavit**

I, do hereby solemnly affirm and declare on oath that the contents of this application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.



**DEPONENT**

Additional Advocate General  
Khyber Pakhtunkhwa  
Service Tribunal Peshawar



26/1/24