

Service Appeal No. 7719/2021.

Diary No. 11830

1. Inspector General of Police, Khyber Pakhtunkhwa, Peshawar.

Dated 19-03-2024

2. Commandant FRP Khyber Pakhtunkhwa, Peshawar.

3. Commandant FRP Khyber Pakhtunkhwa, Peshawar.....petitioners.

VERSUS

Altaf No.2013/422 Ex-Constable FRP Khyber Pakhtunkhwa Peshawar appellant in main appeal).....respondent.

PETITION ON BEHALF OF PETITIONERS /RESPONDENTS IN THE MAIN APPEAL FOR SETTING ASIDE THE ORDER DATED 03.01.2024 WHEREBY THE PETITIONERS /RESPONDENTS WERE PLACED EX-PARTE.

RESPECTFULLY SHEWETH.

1. That the above titled Service Appeal is pending before the Khyber Pakhtunkhwa, Honorable Tribunal Peshawar and date is fixed for hearing on 20.03.2024 as per order sheet dated 03.01.2024. (Copy of order sheet dated 03.01.2024 is attached as annexure "A")
2. At the time of hearing of the subject case the representative of the petitioner/respondents has been busy in the members bench of this Hon'ble Tribunal and due to abundance of official and litigations affairs the petitioners/respondents are compelled to produced the requisite record at the time of hearing.
3. That the petitioners/respondents have received an order sheet dated 01.01.2024 wherein, the petitioners/respondents were placed Ex-parte.
4. That the petitioners/respondents have not deliberately or willfully uses any delay tactics in the producing of such record before the Hon'ble Tribunal.
5. That the Petitioners/respondents attended the Honorable Tribunal each and every date of hearing in the above titled case.

PRAYERS:-

It is therefore, humbly prayed that the Ex-parte order/proceedings dated 03.01.2024 may be set aside and the petitioners/respondents may kindly be provided an opportunity for defense in the subject case in the larger interest of justice.



Basheer Dad
Deputy commandant FRP,
Khyber Pakhtunkhwa, Peshawar
(Respondent No. 1, 2 & 3)

20-03-24
D.B.

Affidavit

That all the contents of petition are true & correct to the best of my knowledge and belief.



Basheer Dad
Deputy Commandant FRP
Khyber Pakhtunkhwa, Peshawar
(Respondent No. 1, 2 & 3)



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 2719/2021

Altaf No 2013/422 Ex Constable Frontier Reserve police Khyber Pakhtunkhwa Peshawar. -----Appellant

Vs

Khyber Pakhtunkhwa
Service Tribunal

Diary No. _____

Dated _____

1. The Inspector General of police Khyber Pakhtunkhwa Peshawar,
2. The Commandant Frontier Reserve Police Khyber Pakhtunkhwa Peshawar.
3. The Deputy Commandant Frontier Reserve Police Khyber Pakhtunkhwa Peshawar.

-----Respondents

SERVICE APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED /ORIGINAL ORDER DATED 06/09/2018 WHEREBY THE APPELLANT WAS REMOVED FROM SERVICE AGAINST WHICH THE APPELLANT PREFERRED DEPARTMENTAL APPEAL BUT THE SAME WAS REJECTED VIDE ORDER DATED 19/07/2021, WHERE THE APPELLANT ALSO PREFERRED REVISION PETITION UNDER POLICE RULES RULE 11-A TO THE COMPETENT AUTHORITY WHICH WAS UPHELD VIDE ORDER DATED 05/10/2021.

PRAYER:

ON ACCEPTANCE OF THE INSTANT APPEAL, THE IMPUGNED ORIGINAL DATED 06/09/2018 AND THE IMPUGNED APPELLATE DATED 19/07/2021 AS WELL AS 05/10/2021 MAY GRACIOUSLY BE SET ASIDE AND APPELLANT MAY KINDLY BE REINSTATED INTO SERVICE WITH ALL BACK BENEFITS.

RESPECTFULLY SHEWETH,

Fact giving rise to the present appeal are as under:-

1. That appellant was appointed in the police department of FRP on dated 01/09/2009. Though his service, he has satisfactorily performed his duties to the entire satisfaction of his superiors.
2. That appellant has been rendered 10 years service with the police force and performed his duties to the entire satisfaction of his superiors.

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

21-2-24

Appeal No. 7719/2021
Altaf vs Govt

3rd Jan. 2024

1. Learned counsel for the appellant present. Mr. Habib Anwar, Additional Advocate General present.

2. In this case, record was directed to be produced before the Tribunal but there is nobody present on behalf of the respondents, therefore, they are placed ex-parte. To come up for ex-parte arguments on 20.03 on 30.04.2024 before D.B. P.P given to the parties.

Mutazem Shah

(Fareeha Paul)
Member (E)

(Kalim Arshad Khan)
Chairman

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Date of Presentation of Application

21-2-24

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