



ORDER

13.02.2024 1. Learned counsel for the appellant present. Mr. Habib Anwar, Additional Advocate General for the respondents present. Arguments heard and record perused.

2. Vide our detailed judgment of today placed on file of service appeal No. 1764/²⁰²³ titled Shehzadi versus Government of Khyber Pakhtunkhwa, through Secretary Education Civil Secretariat, Principal Secretary, Peshawar & others, we are, therefore, without further going into validity of appointment of the appellant set aside the impugned order dated 05.08.2022 and remand the instant service appeal back to the respondents to conduct proper inquiry under the law in accordance with the provisions/procedure provided under the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011. The question of back benefits shall be subject to the outcome of inquiry. Costs shall follow the event. Consign.

3. *Pronounced in open Court at Peshawar and given under our hands and the seal of the Tribunal on this 13th day of February, 2024.*


(RASHIDA BANO)
Member (J)


(MUHAMMAD AKBAR KHAN)
Member (E)