



19.09.2017

Appellant absent. Learned counsel for appellant also absent. Mr. Usman Ghani, District Attorney for the respondents present. Case called for several times but no one appeared on behalf of the appellant. Consequently the present appeal is dismissed in default. Parties are left to bear their own costs. File be consigned to be record room.

**ANNOUNCED**

19.09.2017

  
(Gul Zeb Khan)  
Member

  
(Muhammad Hamid Mughal)  
Member

1177/17

22.03.2017

Counsel for the appellant seeks adjournment. To come up for preliminary hearing on 31.03.2017 before S.B alongwith execution petition of the present appellant.

  
Chairman

31.03.2017

Counsel for the appellant and Addl. AG alongwith Abdul Samad, Asstt. for the respondents present. Written reply submitted. The appeal is assigned to D.B for rejoinder and final hearing for 26.05.2017.

  
Chairman

26.05.2017

None present on behalf of the appellant. Mr. Muhammad Adeel Butt, Additional AG for respondents present. Notice be issued to appellant and his counsel for attendance for 19.09.2017 before D.B.

  
(GUL ZEB KHAN)  
MEMBER

  
(MUHAMMAD AMIN KHAN KUNDI)  
MEMBER

Appeal No. 1177/2016  
Rukhsana Bibi vs Govt

28.12.2016

Appellant with counsel present. During the course of hearing learned counsel for the appellant requested for postponing the proceedings of instant service appeal as he intends to claim relief on the strength of the judgment of this Tribunal dated 21.12.2015 through implementation of the judgment. Learned counsel for the appellant, on query submitted that he apprehend that in case the relief is not granted through implementation process of the judgment then the appellant would not be in a position to claim her remedy due to time-limitation. Adjourned for further proceedings to 26.1.2017 before S.B. with the directions that the appellant may avail his remedy available under the law.

  
Chairman

26.01.2017

Husband of the appellant present. Seeks adjournment as learned counsel for the appellant is not in attendance. Adjourned for further proceedings to 15.02.2017 before S.B.

  
Chairman

15.02.2017




Counsel for appellant present. Learned counsel for appellant seeks adjournment. Adjourned for preliminary hearing to 22.03.2017 before S.B.

  
(ASHFAQUE TAJ)  
MEMBER

Form- A  
FORM OF ORDER SHEET

Court of \_\_\_\_\_

Case No. 1177/2016

S.No.	Date of order proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	29/11/2016	<p>The appeal of Mst. Rukhsana Bibi presented today by Mr. Mehboob Ali Khan Dagai Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR <u>29/11/2016</u></p>
2-	30/11/16	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>12-12-2016</u></p> <p style="text-align: right;"> CHAIRMAN</p>
	13.12.2016	<p>Since 12<sup>th</sup> December, 2016 has been declared as public holiday on account of 12<sup>th</sup> Rabi-ul-Awal, therefore, case to come up for the same on 28.12.2016 before S.B.</p> <p style="text-align: right;"> Reader</p>

9

**BEFORE THE SERVICES TRIBUNAL KHYBER**  
**PAKHTUNKHWA, PESHAWAR**

*Appeal no 1177/2016*

**Rukhsana Bibi...Vs..Secretary Environment.**

**INDIX**

Sl.No.	Title	Annexure	Page No.	Total number of pages.
1.	Writ Petition and affidavit .		1 - 6	06
2.	Copy of judgment and order of this august Tribunal.	A	7 - 8	02
3.	Copy of impugned order	B	9	01
4.	Departmental appeal and reminder.	C&D	10 - 11	02
5.	Wakalatname.		12	01

**Appellant**

Through:

*(Signature)*

Dated:- 29/11/2016.

( Mehboob Ali Khan Dagai),  
Advocate High Court,  
Peshawar.

**BEFORE THE HON'BLE SERVICES TRIBUNAL,**  
**KHYBER PAKHTUNKHWA, PESHAWAR.**

*Appeal no. 1177/2016*

Rukhsana Bibi, Sweeper Environment Department, Khyber  
Pakhtunkhwa, Peshawar.

.....Appellant.  
Khyber Pakhtunkhwa  
Service Tribunal

Versus

Diary No. 1223  
29-11-2016

1. The Secretary to Govt. Khyber Pakhtunkhwa, Forestry,  
Environment and Wildlife, Peshawar.
2. The Deputy Secretary-I, Environment Department, Peshawar.
3. The Section Officer (General) Govt. of KP, Environment  
Department, Peshawar.

...Respondents.

APPEAL UNDER SECTION 4 OF THE KHYBER  
PAKHTUNKHWA SERVICES TRIBUNAL ACT, 1974 AGAINST  
THE ORDER NO.SOG(ENVT)/5-12/2011VOL-II/1236 DATED  
1.3.2016, WHEREBY, THE SERVICES OF THE APPELLANT  
WERE RE-INSTATED WITH IMMEDIATE EFFECT I.E. FROM  
1.3.2016 AND THE INTERVENING PERIOD W.E.F. 15.8.2014  
TO 29-2-2016 WAS ILLEGALLY TREATED AS EXTRA  
ORDINARY LEAVE WITHOUT PAY, DEPRIVING THE  
APPELLANT FROM PAYMENT OF HER  
EMOLUMENTS/ARREARS/BACK BENEFITS.

Filed to-day

Registrar

*29/11/16*

Respectfully Sheweth:

FACTS.

1. That vide order and judgment dated 21-12-2015 passed by this august Tribunal, the order with regard to removal from services of the appellant dated 15-9-2014 was set-aside and the services of the appellant were re-instated with the directions to the respondent department to proceed afresh if deemed

appropriate. Copy of the judgment and order of this Hon'ble Tribunal is attached herewith as Annexure-A while that of the impugned order is as Annexure-B.

2. That the respondent-department did not proceed afresh the appellant and re-instated her services with immediate effect i.e. w.e.f. 1.3.2016 and the intervening period w.e.f 15-8-2014 to 29.2.2016 was illegally treated as Extra Ordinary Leave without pay, depriving the appellant from the payment of her arrears/back benefits.
3. That the appellant has filed departmental appeal before the competent authority on 4.4.2016 for modification in the impugned order with regard to her re-instatement in service w.e.f. 15-8-2014 instead of 1-3-2016 and for payment of her emoluments for the period w.e.f. 15.8.2014 to 29-2-2016.
4. That despite of reminder on 31-8-2016 of the appellant for deciding her appeal the respondents have not decided the appeal of the appellant; hence the instant appeal before this august Tribunal. Copy of the appeal and that of the reminder are attached herewith as Annexure-C & D.

#### GROUNDS.

- A. That the respondent-defendants have failed to proceed afresh against the appellant, as per directions of this Hon'ble Tribunal.
- B. That the order of removal from service of the appellant passed by the respondents dated 15.9.2014 was set-aside by this Hon'ble Tribunal and did not exist in field, so the question of treating the intervening period as extraordinary leave without pay, depriving the appellant from her emoluments/back benefits cannot arise.
- C. That the impugned act of the respondents-department is not justifiable in any manner whatsoever under the law.

- D. That inaction of the respondents department to allow the emoluments / arrears / back benefits of the intervening period to the appellant is against the norms of justice, perverse and arbitrary, as allegedly the appellant remained absent only for one day, (Coupled with fact that she has rendered about 11 years of services at her credit without any stigma), which under the law does not come within the ambit of mis-conduct and such like absentia is normally counted in Casual leave.
- E. That the cause of action arose to the appellant to file the instant appeal when despite of reminder and its lapse of statutory period, the respondents-department have failed to decide the departmental appeal of the appellant.
- F. That this Honourable Tribunal has got the jurisdiction to entertain the instant appeal.
- G. That the appellant seeks permission of this Honourable Tribunal to argue any other grounds at the time of final arguments.

**PRAYER:-**


It is very humbly prayed that on acceptance of the instant appeal, the impugned order with regards to reinstatement of services of appellant may be modified as 15/08/2014 instead of immediate effect and treating the intervening period of the appellant w.e.f. 15/08/2014 to 29/02/2016 as Extra Ordinary Leave without pay may be cancelled and the respondents may be directed to allow / pay the emoluments / arrears / back benefits of the said period to the appellant.

Any other remedy available to the appellant may also be granted to appellant.

Dated: 29/11/2016

Through

Appellant





دُخَانِ

MEHBOOB ALI KHAN DAGAI

Advocate, High Court, Peshawar.



19

**BEFORE THE SERVICES TRIBUNAL KHYBER**  
**PAKHTUNKHWA, PESHAWAR**

**Rukhsana Bibi...Vs..Secretary Environment.**

**AFFIDAVIT**

I, Rukhsana Bibi, Sweeper, Environment Department, Khyber Pakhtunkhwa, Peshawar, appellant, do hereby solemnly affirm and declare that the contents of my services appeal, titled above, are true and correct to the best of my knowledge and belief and nothing has been concealed from this honorable Tribunal.

Dated: 29/11/2016..

DEPONENT



رُخسانہ

28/11/2016

**BEFORE THE SERVICES TRIBUNAL KHYBER**  
**PAKHTUNKHWA, PESHAWAR**

**Rukhsana Bibi...Vs..Secretary Environment. .**

**MEMO OF PARTIES ADDRESSES**

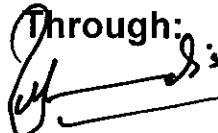
**APPELLANT.**

Rukhsana Bibi, Sweeper , Environment Department, Khyber  
Pakhtunkhwa, Peshawar.

**RESPONDENTS.**

1. The Secretary to Govt. Khyber Pakhtunkhwa, Forestry,  
Environment and Wildlife, Peshawar.
2. The Deputy Secretary-I, Environment Department, Peshawar.
3. The Section Officer (General) Govt. of KP, Environment  
Department, Peshawar.

Appellant

Through:  


( Mehboob Ali Khan Dagai),  
Advocate High Court,  
Peshawar.

Dated:-29/11 2016.

**BEFORE THE SERVICES TRIBUNAL KHYBER**  
**PAKHTUNKHWA, PESHAWAR**

**Rukhsana Bibi...Vs..Secretary Environment. . .**

**APPLICATION FOR CONDONATION OF DELAY IN**  
**FILING OF APPEAL.**

**Respectfully Sheweth:**

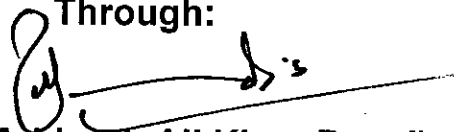
**The appellant/petitioner submits as under:-**

1. That the captioned appeal is submitted before this Hon'ble Court in which no date is yet fixed.
2. That the appellant time and again requested the respondents to decide her appeal and also filed a reminder to this effect before the competent authority but to no avail till the expiry of its statutory period.
3. That being a matter of arrears/salary/back benefits/<sup>an</sup> financial matter no limitation under the law shall run against the same by filing an appeal.
4. That in order to meet the ends of justice and to arrive to a real conclusion of the matter, the appellant/petitioner seeks the condonation of delay in filing of appeal, from this honourable Tribunal.

It is prayed that condonation of delay, if any, in filing of appeal may kindly be granted to the appellant/petitioner.

**Appellant**

Through:



( Mehboob Ali Khan Dagai),  
Advocate High Court,  
Peshawar.

Dated:- 29/11/2016.

BEFORE THE HON'BLE SERVICES TRIBUNAL, KHYBER

PUKHTUNKHWA, PESHAWAR



SERVICE APPEAL NO. 1320 / OF 2014

133  
05/11/14

MRS: RUKHSANA BIBI W/O JAMIL MASIH  
R/O O/S YAKATOOT, H.NO. 41905, MOHALIAH : NAWAN  
PESHAWAR.

ANNEXURE-A

....APPELLANT

V E R S U S

- 1) Govt: of Khyber Pukhtunkhwa, through its Secretary, Dorestry, Environment and Wildlife Department, Peshawar.
- 2) Deputy Secretary-I, Environment Department Govt: of Khyber Pukhtunkhwa, Peshawar.
- 3) Section Officer (General) Govt: of Khyber Pukhtunkhwa, Environment Department, Peshawar.

....RESPONDENTS

SERVICE APPEAL

SERVICE APPEAL UNDER SERVICES TRIBUNAL ACT-1974, OF THE ORDER OF THE RESDPT NO.2 DATED 15-09-2014, VIDE WHICH THE APPELLANT WAS REMOVED FROM THE SERVICE WITH IMMEDIATE EFFECT.

Re-submitted to-day and filed.

Filed to file  
5/11/14

ATTESTED

Khayber Pukhtunkhwa Service Tribunal, Peshawar

Mst. Rukhsana Bibi vs Govt



21.12.2015

Counsel for the appellant (Mr. Hidayatullah Afridi, Advocate) and Mr. Muhammad Jan, GP for respondents present.

2. Mst. Rukhsana Bibi Sweeper (BPS-01) was appointed in Govt: of Khyber Pakhtunkhwa, Environment Department on fixed pay who was regularized vide order dated 10.05.2007. She was removed from service vide impugned order dated 15.09.2014 on the charge of absence from duty on 08.08.2014. Enquiry was conducted against her by Muhammad Fayaz, Section Officer, Environment Department who submitted his report where-after she was removed from service.

3. Arguments heard and record perused.

4. From perusal of the record it was found that no charge sheet has been issued to the appellant. She has not been provided opportunity of defense and personal hearing as provided in the rules. In the Circumstances of the case, the Tribunal is of the considered opinion that as rules have not been followed, therefore, the impugned order dated 15.09.2014 is set aside. Appellant is reinstated into service with the direction to the respondent-department to proceed afresh if deemed appropriate. The appeal is disposed of accordingly. Parties are left to bear their own cost. File be consigned to the record room.

Date of Presentation of Application 21-11-2016  
 Number of Words 688  
 Copying Fee 2/-  
 Urgent 2/-  
 Total 4/-  
 Name of Copyist [Signature]  
 Date of Completion of Copy 21-11-16  
 Date of Delivery of Copy 21-11-16

Announced  
21

self-  
(Abdul Latif) Member  
self-  
(Pir Bakht Shah) Member

Certified to be true copy  
Khyber Pakhtunkhwa  
Service Tribunal



GOVERNMENT OF KHYBER PAKHTUNKHWA  
FORESTRY, ENVIRONMENT & WILDLIFE DEPARTMENT

Rukhsana Bibi  
PF

94/9

ANNEXURE-B

DATED 01.03.2016

OFFICE ORDER

No. SOG(Env)/5-12/2011 Vol-II-1236 In pursuance of the judgment of Services Tribunal, Khyber Pakhtunkhwa dated 21.12.2015 in the Service Appeal No.1320 of 2014 titled "Mst. Rukhsana Bibi Versus Secretary Forestry, Environment & Wildlife Department", the competent authority has been pleased to re-instate Mst. Rukhsana Bibi, Sweeper in service with immediate effect.

2. Consequent upon the above, the intervening period w.e.f. 15.09.2014 up to her re-instatement shall be treated as extra ordinary leave without pay.

**Secretary**  
Government of Khyber Pakhtunkhwa  
Forestry, Environment & Wildlife Department

Copy is forwarded to:-

1. Accountant General, Khyber Pakhtunkhwa.
2. PS to Secretary, Forestry, Environment & Wildlife Department.
3. PS to Special Secretary, Forestry, Environment & Wildlife Department.
4. Accountant of FEW Department.
5. Personal file of the official.
6. Official concerned.

29/13  
AR 506-1

DSI  
Sobh  
PF.  
331/3  
Section Officer (General)

allied  
Section Officer (General)  
Forestry, Environment And Wildlife  
Department Government Of Khyber Pakhtunkhwa

DSI

Received  
of the  
Sum of

6

710

To

The Secretary  
to Government of Khyber Pakhtunkhwa,  
Forestry, Environment & Wildlife Department.

ANNEXURE-C

Subject:- RE-INSTATEMENT IN SERVICE BY ORDERS OF SERVICES TRIBUNAL

R/Sir,

With humble regards it is stated that I was appointed as Sweeper on 11.06.2003 in Environment Department. I was performing my duties devotedly but due to some illness I could not attend office for one day and ultimately I was removed from service on 15.08.2014 after rendering more than 11 years service, I also made an appeal for re-instatement in this regard but of no positive result.

Ultimately, I knocked at the door of law for Justice vide service appeal No.1320/2014 in the Khyber Pakhtunkhwa Services Tribunal. After hearing the case the Tribunal announced their order on 21.12.2015 in my favour. Para-4 of the order is reproduced below:

★ "From perusal of the record it was found that no charge sheet has been issued to the appellatant. She has not been provided opportunity of defense and personal hearing as provided in the rules. In the Circumstances of the case, the Tribunal is of the considered opinion that as rules have not been followed, therefore, the impugned order dated 15.09.2014 is set aside. Appellant is reinstated into service with the direction to the respondent-department to proceed afresh if deemed appropriate. The appeal is disposed of accordingly. Parties are left to bear their own cost. File be consigned to the record room".

As the Tribunal has reinstated me in service by **Setting Aside** the order dated 14.08.2014 (copy enclosed) but the department has issued order No.SOG(Env)/5-12/2011 Vol-II/1236 dated 01.03.2016 wherein, I have been re-instated in service from 01.03.2016 but the intervening period i.e. from 15.08.2014 to 29.02.2016 has been treated as Extra Ordinary Leave without pay (copy enclosed).

★ It is evident from the orders of the Service Tribuna,| that the orders dated 15.08.2014 has been set aside, therefore I may be considered re-instated from 15.08.2014 and my emoluments for the period, I remained out of service i.e. from 15.08.2014 to 29.02.2016 may please be paid to me being a poor low paid Class-IV employee.

I shall be thankful to you.

DATED 04.04.2016

Put up our file  
Yours faithfully,  
Rukhsana Bibi  
Section Officer,  
Forestry, Environment & Wildlife  
Department Government of Khyber Pakhtunkhwa  
04.04.16.

ASSHT



To, ANNEXURE-D

Environment Department  
Govt of Khyber Pakhtunkhwa  
Secy: D.3  
Dated: 31-8-16

The Secretary,  
Government of Khyber Pakhtunkhwa  
Forestry, Environment & Wildlife  
Department Peshawar

Subject: - Payment of Arrears

Sir, with profound respect it is submitted that I have filed a departmental appeal on 4.4.2016 for payment of my emoluments / arrears / back benefits w.e.f 8.2.2014 to 29.2.2016 which is still pending.

It is, therefore, requested that my departmental appeal may please be decided at the earliest and oblige.

Date: 31-8-2016

Yours faithfully  
Rukhsana Bibi  
Secretary

Attested:  
[Signature]  
[Signature]



71645

ایڈووکیٹ/دستخط: ذیل

بار کونسل ابار ایسوسی ایشن نمبر: 2623-09-09

رابطہ نمبر: 0800-5908467

پشاور بار ایسوسی ایشن، خیبر پختونخواہ

بعدالت جناب: چیئر مین محترم سینیورل جیٹا اور

دعویٰ: Services Appeal	مخاطب: رخصسانہ بی بی
علت نمبر:	
مورثہ:	
جرم:	
تھانہ:	
بنام سیکریٹری انیورسٹی K.P. شاور	
<b>باعت تحریر آنکہ</b>	

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کاروائی متعلقہ آن مقام شاور بھیلے محسوب علی جان ڈرائیو کے کو وکیل مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا، نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ برصفت دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق زریں بد دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی، نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہو گا اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ اختیارات حاصل ہوں گے اور اس کا ساختہ بد داختم منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا وہ وکیل موصوف وصول کرنے کا حقدار ہوگا کوئی تاریخ پیشی مقام دورہ یا حد سے باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ مندر ہے۔

المرقوم: 29/11/16

بذ الع واہ شد بذ الع

مقام شاور Accepted کے لئے منظور ہے۔

Advocate

29/11/16

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**  
**APPEAL NO.1177/2016**

Mrs: Rukhsana Bibi W/o Jamil Masih, Sweeper,  
Forestry, Environmental & Wildlife Department

Petitioner

**VERSUS**

- 1) Secretary to Government of Khyber Pakhtunkhwa  
Forestry, Environment and Wildlife Department
  - 2) Deputy Secretary-I  
Government of Khyber Pakhtunkhwa  
Forestry, Environment and Wildlife Department
  - 3) Section Officer (General)  
Government of Khyber Pakhtunkhwa  
Forestry, Environment and Wildlife Department
- ... Respondents

**PARA WISE COMMENTS FOR & ON BEHALF OF RESPONDENTS NO. 1, 2 & 3.**

**Preliminary Objections**

- i. The appeal is barred by law .
- ii. The appeal is not maintainable in the present form.
- iii. The appellant has no cause of action.
- iv. The appellant has got no locus standi.
- v. The appellant is eslopped by her own conduct to file the appeal.
- vi. The appeal is bad due to mis joinder and non-jounder of necessary parties

**Respectfully Shewith:**

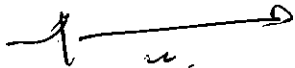
**FACTS OF THE CASE**

- Para-1 Correct.
- Para-2 Incorrect. The competent authority did not approve to proceed a fresh thus order of her reinstatement was issued with immediate effect as the appellant did not perform any duty during the intervening period and there were no clear directions from the August Tribunal in this regard.
- Para-3 Her Departmental appeal was processed and advice of the Law Department was solicited wherein they had also referred to the Tribunal orders whereby no directions were issued for payment of arrears of emoluments.**(Annex-I)**
- Para-4 As replied in para-3 above.
- Grounds

- A. The competent authority did not approve to proceed against the appellant afresh. However, in compliance of the Service Tribunal order dated 21-12-2015 her reinstatement order dated 01-03-2016 was issued with immediate effect as the appellant did not perform any duty during the intervening period and there were no clear directions from the August Tribunal in this regard. **(Annex-II)**
- B. As above.
- C. Incorrect. Replied in Para-A
- D. Incorrect.
- E. No comments.
- F. No comments.
- G. The respondents also seek permission to raise additional grounds at the time of arguments.

Prayer

That all the process was completed as per decision of the August Tribunal & advice of the Law Department. Since the applicant did not perform any duty during the intervening period therefore, it was considered as leave without pay by the competent authority, hence the instant appeal may be dismissed with costs.



Section Officer (General)  
Government of Khyber Pakhtunkhwa  
Forestry, Environment and Wildlife Deptt  
Respondent No.1



Deputy Secretary-I  
Government of Khyber Pakhtunkhwa  
Forestry, Environment and Wildlife Deptt  
Respondent No.2



Secretary to  
Government of Khyber/Pakhtunkhwa  
Forestry, Environment and Wildlife Department  
Respondent No.3



GOVERNMENT OF KHYBER PAKHTUNKHWA  
LAW, PARLIAMENTARY AFFAIRS &  
HUMAN RIGHTS DEPARTMENT

No. SO(OP-II)/LD/5-2/2012-VOL-II/2023-34.  
DATED: PESH: THE 30 JUNE, 2016.

To

The Secretary to Government of Khyber Pakhtunkhwa,  
Forestry, Environment and Wildlife Department.

Subject: RE-INSTATEMENT IN SERVICE BY ORDERS OF SERVICES  
TRIBUNAL.

Dear Sir,

I am directed to refer to your Department's letter No. SO(G)ED/PF/RUKHSANI BIBI/SWEEPRESS/1674-75, dated 07-06-2016 on the subject noted above and to state that judgment of Khyber Pakhtunkhwa Service Tribunal is silent on the emolument for the intervening period w.e.f 15-09-2014 to 29-02-2016. The Khyber Pakhtunkhwa Service Tribunal in its judgment specifically limited itself to the extent of re-instatement of the appellant and with the direction for a fresh proceeding only.

Yours Faithfully,

*o/c*  
Section Officer (Opinion-II)

Endst: of even No. & date.

Copy is forwarded to the P.S to Secretary Law, Department.

Section Officer (Opinion-II)

Annex II

95

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Rukhsana bibi

PF



GOVERNMENT OF KHYBER PAKHTUNKHWA  
FORESTRY, ENVIRONMENT & WILDLIFE DEPARTMENT

DATED 01.03.2016

OFFICE ORDER

No. SOG(Env)/5-12/2011 Vol-II-1520 In pursuance of the judgment of Services Tribunal, Khyber Pakhtunkhwa dated 21.12.2015 in the Service Appeal No.1320 of 2014 titled "Mst. Rukhsana Bibi Versus Secretary Forestry, Environment & Wildlife Department", the competent authority has been pleased to re-instate Mst. Rukhsana Bibi, Sweeper in service with immediate effect.

2. Consequent upon the above, the intervening period w.e.f. 15.09.2014 up to her re-instatement shall be treated as extra ordinary leave without pay.

**Secretary**  
Government of Khyber Pakhtunkhwa  
Forestry, Environment & Wildlife Department

Copy is forwarded to:-

1. Accountant General, Khyber Pakhtunkhwa.
2. PS to Secretary, Forestry, Environment & Wildlife Department.
3. PS to Special Secretary, Forestry, Environment & Wildlife Department.
4. Accountant of FEW Department.
5. Personal file of the official.
6. Official concerned.

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DSI  
Sols  
P.P.  
31/3

Section Officer (General)