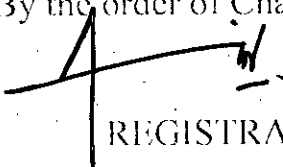


FORM OF ORDER SHEET

Court of _____

Appeal No. 176/2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	24/01/2024	<p>The appeal of Mr. Muhammad Asif Sultan received today by registered post through Mr. Muhammad Rizwan Khan/Advocate. It is fixed for preliminary hearing before touring Single Bench at D.I.Khan on _____ : Parcha Peshi is given to counsel for the appellant.</p> <p>By the order of Chairman  REGISTRAR</p>

The appeal of Mr. Muhammad Asif Sultan received today i.e on 11.12.2023 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1 ✓ Check list is not attached with the appeal.
- 2 ✓ Appeal has not been flagged/marked with annexures marks.
- 3 ✓ Affidavit is not attested by the Oath Commissioner.
- 4 ✓ Annexures of the appeal are unattested.
- 5- Copies of transfer order mentioned in para-3 of the memo of appeal (Annexure-B) are not attached with the appeal.
- 6 ✓ Page nos. 17, 18, 23 and 27 of the appeal are illegible which may be replaced by legible/better one.
- 7 ✓ Departmental appeal is unsigned.
- 8- Seven more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

No. 3846 /S.T.

Dt. 13/12/2023.

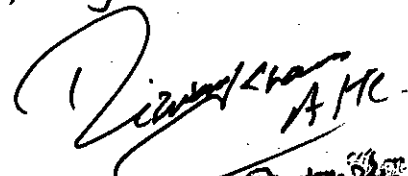


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

M. Rizwan Khan Adv.
High Court D.I.Khan.

Respected Sir,
NOT: All the objections mentioned above have been addressed except obj # 5, as the transferred order concerned is misplaced. However said document will be submitted during the proceedings, if found. Moreover, said document is saved with the respondents.

Through Counsel



Muhammad Rizwan Khan
Advocate High Court
District Bar, D.I. Khan
20/11/2024.

BEFORE THE SERVICE TRIBUNAL, KPK PESHAWAR

CAMP COURT AT DERA ISMAIL KHAN.

Service Appeal No.....176.....of 2023

Muhammad Asif Sultan **VERSUS** Govt. of KPK and others

SERVICE APPEAL

INDEX


S. No.	Particulars of documents	Annexure	Page
1.	Service appeal with affidavits		1-7
2.	Copy of CNIC of petitioner		8
3.	Copies of Service Record	A	9-12
4.	Copy of Transfer Letter	B	13
5.	Copies of Medical Record	C	14-24
6.	Copy of Application for Resign dated 10.07.2023	D	25-26
7.	Copy Of Impugn letter/order dated 10.07.2023	E	27
8.	Copy of Mercy Petition dated Postal Receipt	F	28
9.	Copy of Departmental appeal dated postal receipt	G	29
10.	Copy of endorsement application and postal Receipt	H	30-33
11.	Copy of notice and postal receipt		-
12.	Vakalatnama/power of attorney		34-35

Dated: 06/12/2023

Humble Appellant
M.Asif Sultan

Through Counsel's

Inayat Adel
Advocate at D.I.Khan


Muhammad Rizwan Khan
Advocate High Court, at D.I.Khan
6/12/23.

BEFORE THE SERVICE TRIBUNAL, KPK PESHAWAR

CAMP COURT AT DERA ISMAIL KHAN.

Service Appeal No.....176.....of 2023

Khyber Pakhtunkhwa
Service Tribunal

Case No. 9821

Dated 11-17-2023

Muhammad Asif Sultan Son of Abdul Hameed (Ex-warder attached to central prison D.I. Khan, Personal No. 739861, CNIC No. 1210142112479).
Address:- Mohallah Jumma Shah District Dera Ismail Khan.

(Appellant)

VERSUS

1. Government of Khyber Pakhtunkhwa Through Secretary Home & Tribal affairs Department KPK, Peshawar.
2. Inspector General of Prisons, Khyber Pakhtunkhwa, Peshawar.
3. Superintendent Circle Headquarter Prisons Dera Ismail Khan.
4. Superintendent Central Prison, Central Jail D.I. Khan.
5. District Account Officer Dera Ismail Khan.

(Respondents)

**SERVICE APPEAL UNDER SECTION 4 OF THE
KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT,
1974 AIMED AGAINST THE ILLEGAL, VOID, WITHOUT
FREE WILL, CONSENT AND CONTRARY TO LAW
RESIGNATION ORDER DATED AND WITHOUT
FOLLOWING THE PROCEDURE RULES & LAW.**

PRAYER IN SERVICE APPEAL

- a) On the acceptance of instant service appeal, this Hon'ble Tribunal may be pleased to declare the appellant's application for resignation as force, without free will, without consent and as inadmissible in the eyes of law and set aside resignation letter No.3600-02

2023
AHC
6/12/23

decision/order(s) dated 10-07-2023 as illegal, void ab-initio, ultra-vires, discriminatory, nullity in law, thus inoperative against the rights of appellant and reinstate the appellant with all the consequential benefits on the post of warder.

- b) To grant any other relief ex debito Justitia due to the appellant may please be extended in his favor as against the respondents.

Note: Addresses given above shall suffice the object of service.

Respectfully Sheweth,

The Appellant humbly submits as under:-

1. That through the instant appeal, the appellant humbly seeks indulgence of this Honourable Tribunal for setting aside the resignation application dated 10/07/2023 and as well as resignation order/letter No. 3600/02 dated 10/07/2023, passed by respondents No.2-3, whereby, the appellant was retired from his service with immediate effect.
2. That on dated 21-01-2015 Appellant was appointed in Prisons Department Khyber Pakhtunkhwa as a Warder in BPS 05 and later on was promoted to BPS 07. Copy of Appointment letter and Service record are enclosed as **Annexure-A.**
3. That with the Personal Number 73981, the Appellant has served the department in different districts including Bannu, Mardan, Lakki Marwat, Tank and Dera Ismail Khan. Copy of transfer letter is enclosed as **Annexure-B.**
4. That during his service, attached to central prison D.I. Khan, Appellant suffered from some minor mental illness but the same did not affect professional performance of the Appellant and the appellant continued to perform his duty diligently and efficiently. Copies of medical record are enclosed as **Annexure-C.**
5. That in the year of 2022, the health condition of Appellant started to progress gradually and Doctors declared him as a patient of Schizophrenia.
6. That despite of his illness, during the entire tenure of service the Appellant has always striven hard to discharge and fulfill the duties and tasks assigned with due diligence and dedication required of that of the men in uniform. The service record of the petitioner is otherwise unblemished, clean and devoid of any adverse marking.
7. That the condition of the said illness of the Appellant began to worsen when the salary of the appellant for last three months was withheld, for reasons that were not revealed.

Dir
AHC

6/12/23

8. **That** on dated 10-07-2023, Appellant appeared before the respondent No.4 with a request to release the salary, but not getting a positive response, caused him to have a serious Schizophrenic attack on the spot which lead him to out of senses. In this regard, witnesses and evidence will be present at the recording of evidence.
9. **That** on the said incident, instead of realizing the condition of the Appellant, and sending him to the hospital for treatment, but Respondent No.4 in harsh manner forced to appellant signed over the application for resignation and same was accepted vide impugned letter dated 10.07.2023 and Appellant to write his resignation while he was under the severe mental attack and was completely out of senses. Hence the said resignation of the appellant was without consent, without free will and mentally disable and was against the will of the appellant. Copy of hand written forced resignation is enclosed as **Annexure-D.**
10. **That** surprisingly, on the same date, Respondent No.4 sent that impugned forced resignation of the Appellant to the Respondent No.3, who also issued a letter accepting that impugned resignation on the same date i.e. 10.07.2023, which itself is a surprising matter because all these steps were decided in such haste. Copy of impugned resignation is enclosed as **Annexure-E.**
11. **That** after regaining consciousness, when the Appellant came to know about his forced, without free consent and without free will resignation, he suffered further mental shock and has been suffering from severe seizures ever since.
12. **That** the said incident had such an effect on the appellant that he was unable to appear before his officers to plead for his sanity or mercy. Which forced the wife of the Appellant, on behalf of the Appellant, to appear before the competent authorities i.e. Respondent No. 3 and 4, to appeal for mercy, but the officers did not listen to anything, while on 22-07-2023, the wife of the Appellant, on behalf of the appellant, also sent a mercy petition to Respondent No.2, which is still unanswered. Copies of mercy petition & Postal receipt are enclosed as **Annexure-F.**
13. **That** on 08-08-2023, on behalf of the appellant, wife of the appellant filed a departmental appeal before Respondent No.2, because at that time, the Appellant was unable to pursue the same due to his above mentioned illness. But that said departmental appeal also remained unanswered. Copies of departmental appeal & Postal Receipt are enclosed as **Annexure-G.**
14. **That** in the meanwhile medical treatment of the appellant continued due to which the appellant is feeling much better and now his mental illness is almost cured and appellant is fit enough to peruse his case himself, and for this, an application was sent to respondent No. 2 in which the appellant endorsed the said departmental appeal which was filed by the wife of the appellant and the same was signed by the both i.e. the appellant as well as

12/23
App
6/12/23.

his wife namely Mst: Farha Deeba. The Copies of endorsement application & Postal Receipt are enclosed as **Annexure-H**.

15. **That** the Appellant render services with unblemished service record and it is injustice to vanish the services of the Appellant in such like manner and at the time when Appellant and his family is running from pillar to post to earn livelihood. The impugned action is against the spirit of fundamental rights guaranteed in Chapter-1 by the Constitution of Islamic Republic of Pakistan, thus the impugned action needs to be rectified by issuing the reinstatement order with all back benefits which have already been stated above.
16. **That** the appellant has approached the respondents many times for relief but never received a response. That is why appellant got a valid cause of action.
17. **That** aggrieved of order dated 10.07.2023 passed by respondents No 2-3, the appellant preferred departmental appeal/representation before respondents No.1, however, same was not decided.

That resignation/order dated 10.07.2023 passed by respondents' No. 2-3 are arbitrary, suffer from surmises and conjectures and liable to set aside inter-alia on the following:

GROUNDS:

- a) **That** the act of the authorized officer i.e. Superintendent of central prison D.I.Khan is not in any way in accordance with the law as he forced the Appellant to write/sign his resignation when the Appellant was not in his senses. Thus impugned resignation was forced by the respondent No.4 and the same was without the consent as well as against the will of the appellant.
- b) **That** the act of the senior officer i.e. Superintendent of circle headquarter prisons D.I.Khan is not in any way in accordance with the law as he didn't probe into the matter and resignation proceedings were conducted in a slipshod and hasty manner.
- c) **That** Appellant did not resign with his will and the same was without consent as well as without volunteering of the appellant and the same was taken forcibly during unconsciousness of the appellant when he was under severe mental attack; therefore it is necessary that appellant needs to be restored.
- d) **That** on the basis of the above reasons and circumstances the Appellant must not only be reinstated but must also be paid his withheld previous salary along with his arrears during the illegal forced dismissal.

*Per
AHC
6/12/23.*

- e) That the appellant had been deceived by tout mafia working within premises of central Jail, D.I.Khan who for their petty interest play havoc with career people like the appellant. There was no mens-rea on the part of appellant, therefore, his future is required to be protected.
- l) **That** in the situation faced by the Appellant in the course of his employment, it was the duty of the competent officers to recommend the treatment of his subordinate and not to compel him to resign. It was also the professional duty of those officers and they were bound by law as well.
- g) **That** after insertion of Article-10(A) through 19th Amendment of the constitution of Islamic Republic of Pakistan, 1973, it was inalienable rights of the Appellant to be dealt with in accordance with law and due process along with fair treatment be given to Appellant.
- h) **That** the Appellant render services with unblemished service record and it is injustice to vanish the services of the Appellant in such like manner and at the time when Appellant and his family is running from pillar to post to earn livelihood. The impugned action is against the spirit of fundamental rights guaranteed in Chapter-1 by the Constitution of Islamic Republic of Pakistan, thus the impugned action needs to be rectified by issuing the reinstatement order with all back benefits which have already been stated above.
- i) **That** without prejudice to what has been discussed above it is submitted that the resignation order dated 10.07.2023 of the respondents is in violation of Fundamental Rights as envisaged in Article 18 & 25 of the Constitution of Islamic Republic of Pakistan. 1973.
- j) **That** respondents are abusing the power/authority to which this Hon'ble Tribunal is under Constitutional obligation to ensure that the peoples are dealt with accordance with law and this Hon'ble Tribunal in the circumstances being custodian of Constitution and Rule of Law can redress the grievance of Appellant.
- k) **That** the instant appeal is being preferred after statutory period of 90 days of the mercy Petition as well as departmental appeal, as envisaged under the law thus needs acceptance having sound and legal footings.
- l) **That** the Counsel's for appellant may please be allow to add any additional grounds at the time of hearing.

PRAYER:

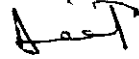
**IN AFOREMENTIONED CIRCUMSTANCES, IT IS
HUMBLY PRAYED THAT ORDER/LETTER DATED**

P. No.
ANC
6/12/23

10.07.2023 PASSED BY RESPONDENTS NO. 2-3 MAY KINDLY BE SET ASIDE AND APPELLANT MAY BE REINSTATED IN SERVICE WITH ALL BACK BENEFITS. ANY OTHER APPROPRIATE REMEDY THAT THIS AUGUST COURT MAY GRACIOUSLY DETERMINE IN THE LIGHT OF RELEVANT CIRCUMSTANCES IN THE BEST INTEREST OF NATURAL JUSTICE.

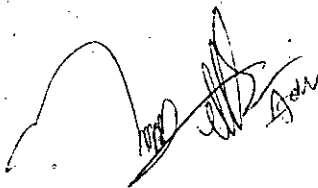
Dated: 05/12/2023

Humble Appellant




Muhammad Asif Sultan

Through Counsel's



Inayat Adel
Advocate at D.I.Khan



Muhammad Rizwan Khan
Advocate High Court, at D.I.Khan

BEFOR THE HON'ABLE SERVICE TRIBUNAL, KPK
PESHAWAR CAMP COURT AT DERA ISMAIL KHAN.

Service Appeal No.....of 2023

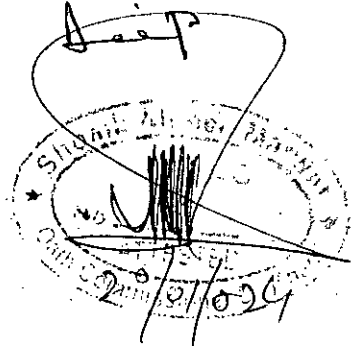
Muhammad Asif Sultan **VERSUS** Govt. of KPK and others

SERVICE APPEAL

AFFIDAVIT:

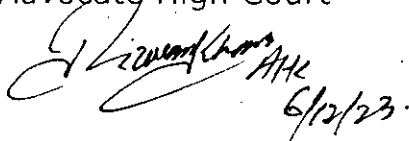
I, **Muhammad Asif Sultan** son of Abdul Hameed r/o Mohallah Qaziyanwala, City Dera Ismail Khan, Appellant, do hereby solemnly affirm and declare on Oath that contents of the instant appeal are true and correct to the best of my knowledge and belief; and nothing has been deliberately concealed from this Hon'ble Tribunal.

Deponent



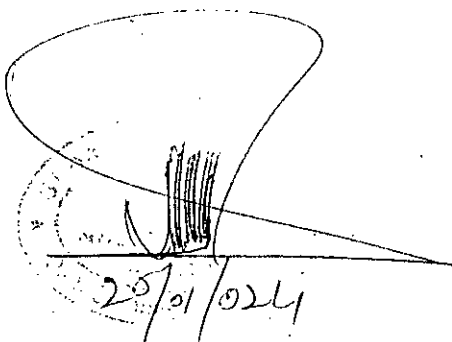
Identified by:

Muhammad Rizwan Khan
Advocate High Court

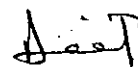


CERTIFICATE:

Certified that no other service appeal on the subject has earlier been filed by the appellant in this Hon'ble Tribunal.



Humble Appellant



۲۰
۱

PAKISTAN National Identity Card

Muhammad Ali Sultan

محمد علی سلطان

Muhammad



Province of Sindh
Patana

Number: 12101-4211247-9 Date of Birth: 11.03.1986

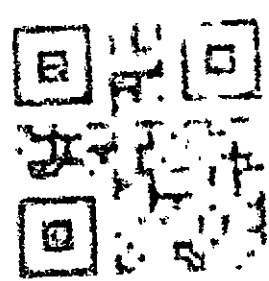
Valid Until: 03.03.2022 Term of Expiry: 01.05.2032

Signature

Holder's Signature

کاپی شدہ کارڈ منسے پر قریبی ایئر بس میں ڈال دیں
نمبر 1604
کاپی شدہ کارڈ منسے پر قریبی ایئر بس میں ڈال دیں
نمبر 1604

12101-4211247-9

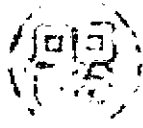


101051374376
149-86-216179

کاپی شدہ کارڈ منسے پر قریبی ایئر بس میں ڈال دیں

Accepted to be True Copy

Muhammad Ali Sultan
Advocate High Court
District Bar, D.I. Khan





**OFFICE OF THE
SUPERINTENDENT
HEADQUARTERS PRISON PESHAWAR**

No. 5755 /P.B./DC/22/01/2015

To: **Mr. MUHAMMAD ASIF SULTAN S/O ABDOUL HAMEED**
350 H.N.S. 1034, Mardani Qafoowala, Mardani Bazar, D.I.Khan

Subject: **APPOINTMENT AS WARDER (BPS-05)**

Memo

Reference your test/ interview for the subject post.

You are hereby offered the post of temporary Warder in BPS-05 (5400-260-13200) and all other usual allowances as admissible under the rules subject to the following conditions: -

- 1- You are liable to serve anywhere in the Jails/ Judicial Lockups/ Internment Centers of Khyber Pakhtunkhwa.
- 2- Your appointment is purely temporary and your services can be terminated at any time without assigning any reason during probationary period.
- 3- For all other purposes such as pay, T.A & medical-attendance etc, you will be governed by the rules applicable to the government servants of your category.
- 4- The terms and conditions of your appointment as Warder (BPS-05) will be those as laid down in the Khyber Pakhtunkhwa Prison Rules 1985, Prisons Department (Recruitment, Promotion & Transfer) rules 1980 and all other rules and regulations prescribed for Government Servants or the rules which may be promulgated by the Government from time to time in this behalf.
- 5- Your appointment will be subject to your medical fitness and prescribed physical standard.
- 6- No T.A/ DA will be admissible to you on joining your first appointment.
- 7- You cannot resign from the service immediately but will have to put in writing at least one month prior notice or in lieu thereof, one month pay shall be forfeited from you.
- 8- Your appointment is subject to fulfilment of all the conditions laid down in the service rules.
- 9- You will be on probation for a period of two years extendable to one more year.
- 10- Your appointment will be subject to verification of your antecedents/ character.
- 11- If you report for duty, it will be taken for granted that you have accepted all the above terms and conditions and if you failed to report within 10 days of the receipt of this appointment order, it will be presumed that you have declined to accept this offer, hence this order of appointment shall stand cancelled/ withdrawn.
- 12- You are directed to report to the Superintendent High Security Prison Mardan for duties.

**SUPERINTENDENT
HEADQUARTERS PRISON PESHAWAR**

Endorsement No: 5150-551

Copy of the above is forwarded to the: -

- 1- Superintendent High Security Prison Mardan. The above named newly appointed Warder is attached with his jail for all purposes. He may be got medically examined by the Medical Superintendent concerned and a copy of his Medical Examination Certificate may be sent to this office for record. His SSC certificate may also be verified from the concerned board within one month and the result be communicated to this Headquarters.
- 2- District Accounts Officer, Mardan.

*Accessed
To be your copy*
Muhammad Asif Sultan
Advocate High Court
District Bar, D.I. Khan
24/1/2021.

**SUPERINTENDENT
HEADQUARTERS PRISON PESHAWAR**

Muzawer/-

The entries in this page should be renewed or re-attested at least every five years and the Signature to lines 9 and 10 should be dated.

Name: M. Iqbal

Race: Muslim

Residence: 15/1, 2nd Floor, D.I. Khan

Father's name and residence: M. Iqbal

Date of birth by Christian era as nearly as can be ascertained: 11-03-1986

Exact height by measurement: 5-7"

Personal marks for identification: NO

Left hand thumb and Finger impression of (Non-Gazetted) officer:

Little Finger: Ring Finger:

Middle Finger: Fore Finger:

Thumb:

Signature of Government Servant: [Signature]

Signature and designation of the Head of the Office, or other Attesting Officer: [Signature]

Attested
TO be True copy
Advocate High Court
District Bar, D.I. Khan
20/01/2024

11

28-01-2015 = Appointment as Warden (BPS-05)
vide Superintendent circle H.O
Prison Peshawar order No-5755
Dated - 22-01-2015

[Signature]

[Signature]

7/8
15 A.M. Service
For 7-8
Roll number

up to 2
distance
Record

7/8
15 Transfers to C.P. District
vide 14 Prisoners order No 2143
dated 11-8-15

[Signature]

[Signature]

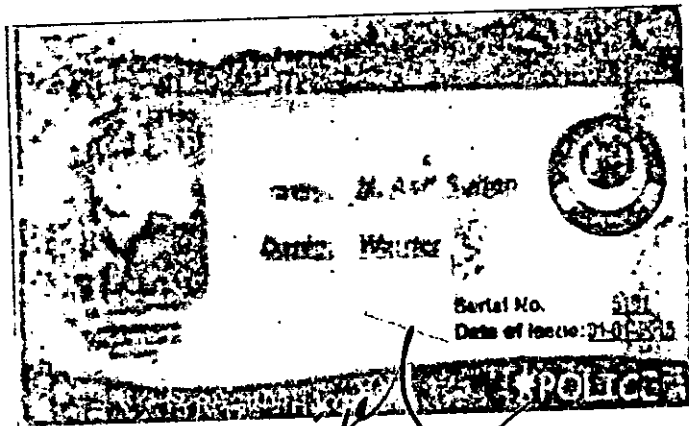
[Signature]

SUPERINTENDENT
High Security Prison
Mardan

[Signature]
Advocate High Court
District Bar, D.I. Khan

10	11	12	13	14	15
<p>28⁰¹/₂₀₁₅</p> <p>Appointment as warden (BPS-05) vide. Superintendent circle H.O Prison Peshawar order No-5755 Dated - 22-01-2015.</p>	<p>Financial [Signature]</p>			<p>Financial [Signature]</p>	
<p>7⁸/₁₅ A.M. Service For 7-8-15 Roll</p>	<p>up to & [Signature]</p>	<p>Record</p>		<p>7⁸/₁₅ Transfer to C.P. District vide. 14 Prisoners order No 21432 dated 11-8-15</p>	
<p>Attorney [Signature]</p>				<p>SUPERINTENDENT High Security Prison [Signature]</p>	
<p>Advocate High Court District Bar, D.I. Khan</p>					

13



Attested
[Signature]
Advocate High Court
District Bar, D.I. Khan

Psychiatrist

Dr. Hafiz Adnan Khan Gandapur
M.B.B.S, F.C.P.S (Pak)



سائیکاٹرسٹ

ڈاکٹر حافظ عدنان خان گندہ پور

ایم بی بی ایس، ایف سی پی ایس (پاک)

کنسلٹنٹ سائیکاٹرسٹ

ڈی ایچ کیو ٹیچنگ ہسپتال ڈیرہ اسماعیل خان

سائیکر جی ایم ہسپتال لاہور

CONSULTANT PSYCHIATRIST

D.H.Q Teaching Hospital D.I.Khan
Ex-Registrar Mayo Hospital Lahore
PMDC # 16557-N

بروز جمعہ
صدر ق میڈیکل سنٹر بھکر
0453-510185

Not Valid For Court

ماہر امراض ذہنی، گھبراہٹ، سردی، مری، جنیبات و نشیبات

Age 36 yrs Sex M Date 02/05/2023

Patient Name

عزت محمد

Rx

Schizophrenia

Clonazepam Depot 2007 (1m)

Stat

Clonazepam 1mg

Kempro 54

Atesic

Muhammad Asim Khan
Advocate High Court
District Bar, D.I.Khan
24/01/2024

DR. ADNAN KHAN
District Specialist Psychiatrist
D.H.Q Hospital, Lakkhi Marwat

Clinical Record

intensity of
persecutory delusion

Insomnia

Grandiose
delusions

patient is lacking
insight, refuses treatment

Need admission in
D.H.Q psychiatric
unit.

0307-7173099 (فون نمبر)

ڈی آئی خان ٹائم: دوپہر 2 بجے شام
(بروز اتوار) صبح 10 بجے دوپہر

0333-9086666 (فون نمبر)

بھکر ٹائم: صبح 9 بجے سہ پہر

کلینک

15

Psychiatrist

Dr. Hafiz Adnan Khan Gandapur
M.B.B.S, F.C.P.S (Pak)

CONSULTANT PSYCHIATRIST

D.H.Q Teaching Hospital D.I.Khan
Ex-Registrar Mayo Hospital Lahore
PMDC # 16557-N



بروز جمعہ
صدیق میڈیکل سنٹر بھکر
0453-510185

Not Valid For Court

سائیکاٹرسٹ
ڈاکٹر حافظ عدنان خان آگندہ پور

ایم بی بی ایس، ایف سی بی ایس (پاک)
کنسلٹنٹ سائیکاٹرسٹ
ڈی ایچ کیو پیچنگ ہسپتال ڈیرہ اسماعیل خان
ماہر امراض ذہنی، گھبراہٹ، سر درد، مری، جنسیات و نفسیات

Age 64 Sex M Date 8/09/2023

Patient Name _____

Rx

Schizophrenia ?

Tab. Olpin 10mg

1 + 1

Accepted

Muhammad Rizwan Khan
Advocate High Court
District Bar, D.I.Khan

DR. ADNAN KHAN
District Specialist Psychiatrist
DHC Hospital, Lakki Marwat

Clinical Record

10 - one month

delusional
Beliefs
Insomnia
Persecutory
delusions

فون نمبر 0307-7173099 (ٹیلی فون)
ڈی آئی خان ٹائم: دوپہر 2 تا 6 بجے شام
(بروز اتوار) صبح 10 تا 2 بجے دوپہر

خیبر میڈیکل کیمپلکس بالوئٹا بل پرائیویٹ ہسپتال ڈیرہ اسماعیل خان
بروز جمعہ صدیق میڈیکل سنٹر بھکر فون نمبر 0333-9086666
بھکر ٹائم: صبح 9 تا 3 بجے دوپہر

Muhammad Mahmood Memorial Teaching Hospital
Dera Ismail Khan
Presented by *[Signature]*
Orthopedic Patients Department (29)

(16)

Date: 3/5/20
Yearly No: 10291
Name: *[Signature]*
Disease: *[Signature]* Rs 10/-

Inj. Clopixon Depot 200mg /m
C/O - *[Signature]*

Tas. Alpim long
C/O - *[Signature]*
Tas. Kempno 5mg
C/O - *[Signature]*

~~Admit~~ Admit per usual
for further management

Attended -

[Signature]
Muhammad Rizwan Khan
Advocate High Court
District Bar, D.I. Khan
24/1/20

17

Psychiatrist
Dr. Hafiz Adnan Khan Gandapur
M.B.B.S, F.C.P.S (Pak)

CONSULTANT PSYCHIATRIST
D.H.Q Teaching Hospital D.I.Khan
Ex-Registrar Mayo Hospital Lahore
PMDC# 16557-N

صوالشیانی
بروز جمعہ
مدین میڈیکل سنٹر بمبئی
0453-510185

سایکھ نرسٹ
ڈاکٹر حافظ عدنان خان گندہ پور
ایف سی ایس (پاک)
کونسلٹنٹ سائکھیاٹریسٹ
ای ڈی ایف جے ایم ایچ ہسپتال لاہور
ریٹائرڈ ڈیپارٹمنٹ آف سائکھیاٹری

Not Valid For Court

Patient Name محمد آصف Age 37 Sex Male Date 22/11/2022

Rx

Clinical Record

U Tel
Ulipin 10f
016 171
Auto X12 15f
16557

Prop case
S. J. Singh
Advocate
Abraham Khan
Advocate High Court
District Bar, D.I. Khan

Advised 3 weeks
Rest

DR. ADNAN KHAN
District Specialist Psychiatrist
DHQ Hospital, Lakki Marwat

فون نمبر 0307-7173099 (ٹیلی فون)
ڈی آئی خان ٹائم: دوپہر 6 تا 2 بجے شام
(بروز اتوار) صبح 10 تا 2 بجے دوپہر
خیبر میڈیکل کالجس بالقابل پر انائی بی ہسپتال ڈیرہ اسماعیل خان
بروز جمعہ صبح 9 بجے سے دوپہر 3 بجے
0333-9086666 فون نمبر
بمبئی ٹائم: صبح 10 تا 2 بجے دوپہر

19

اسسٹنٹ پروفیسر حسین سہاڑیکا ٹرک کلینک و مرکز علاج و منشیات ڈیپارٹمنٹ / خان / وائے جنوبی وزیرستان

ماہر امراض:

Not Valid for MLC Purposes

ڈاکٹر حسین احمد سہاڑیکا ٹرک

نفسیات، جنسیات و منشیات



ایم بی بی ایس (نیریڈیکل کان پشاور)
ایف سی بی ایس (سائیکلری) سی۔ ایچ۔ پی۔ ای (ایس)
چیئر مین / ایڈجریڈ سائیکلری ڈیپارٹمنٹ ڈی ایچ کیو چنگ پتال
گول میڈیکل کالج ڈیپارٹمنٹ / خان

گھنٹہ پرانے سے پلاس ٹریپر ریپڈ کریس
سہاڑیکا: 0313-9626112

Pt. Name _____ Age _____ Sex _____ Date 19/10/2022

INJ. CLOPIROL DEPO
200MG (1/1M)

INJ. CLOPIROL DEPO 200MG (1/1M)

Cap. Lorazepam - long

Inf. NLS loxace
of Multivite } 1/1-OD

Cap. Lorazepam - long

Tas. Epival 500mg

Tas. Clonazepam 0.5mg

Muhammad Nizwan Khan
Advocate High Court
District Bar, D.I. Khan

تصاویر اور ہر قسم کی نشا اور اشیا اور ادویات کی خرید و
چلنے اور کولہ اور گیس وغیرہ کی خرید و فروخت اور دیگر

0965-212333, 0965-210335
حافظ بروز اتوار حافظ میڈیکل سنٹر وائے جنوبی وزیرستان
حافظ پولی کلینک (حافظ میڈیکل سنٹر) بالقابل نیو ایجنسی بونڈ ڈی ایچ کیو پتال ڈیپارٹمنٹ / خان

TREATMENT CHART

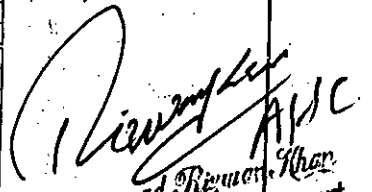
20

Date/ Time: GENERAL INSTRUCTION

16/4/22

Date	Sign		Investigation
		Inj Moxif 400mg IV x OD	CBC RBS RPT LFT HbSAg antibody UrmerIB CXR ECG
		Inj Calamox 1.2gm IV x BD	
		Inj Deba 1gr IV x BD	
		Atem + Ventolin Neb x QID	
		Tab Ceflox 500mg PO x OD	
		IV Gravinate SOS IV dilute	

Attest


 M.ammad Raza
 Advocate High Court
 District Bar, D.I. Khan

(21)

HISTORY

CHIEF COMPLAINTS

Cough productive - 1 week
Hemoptysis - 1 day
Chest pain - 1 day

HISTORY PRESENT ILLNESS

According to pt. she has ~~cough~~ productive cough since 1 week. It is associated with fever at night which increase during night. It is also associated with night sweats. She is also Complaining of blood in sputum and chest pain from 1 day

PAST HISTORY

Not sig

FAMILY HISTORY

Not sig

DRUG HISTORY

Not sig

Allergies

Not sig

Attested
Signature
AHC 20/1/24
Mohammad Rizwan Khan
Advocate High Court
District Bar, D.I. Khan

PERSONAL HISTORY

Sleep : ↓
Appetite : ↓

SOCIO-ECONOMIC HISTORY

Good

HISTORY BASED DIAGNOSIS

Date in hospital

ME ME

CLINICAL EXAMINATION
GENERAL PHYSICAL EXAMINATION

22

Pulse 60 /min Temp F BP 110/60 mmHg
 Fundi: Rt BMI= wt kg =
 Lt Ht m

Pallor -ve	Cyanosis -ve	Clubbing -ve	Neck Veins -ve
Jaundice -ve	Edema -ve	Koilonychia -ve	Dehydration -ve
Lymph nodes -ve			

SYSTEMIC EXAMINATION

CARDIOVASCULAR SYSTEM

S₁+S₂ +0
no added sounds

RESPIRATORY SYSTEM

GASTRO-INTESTINAL SYSTEM

soft, non tender
Audible bowel sounds

NERVOUS SYSTEM

GCS E/S

OTHER

SUMMARY

PROVISIONAL

Attested
M. Imtiaz Khan
 Advocate High Court
 District Bar, D.I. Khan
 90/1122

23

Psychiatrist
Dr. Hafiz Adnan Khan Gandapur
M.B.B.S, F.C.P.S (Pak)
CONSULTANT PSYCHIATRIST
D.H.Q Teaching Hospital D.I.Khan
Ex-Registrar Mayo Hospital Lahore
PMDC # 16557-N

حوالشی
بروز جمعہ
مدین میڈیکل سنٹر ملکر
0453-510185

سایگانزسٹ
ڈاکٹر حافظ عدنان خان گندہ پور
ایم بی بی ایس، ایم سی ایف ایس (پاک)
مسئلہ سندھ سائنس کالج سندھ
ای ڈی ایم ایچ جرنل ہسپتال ایف ایس ایس خان
سائٹ، میٹروپولیٹن ہسپتال لاہور

Patient Name _____

Age 35 yrs Sex M Date 02/05/2012

Rx

- 1. Schizophrenia
- 2. 2mg Clozapine Depot 2x7 (im) stat
- 3. Clozapine 100mg
- 4. Keonpro 57

Advised 2/weeks Rest

0307-7173099

DR. ADNAN KHAN
District Specialist Psychiatrist
D.H.Q Hospital, Lakki Marwat

Clinical Record

Signature
Signature
 . Muhammad Rizwan Khan
 Advocate High Court
 District Bar, D.I.Khan

- Intoxication
- Persecutory delusion
- Encomium
- Grandiose delusions

- Patient is lacking insight, refuses treatment

- Need admission in DISTRICT PSYCHIATRY UNIT

خیبر میڈیکل کالج ایف ایس ایس بال قاضی پرائمری ہسپتال ڈیرہ اسماعیل خان
 فون نمبر 0307-7173099 (ٹیلی فون)
 ڈی آئی خان ٹائم: دوپہر 2 بجے تا 6 بجے شام
 (بروز اتوار) صبح 10 بجے دوپہر
 0333-9086666
 بروز جمعہ مدین میڈیکل سنٹر ملکر فون نمبر
 ملکر ٹائم: صبح 3 بجے تا 9 بجے

CLINIC ADDRESS

(24)

Psychiatrist

Dr. Hafiz Adnan Khan Gandapur

M.B.B.S, F.C.P.S (Pak)

CONSULTANT PSYCHIATRIST

D.H.Q Teaching Hospital D.I.Khan

Ex-Registrar Mayo Hospital Lahore

PMDC # 16557-N



بروز جمعہ
صدریق میڈیکل سنٹر بھکر
0453-510185

Not Valid For Court

سائیکیاٹرسٹ

ڈاکٹر حافظ عدنان خان گندھاپور

ایم بی بی ایس، ایف سی پی ایس (پاک)

کنسلٹنٹ سائیکیاٹرسٹ

ڈی ایچ کیو ہسپتال ڈیرہ اسماعیل خان

سابقہ رجسٹرار میڈیکل ہسپتال لاہور

ماہر امراض ذہنی، گھبراہٹ، سر درد، مرگی، جنسیات و نشیات

Age 36 Sex M Date 22/03/2023

Patient Name

محمد آصف

Rx

Clinical Record

1) Tab. Olanzapin 10mg
0.6 14)

2) Tab. Queto XL 150mg

145 mg

Advised smoke
Rest

DR. ADNAN KHAN
District Specialist Psychiatrist
DHQ Hospital, Lakki Marwat

Accepted -
Muhammad Rizwan Khan
Advocate High Court
District Bar, D.I. Khan

فون نمبر 0307-7173099 (ملکی تار)

ڈی آئی خان ٹائم: دوپہر 2 تا 6 بجے شام

(بروز اتوار) صبح 10 تا 2 بجے دوپہر

0333-9086666

خیبر میڈیکل کالج ہسپتال پرائیویٹ ڈیرہ اسماعیل خان

بروز جمعہ صدریق میڈیکل سنٹر بھکر فون نمبر

بھکر ٹائم: صبح 9 تا 3 بجے دوپہر

کلینک

سایہ
طاہرہ

(10)

(25)

عنوان

محمد صادق نذر شاہ صاحب نے اپنی عدالت میں ایک ایسی صورت
میں پیش کی ہے جس میں لاپرواہی اور دیکھ بھال کی کمی
کے باعث ایک ایسی حالت پیدا ہوئی ہے جس سے
کوئی شخص اس کی ذمہ داری نہیں لے سکتا
لہذا میں اپنی فوری سے اس کی

7-9 تاریخ 11-12-1971ء

محمد رفیق رحمان علی صاحب

محمد رفیق رحمان علی صاحب

محمد رفیق رحمان علی صاحب

Attest
Muhammad Rafiq Khan
Advocate High Court
District Bar, D.I. Khan

Better Copy

(26)

بخدمت جناب سپرنٹنڈنٹ سنٹرل ہیڈ کوارٹرز ڈیرہ اسماعیل خان

جناب عالی!

Police Letter

مودبانہ گزارش ہے کہ سائل محمد آصف سلطان ولد عبد الحمید جو کہ ڈیرہ سنٹرل جیل میں

بطور واڈر ڈیوٹی سرانجام دے رہا ہوں۔ اب میں اپنی ذاتی وجوہات کی بناء پر نوکری کو مزید جاری

نہیں کر سکتا۔

لہذا میں اپنی نوکری سے استعفیٰ دیتا ہوں۔

CNIC No.12101-4211247-9

محمد آصف سلطان ولد عبد الحمید سنٹرل جیل ڈیرہ

Mubammad Rizwan Khan
Mubammad Rizwan Khan
Advocate High Court
District Bar, D.I. Khan



OFFICE OF THE
SUPERINTENDENT
CIRCLE HEADQUARTER PRISONS D.I.KHAN
0966-9280299, spdikhan1@gmail.com
No. /Date:

"E"
27

OFFICE ORDER

The resignation tendered by Warder Muhammad Asif Sultan s/o Abdul Haneeb attached Central Prison D.I.Khan, received through superintendent Central Prison D.I.Khan is hereby accepted with immediate effect.

Furthermore his one month pay be deposited in Govt treasury under intimation to this office.


Endorsement No. 3600-02

S.P
SUPERINTENDENT
CIRCLE H/QS PRISON DIKHAN


10/07/2023

Copy of the above is forwarded to :-

1. The Inspector General of Prisons Khyber Pakhtunkhwa Peshawar for information please.
2. The Superintendent Central Prison D.I.Khan for information and necessary action.
3. DAO D.I.Khan.


SUPERINTENDENT
CIRCLE H/QS PRISON DIKHAN

Attested


Atic 20/1/24
Muhammad Rizwan Khan
Advocate High Court
District Bar, D.I.Khan

27

OFFICE OF THE
SUPERINTENDENT

CIRCLE HEADQUARTER PRISONS D.I.KHAN

No.----- / Date: -----

OFFICER ORDER

The resignation tendered by Warder Muhammad Asif Sultan S/o Abdul Hameed Attached Central Prison DIKhan, received through superintendent Central Prison DIKhan is hereby accepted with immediate effect.

Furthermore this one month pay be deposited in Govt: treasury under intimation to his office.

SUPERINTENDENT
CIRCLE H/QS PRISON DIKHAN

Endorsement No. 3600-02 10/07/2023

Copy of the above is forwarded to :-

1. The Inspector General of Prisons Khyber Pakhtunkhwa Peshawar for information.
2. The Superintendent Central Prison DIKhan for information and necessary action.
3. DAO D.I.Khan.

Attested
Muhammad Asif
Advocate High Court
District Bar, D.I.Khan

SUPERINTENDENT
CIRCLE H/QS PRISON DIKHAN

28

To,

The inspector General prisons Department,
Khyber Pakhtunkhwa Peshawar.

Subject : A REQUEST TO DISAPPROVE/REJECT THE RESIGNATION

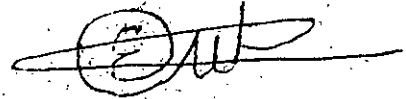
Respected sir:

It is humbly stated that Muhammad Asif sultan s/c Abdul Hameed has been suffering from severe mental disorder since last 6 years and taking medicines to survive. However from last few months he did not receive his salary and therefore could not buy medicines as he lacked money and went completely out of mind. He was wrongly advised by his colleagues that after resignation he will be able to receive his salary therefore he wrote and submitted his resignation being unconscious and unaware of the consequences at the moment.

Therefore it is humbly requested you to have mercy and reject/disagree his resignation and we also request you to allot with pay leave for atleast 2,3 months so he may be cured and become able to continue his service for the sake of his family and his kids as he is the only bread winner of the family.

We will be highly obliged.

Your sincerely



Mrs Asif Sultan

Address . Mrs Asif Sultan mohallaha Aslam
Fakir near Aslam fakir mosque
Dear Ismail khan
Cell no.03321619299

Copy to: The Supt. Chief Headquarter
Prisons D.I. Khan

Approved

Muhammad Rizwan Khan
Advocate High Court
District Bar, D.I. Khan
AMC 20/11/24

29

To,

The Inspector General of Prisons,
Khyber Pakhtunkhwa,
Peshawar.

No. 1210142112479, attached to
central prison D.I. Khan)

THROUGH PROPER CHANNEL

1. The Superintendent Central Prison D.I. Khan.
2. The Superintendent Circle Headquarter Prisons D.I.Khan.

Subject: - IN REFERENCE WITH DEPARTMENTAL APPEAL FILED ON DATED:
08-08-202.

THROUGH REGISTERED A.D, COURIOUR/BY HAND

Respected Sir,

With due adoration it is stated:

1. That applicant, being wife of Warder Muhammad Asif Sultan Personal No. 739861, CNIC No. 1210142112479, attached to central prison D.I. Khan, had filed a departmental appeal on dated 08-08-2023.
2. That the applicant was compelled to file the said appeal in her own name due to her husband's serious mental illness, whose at that time, was unable to pursue his appeal.
3. That now the applicant's husband has recovered enough to pursue the said appeal himself.
4. That the applicant's husband has the right to pursue his own departmental appeal on the basis of being able to pursue his own appeal. For which the appeal filed on behalf of the applicant dated 08-08-2023 should be turned into the appeal of her husband i.e. Warder Muhammad Asif Sultan Personal No. 739861, CNIC No. 1210142112479, attached to central prison D.I. Khan.
5. That the instant application is signed by both the applicant and her husband.
6. That your kind office has ample powers to allow this application.

Therefore, it is requested that by allowing this application, the appeal filed on Dated 08-08-2023 should be considered as the appeal of Warder Muhammad Asif Sultan Personal No. 739861, CNIC No. 1210142112479, attached to central prison D.I. Khan.

Thanking you in anticipation,

Your Humble (Applicant/Appellant)

MRS. FARHA DEEBA

Mr. Muhammad Asif Sultan
(Warder, Personal No. 739861, CNIC
No. 1210142112479, attached to
central prison D.I. Khan)

Attested
Advocate High Court
District Bar, D.I. Khan
20/11/24

30

The Inspector General of Prisons,
Khyber Pakhtunkhwa,
Peshawar.

THROUGH PROPER CHANNEL

1. The Superintendent Central Prison D.I. Khan.
2. The Superintendent Circle Headquarter Prisons D.I.Khan.

Subject: - DEPARTMENTAL APPEAL AIMED AGAINST
FORCEFULL/UNINTENTIONAL RESIGNATION DATED 10-07-2023.

THROUGH REGISTERED A.D, COURIOUR/BY HAND

Respectfully Sheweth,

The Appellant humbly submits as under:-

1. That Appellant is wife of Warder Muhammad Asif Sultan Personal No. 739861, CNIC No. 1210142112479, attached to central prison D.I. Khan. Copy of Transfer Order to District D.I.Khan is enclosed as Annexure-A.
2. That said Warder/husband of the Appellant is suffering from severe mental illness for last 6 years and the same got more serious since almost 1 year and currently hospitalized and unable to pursue his case. That is why; being wife of said Warder, Appellant is filing this appeal on behalf of Warder Muhammad Asif Sultan, as provided by Section 13(1) of The KPK Mental Health Act 2017. Copies of medical record are enclosed as Annexure-B.
3. That said Warder/husband of the Appellant was appointed on BPS 05 on 21-01-2015 and later on promoted to BPS 07. Copy of Appointment Order is enclosed as Annexure-C.
4. That during his service, said Warder/husband of the Appellant has served the department in different districts including Bannu, Mardan, Lakki Marwat, Tank and Dera Ismail Khan. Copy of Transfer Orders to is enclosed as Annexure-D.
5. That in his entire tenure, said Warder/husband of the Appellant has performed his duties with zest and zeal and there is no complaint on the record. Hence the service career of the said Warder/husband of the Appellant is spotless.
6. That for last 6 years said Warder/husband of the Appellant started experiencing mental disorders but not too severe to stop him from his duties. Hence he has been performing his duties with same zest and zeal with no complaint from his senior officials or counterparts. Copies of medical record are enclosed as Annexure-B.

Apperial
Muhammad Rizwan Khan
Advocate High Court
District Bar, D.I. Khan

- 7. That from the last one year, mental illness of the said Warder/husband of the Appellant started to progress gradually and Doctors declared him as a patient of Schizophrenia. Copies of medical record are enclosed as Annexure-B.
- 8. That this condition of the said Warder/husband of the Appellant began to worsen for last 3 months as the department stopped his salary, for reasons that were not revealed.
- 9. That on dated 10-07-2023, said Warder/husband of the Appellant appeared before the Superintendent of central prison D.I.khan with a request to release the salary, but not getting a positive response, caused him to have a serious Schizophrenic attack on the spot and he has been suffering from such attacks ever since. However, He is under treatment and is expected to recover soon. Copies of medical record are enclosed as Annexure-B.
- 10. That on the said incident, instead of realizing the condition of the said Warder/husband of the Appellant, and sending him to the hospital for treatment, the authorized officer ordered him to write his resignation while he was under the severe mental attack and was completely out of senses. Copy of hand written resignation is enclosed as Annexure-E.
- 11. That surprisingly, on the same date, the authorized officer i.e. Superintendent of central Prison D.I.Khan sent the resignation of the said Warder/husband of the Appellant to the senior officer i.e. Superintendent of circle headquarter prisons D.I.Khan, who also issued a letter accepting his resignation on the same date, Which in itself is a surprising matter because all these steps were decided in such a haste. Copy of acceptance of resignation is enclosed as Annexure-F.
- 12. That after regaining consciousness, when said Warder/husband of the Appellant came to know about his forced resignation, he suffered further mental shock and has been suffering from severe seizures ever since. Copies of medical record are enclosed as Annexure-B.
- 13. That the Appellant, on behalf, of said Warder, personally went to the competent officers to appeal for mercy, but the officers did not listen to anything, while on 22-07-2023, the Appellant also sent a mercy petition to your good office, which is still unanswered. Copy of mercy petition enclosed as Annexure-G and copy of Postal Receipt is enclosed as Annexure-H.
- 14. That now the Appellant, on behalf of her husband/said warden, wants to assail/question the acts of Superintendent of central prison D.I.Khan and Superintendent of circle headquarter prisons D.I.Khan, respectively, by filing instant departmental appeal on the following grounds:-

Attaul
Muhammad Raza Khan
 Advocate High Court
 District Bar, D.I.Khan

Grounds:

- a. That the act of the authorized officer i.e. Superintendent of central prison D.I.Khan is not in any way in accordance with the law as he forced the

- Warder/husband of Appellant to write/sign his resignation when Warder/husband of the Appellant was not in his senses.
- b. That the act of the senior officer i.e. Superintendent of circle headquarter prisons D.I.Khan is not in any way in accordance with the law as he didn't probe into the matter and accepted that forced resignation of the warder/husband of the Appellant in hasty manner.
 - c. That since said Warder/husband of the Appellant did not resign intentionally but was forcibly resigned due to his unconsciousness during the mental attack; therefore it is necessary that said warder/husband of the appellant needs to be restored.
 - d. That on the basis of the above reasons and circumstances said Warder/husband of the Appellant must not only be reinstated but must also be paid his withheld previous salary along with his arrears during the illegal forced dismissal.
 - e. That in the situation faced by the said Warder/husband of the Appellant in the course of his employment, it was the duty of the competent officers to recommend the treatment of his subordinate and not to compel him to resign. It was also the professional duty of those officers and they were bound by law as provided in The KPK Mental Health Act. 2017. (Section 41(2) of the ACT).
 - f. That after insertion of Article-10(A) through 19th Amendment of the constitution of Islamic Republic of Pakistan, 1973, it was inalienable rights of the said Warder/husband of the Appellant to be dealt with in accordance with law and due process along with fair treatment be given to said warder.
 - g. That the said Warder/husband of the Appellant render services with unblemished service record and it is injustice to vanish the services of the said Warder in such like manner and at the time when said Warder and his family is running from pillar to post to earn livelihood. The impugned action is against the spirit of fundamental rights guaranteed in Chapter-1 by the Constitution of Islamic Republic of Pakistan, thus the impugned action needs to be rectified by issuing the reinstatement order with all back benefits which have already been stated above.
 - h. That the instant departmental appeal is being preferred within statutory period after the verbal rejection of the final mercy Petition as envisaged under the law thus needs acceptance having sound and legal footings. It is, therefore, most humbly prayed that on acceptance of instant departmental appeal, the Superintendent of circle headquarter prisons D.I.Khan may please be directed to restore the services of the said Warder/husband of the Appellant.

Dated: 08-08-2023

Mrs. Asif Sultan... Appellant

(W/O Muhammad Asif Sultan. (Warder Central Prison Dera Ismail Khan).
 Cell No: 03321619299.
 Adress: Mohalla Aslam Faqeer, Near Aslam Faqeer Mosque -
 Dera Ismail Khan.

Asif Sultan
Muhammad Asif Sultan
 Advocate High Court
 District Bar, D.I.Khan

33

No. 1015

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Muhammad Rizwan Khan
Advocate High Court
District Bar, D.I. Khan.

KHYBER PAKHTUNKHWA BAR COUNCIL

MUHAMMAD RIZWAN KHAN

Advocate
bc-09-1961
Date of issue: February 2022
Valid upto: February 2025



Secretary
K.P. Bar Council

ADVOCATE HIGH COURT

Father's Name: MUHAMMAD IQBAL
Address: H- NO. C/2258, MOH SHIP SHAH, STREET
CIVIL DISPENSARY D.I. KHAN
Contact No: 03219615885
Enrolment Date L.C.27-June-2011
Enrolment Date H.C.09-September-2013
Place of Practice: D I KHAN
Date of Birth: 02-July-1984
Blood Group: O+VE
C.NIC No: I2101-0520538-9

Case No: 77628

KHYBER PAKHTUNKHWA BAR COUNCIL

Vakalat-nama/Power of Attorney

**IN THE HONOURABLE SERVICE TRIBUNAL, KPK
PESHAWAR CAMP COURT AT DERA ISMAIL KHAN**

In Of D/2023

From: Appellant

Case Title: Muhammad Asif Sultan **VERSUS** Govt: of KPK & others

Suit/Case Detail: SERVICE APPEAL

I/WE, Muhammad Asif Sultan (Appellant)

the above named, hereby appoint, **Muhammad Rizwan Khan, Advocate**

High Court, in the above mentioned matter / case and authorize him to do all or any of the following acts, in my/our name and on my/our behalf, that is to say,

1. To appear, act and plead for me/us in the above mentioned case in this Court/ tribunal in which the same may be tried or heard or any other proceedings what so ever, ancillary thereto, including appeal, revision etc; on payment of fees separately for each court by me / us,
2. To sign, verify, file, present or withdraw all/any proceedings, petitions, appeals, cross objections and application for compromise or withdrawal, or for submission to arbitration of the said case or any other documents, as may be deemed necessary or advisable by him and to conduct prosecution or defense of the said case at all its stages,
3. to undertake execution proceedings, deposit, draw and receive money, cheques, cash and grant receipts thereof and to do all other acts and things which may be conferred to be done for the progress and in the course of prosecution of the said case,
4. To appoint and instruct any other Advocate/ legal practitioner authorizing him to exercise the power and authority conferred upon the advocate whenever he may think fit to do so and to sign Power of Attorney on our behalf,

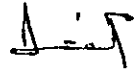

I /we, the undersigned do hereby agree to ratify and confirm all acts done by the advocate or his authorized substitute in the matter as my /our own acts, as if done by me/us to intents and purposes, and I / we undertake that I /we or my/our duly authorized agent shall appear in the court on all hearings and will inform the advocate(s) for appearance when case is called and I/we the undersigned agree hereby not to hold the advocate or his substitute responsible if the said case be proceeded ex-parte or dismissed in default in consequence of my/our absence from court when it is called for hearing and for the result of the said case, the adjournment costs whenever ordered by the court shall be of the advocate which he may receive and retain himself. I/we the undersigned do hereby agree that in the event of the whole or part of the fees agreed by me/us to be paid to the advocate, if remain unpaid, he shall be entitled to withdraw from prosecution of the above said case until the same is paid and fee settled is only for the above said case and above court and I /we agree hereby that once fee is paid, I/we shall not be entitled for refund of the same in any case whatsoever.

IN WITNESS WHEREOF, I /we do hereby set my/our hand to these presents, the contents of which have been read / read over, explained fully and understood by me/us on

This...6.....Day of...12.....2023

Accepted By:

Signature(s) of Executant
M. Asif Sultan (Appellant)

Muhammad Rizwan Khan
Advocate High Court, D.I. Khan
Advocate ID# bc-09-1961
Mob# 0341-5478801

AHC. 6/12/23. Khan
Advocate High Court
District Bar, D.I. Khan

INAYAT ULLAH

Advocate
bc-20-2106
Date of issue: September 2022
Valid upto: September 2025



ADVOCATE

وکالت نامہ

Secretary
KP Bar Council

کورٹ فیس

بعد الت جناب

منجانب

محمد امجد علی خان

دعویٰ یا جرم

تفصیل دعویٰ یا جرم

باعث تحریر آنکہ

کیلئے

مقدمہ مندرجہ بالا عنوان میں اپنی طرف واسطے پیروی اور جوابدہی برائے پیشی یا تصفیہ مقدمہ منہ مقام

کے لئے یہ کہ جس نے مقدمہ مندرجہ بالا عنوان میں اپنی طرف واسطے پیروی اور جوابدہی برائے پیشی یا تصفیہ مقدمہ منہ مقام کو حسب ذیل شرائط پر وکیل مقرر کیا ہے، کہ میں ہر پیشی پر خود بذریعہ مختار خاص رو برو عدالت حاضر ہوتا رہوں گا۔ اور ہر وقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دیکر حاضر عدالت کروں گا، اگر پیشی پر مظہر حاضر نہ ہوں اور مقدمہ میری جہر یا مشرعی کی وجہ سے کسی طور پر میرے برخلاف ہو گیا تو صاحب موصوف اسکے کسی طرح ذمہ دار نہ ہوں گے، نیز وکیل صاحب موصوف صدر مقام بکھری کے علاوہ کسی جگہ یا بکھری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل بیروی کرنے کے ذمہ دار نہ ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام بکھری کے علاوہ کسی جگہ یا بکھری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل بیروی کرنے کے ذمہ دار نہ ہوں گے۔ اور مقدمہ صدر بکھری کے علاوہ اور جگہ سماعت ہونے یا بروز تعطیل یا بکھری کے اوقات کے آگے پیچھے نہیں ہونے پر مظہر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا بخاندہ واپس کرنے کے بھی موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل ساختہ پروا خط صاحب موصوف مثل کردہ ذات خود منظور و قبول ہوگا۔ اور صاحب موصوف کو عرضی دعویٰ یا جواب دعویٰ یا درخواست اجرائے ڈگری و نظر ثانی اپیل نگرانی دہرم درخواست پر دستخط و تصدیق کرنے کا حلف کرنے، ہر اہم و دعویٰ کا بھی اختیار ہوگا اور بصورت مقرر ہونے تاریخ پیشی مقدمہ مذکورہ بیرون از بکھری صدر بیروی مقدمہ مذکورہ نظر ثانی و اپیل و نگرانی و برآمدگی مقدمہ یا منسوقی ڈگری بیکطرف یا درخواست حکم انتہائی یا قرقی یا گرفتاری قبل از فیصلہ اجرائے ڈگری بھی صاحب موصوف کو پیشی ان سب سے روکا اختیار ہوگا اور تمام ساختہ پروا خط صاحب موصوف مثل کردہ ذات خود منظور و قبول ہوگا۔ اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہوگا کہ مقدمہ مذکورہ یا اسکے کسی جزو کی کارروائی یا بصورت درخواست نظر ثانی اپیل یا نگرانی یا دیگر معاملہ مقدمہ مذکورہ کسی دوسرے وکیل یا ایئر سٹر کو اپنے جہانے یا اپنے ہمراہ مقرر کریں۔ اور ایسے مشیر قانون کو بھی ہر امر میں وہی اور ویسے اختیارات حاصل ہوں گے، جیسے صاحب موصوف کو حاصل ہیں، اور وہ راج مقدمہ میں جو کچھ ہر جانب التزام پڑا ہے، وہ صاحب موصوف کا حق ہوگا۔ مگر صاحب موصوف کو پوری نہیں تاریخ پیشی سے پہلے ادا کرنا ہوں گا۔ اور صاحب موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ کی بیروی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔

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لہذا وکالت نامہ لکھ دیا ہے۔ تاکہ مستند رہے

مضمون وکالت نامہ من لیا ہے۔ اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔

Accepted

العبد العبد العبد