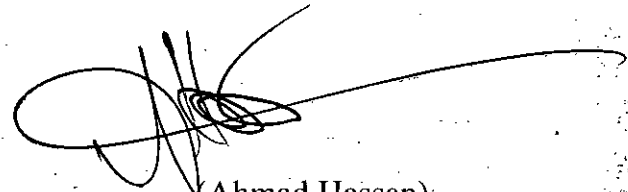


Order

14.12.2018 Counsel for the appellant present. Dr. M. Hanif, Research Officer alongwith Mr. Ziaullah, DDA for respondents present. Arguments heard and record perused.

This appeal is also accepted as per detailed judgment of today placed on file in connected service appeal No. 1136/2014 titled "Noor Zaman -vs- Govt. of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat Peshawar and two others" Parties are left to bear their own cost. File be consigned to the record room.

Announced:
14.12.2018



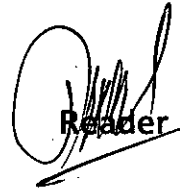
(Ahmad Hassan)
Member



(Muhammad Amin Khan Kundi)
Member


07.11.2018

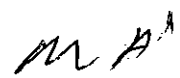
Due to retirement of Hon'ble Chairman, the Tribunal is defunct. Therefore, the case is adjourned. To come up on 05.12.2018.


Reader

05.12.2018

Counsel for the appellant present. Mr. Ziaullah, Deputy District Attorney alongwith Dr. Muhammad Hanif, Research Officer for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned. To come up for arguments on tomorrow i.e 06.12.2018 before D.B.


(Ahmad Hassan)
Member


(M. Amin Khan Kundi)
Member

06.12.2018


Counsel for the appellant present. Dr. M. Hanif, Research Officer alongwith Mr. Ziaullah, DDA for respondents present. Arguments heard. Case to come up for order on 14.12.2018 before D.B.

(Ahmad Hassan)
Member

(M. Amin Khan Kundi)
Member


21.05.2018

Clerk to counsel for the appellant and Mr. Ziaullah, DDA for respondents present. Arguments could not be heard due to incomplete bench. Adjourned. To come up for arguments on 13.06.2018 before D.B.


(Muhammad Amin Kundi)
Member

13.06.2018

Junior to counsel for the appellant and Mr. Muhammad Jan, Learned Deputy District Attorney present. Junior to counsel for the appellant seeks adjournment as senior counsel is not in attendance. Adjourned. To come up for arguments on 23.07.2018 before D.B.


(Muhammad Amin Kundi)
Member


(Muhammad Hamid Mughal)
Member

23.07.2018

Appellant in person and Mr. Ziaullah, Deputy District Attorney for the respondents present. Appellant requested for adjournment. Adjourned. To come up for arguments on 12.09.2018 before D.B.


Member

12.09.2018

Since 12 September 2018 has been declared as public holiday on account of Muharam Ul Haram. Therefore, the case is adjourned. To come up for the same on

7-11-18



Reader

1137/2014

13.12.2017

Counsel for the appellant and Addl. AG for the respondents present. The court time is over. To come up for arguments on 07.02.2018 before this D.B. Status quo be maintained till the date fixed.



Member


Chairman

07.2.2018

Counsel for the appellant and Mr. Kabeerullah Khattak, Addl. AG alongwith Muhammad Hanif, Research Officer for the respondents present. Due to shortage of time, arguments could not be heard. To come up for arguments on 02.03.2018 before the D.B. Status quo be maintained till the date fixed.


Member


Chairman

02.03.2018

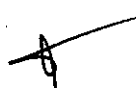
Counsel for the appellant and Mr. Ziaullah, DDA alongwith Muhammad Hanif, R.O for the respondents present. Counsel for the appellant seeks adjournment. To come up for arguments on 17.4.2018 before the D.B.



(Ahmad Hassan)
Member


Chairman

17.04.2018

Counsel for the appellant present. Mr. Ziaullah, Deputy District Attorney for the respondents also present. Learned counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 21.05.2018 before D.B.



(Ahmad Hassan)
Member


(Muhammad Amin Khan Kundi)
Member

12.09.2017


Counsel for the appellant and Asstt. AG alongwith Dr. Sajid, SRO for the respondents present. Learned AAG seeks adjournment to produce relevant enquiry file. To come up for record and arguments on 09.11.2017. Status quo be maintained till the date fixed.

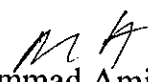

Member


Chairman

09.11.2017


Clerk of the counsel for appellant present. Mr. Ziaullah, Deputy District Attorney alongwith Dr. Sajjad, Senior Research Officer for the respondents also present. Clerk of the counsel for appellant requested for adjournment on the ground that learned counsel for the appellant is not available today. Adjourned. To come up for record and arguments on 07.12.2017 before D.B. Status-quo be maintained till the date fixed.

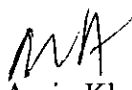

(Gul Zeb Khan)
Member


(Muhammad Amin Khan Kundi)
Member

07.12.2017


Clerk of the counsel for appellant present. Mr. Ziaullah, Deputy District Attorney for the respondents also present. Clerk of the counsel for appellant requested for adjournment. Adjourned. To come up for record and arguments on 13.12.2017 before D.B. Status-quo be maintained till the date fixed.


(Ahmad Hassan)
Member (E)


(Muhammad Amin Khan Kundi)
Member (J)

08.06.2017

Agent to counsel for the appellant and Mr. Muhammad Jan, Deputy District Attorney for the respondents present. Agent to counsel for the appellant requested for adjournment. Adjourned. To come up for arguments on 09.08.2017 before D.B. Status-quo be maintained.

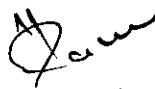

(Muhammad Amin Khan Kundi)
Member


(Gul Zeb Khan)
Member

09.08.2017

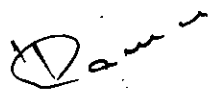
Counsel for the appellant Mr. Yasir Saleem, Advocate present and submitted fresh Wakalatnama. Dr. Sajjad, Senior Research Officer alongwith Mr. Kabirullah Khattak, Assistant AG for the respondents present. Learned counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 29.08.2017 before D.B.

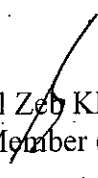

(Muhammad Amin Khan Kundi)
Member (J)


(Muhammad Hamid Mughal)
Member (J)

0-----27 29.08.2017

Junior to counsel for the appellant and Mr. Kabir Ullah Khattak, Assistant Advocate General for the respondent present. Junior to counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 12.9.17 before D.B.


(Muhammad Hamid Mughal)
Member (J)


(Gul Zeb Khan)
Member (E)

25.10.2016

Counsel for the appellant and Mr. Sajid, Research Officer alongwith Mr. Muhammad Jan, GP for respondents present. Counsel for the appellant requested for adjournment. To come up for arguments on 02.01.2017 before D.B.



Member


Chairman

02.01.2017

Clerk counsel for the appellant and Dr. Sajjad, Senior Research Officer alongwith Additional AG for the respondents present. Clerk counsel for the appellant submitted before the court that counsel for the appellant is busy before the Hon'ble Peshawar High Court and requested for adjournment. Adjourned. To come up for arguments on 24.04.2017 before D.B.


(ASHFAQUJ TAJ)
MEMBER


(MUHAMMAD AAMIR NAZIR)
MEMBER

24.04.2017

Agent to counsel for the appellant and Mr. Usman Ghani, Sr.GP for respondents present. Requested for adjournment as learned counsel for the appellant has been appointed as judge of the High Court. Adjourned for final hearing to 08.06.2017 before D.B.

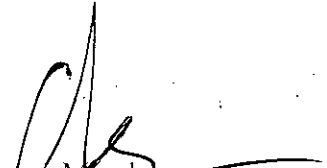

Member


Chairman

13.6.2016

Appellant in person and Dr. Sajid Khan, Research Officer alongwith Ziaullah, GP for respondents present. Appellant requested for adjournment. To come up for arguments on 26.7.2016. Till then status-quo regarding recovery is extended.

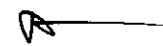

Member


Member

26.07.2016

Clerk to counsel for the appellant and Dr. Sajid, Research Officer alongwith Addl: AG for respondents present. Clerk to counsel for the appellant requested for adjournment as counsel for the appellant is not available today. Adjournment granted. To come up for arguments on 08.09.2016. Till then status-quo regarding recovery is extended.

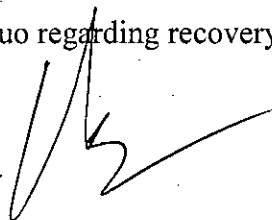

Member


Member

08.09.2016

Counsel for the appellant and Dr. Sajid Khan, Research Officer alongwith Additional AG for respondents present. Learned counsel for the appellant seeks adjournment and also requested for hearing of the instant appeal alongwith identical service appeal No. 1087/2014 Dr. Muhammad Mujtaba -vs-Government of KPK. Request accepted. To come up for arguments alongwith identical service appeal No. 1087/2014 on 25-10-16 before D.B. Till then status-quo regarding recovery is extended.

Member



Member



17.02.2016

Counsel for the appellant and Addl: A.G for respondents present. The learned Member (Executive) is on official tour to Abbottabad, therefore, Bench is incomplete. To come up for arguments on 7.4.16. Till then status-quo regarding recovery is extended.


Member

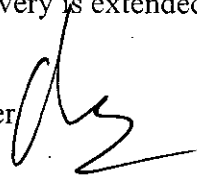
07.04.2016

Appellant in person and Dr. Sajjad, Research Officer alongwith Addl: AG for respondents present. The learned Member (Executive) is on leave therefore, Bench is incomplete. To come up for arguments on 13.5.16. Till then status-quo regarding recovery is extended.


Member

13.05.2016

Appellant with counsel and Addl. AG for respondents present. Appellant with counsel requested for adjournment. Adjourned for arguments on 13.6.2016. Till then status-quo regarding recovery is extended.

Member 


Member

09.10.2015

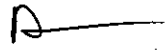
Appellant with counsel Dr. Sajid Research Officer
alongwith Mr. Muhammad Jan, GP for the respondents present.
Counsel for the appellant requested for adjournment. To come up
for rejoinder and arguments on 9-12-15. Till than
Status-quo regarding recovery is extended.


Member


Member

09.12.2015

Junior to counsel for the appellant and Mr. Muhammad Jan, GP
for respondents present. Junior counsel for the appellant requested for
adjournment as senior counsel for the appellant is stated busy before the
august Peshawar High Court. To come up for arguments on
15-1-16. Till than status-quo regarding recovery is extended.


MEMBER


MEMBER

15.01.2016

Mr. Junaid Zaman, clerk of counsel for the appellant and Mr.
Ziaullah. GP for respondents present. Clerk of counsel for the appellant
stated the senior counsel for the appellant is not available due to his
personal engagement he requested for adjournment. Last opportunity given.
To come up for arguments on 17-2-2016. Till than status-quo
regarding recovery is extended.


Member


Member

16.3.2015

Appellant with counsel and Mr. Muhammad Jan, GP with Dr. Sajid Research Officer for the respondents present. Reply received on behalf of the respondents. To come up for rejoinder and arguments on 06.5.2015. Status quo order regarding recovery is extended till the date fixed.



MEMBER



MEMBER

06.05.2015

Counsel for the and Mr. Muhammad Jan, GP with Dr. Sajid Research Officer for the respondents present. The learned Member (Judicial) is on leave, therefore, case to come up for rejoinder and arguments on 17.6.2015. Till then the status quo regarding recovery is extended.



MEMBER

17.06.2015

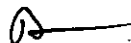
Appellant with counsel and Dr. Sajid, Research Officer alongwith Assistant A.G for respondents present. The learned Member (Judicial) is on leave, therefore, arguments could not be heard. To come up for rejoinder and arguments on 01.09.2015. Till then the status-quo regarding recovery is extended.



Member

01.09.2015

Appellant with counsel and Dr. Sajid, Research Officer alongwith Mr. Muhammad Jan, GP for respondents present. Counsel for the appellant requested for adjournment. To come up for rejoinder and arguments on 9-10-2015. Till then status-quo regarding recovery is extended.



Member

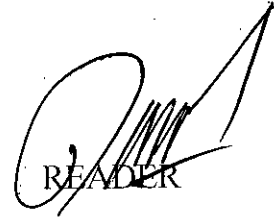


Member

1137/14

2.12.2014

Counsel for the appellant and Mr. Muhammad Jan, GP present. The Tribunal is incomplete. To come up for the same on 17.2.2015.



READER

28.1.2015

Appellant with counsel present. Mr. Muhammad Jan, GP with Dr. Muhammad Sajid, Research Officer for the respondents present and requested for time. To come up for written reply/comments on 16.2.2015.



MEMBER

16.2.2015

Appellant with counsel and Dr. Sajid, Focal Person for respondent No. 3 with Addl. AG for the respondents present. Representative of respondent No. 3 submitted that record is with the administrative department and correspondence have been made with them to procure the relevant record. Further is requested to be granted for reply.

The learned counsel for the appellant submitted that the respondents have started recovery of the disputed amount from the appellant for which reason they are delaying the process by not submitting the reply in time. It was prayed that status quo order may be passed so that no recovery may be affected from the appellant. In this regard it was also stated at the Bar that Hon'ble Peshawar High Court granted status quo in favour of other colleague of the appellant vide order dated 07.1.2015 in Writ Petition No. 29-P/2015. Hence, status quo be maintained to the extent of recovery till next date. To come up for written reply on main appeal as well as reply/arguments on stay application on 16.3.2015.



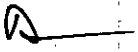
MEMBER



MEMBER

30.10.2014

Clerk of counsel for the appellant present, and requested for adjournment as counsel for the appellant was busy in the Supreme Court of Pakistan. Request accepted. To come up for preliminary hearing on 06.11.2014.


Member

06.11.2014

Appellant alongwith his counsel present. Preliminary arguments heard and case file perused. Through the instant appeal under Section-4 of the Khyber Pakhtunkhwa Service Tribunal Act 1974, the appellant has impugned order dated 17.03.2014, vide which the penalty of recovery of rupees 0.076, million besides withholding of one increment for one year has been imposed upon the appellant. Against the above referred impugned order appellant filed departmental appeal on 14.04.2014 which was rejected vide order dated 23.07.2014, communicated to the appellant on 05.08.2014, hence the instant appeal on 03.09.2014. Counsel for the appellant has also filed an application for suspending the operation of impugned order dated 17.03.2014 and restraining the respondent from affecting recovery pursuant to the order dated 17.03.2014. Notice of application should also be issued to the respondents for reply/arguments.

Since the matter pertains to terms and conditions of service of the appellant, hence admit for regular hearing subject to all legal objections. The appellant is directed to deposit the security amount and process fee within 10 days. Thereafter, Notice be issued to the respondents for submission of written reply. To come up for written reply/comments on main appeal on 28.01.2015 as well as reply/arguments on application on 02.12.2014.


Member

06.11.2014

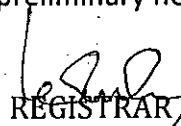

This case be put before the Final Bench II for further proceedings.


Chairman

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 1137 /2014


S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	15/09/2014	<p style="text-align: center;">The appeal of Mr. Haider Ali resubmitted today by Mr. Ijaz Anwar Advocate may be entered in the Institution register and put up to the Worthy Chairman for preliminary hearing.</p> <p style="text-align: right;"> REGISTRAR</p>
2	22-9-2014	<p style="text-align: center;">This case is entrusted to Primary Bench for preliminary hearing to be put up there on <u>30-10-2014</u></p> <p style="text-align: right;"> CHAIRMAN</p>

The appeal of Mr. Haider Ali Assistant/Accountant Livestock & Dairy Development received today i.e. on 03.09.2014 is incomplete on the following score which is returned to the counsel for the appellants for completion and resubmission within 15 days.

- 1- Copy of reply to the charge sheet mentioned in para-3 of the memo of appeal is not attached with the appeal which may be placed on it.
- 2- Copy of enquiry report is incomplete which may be completed.
- 3- Annexures of the appeal may be annexed serial wise as mentioned in the memo of appeal.
- 4- Annexures of the appeal may be attested.
- 5- Appeal may be page marked according to the index.
- 6- Five more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

No. 1324 /S.T.

Dt. 04/9 /2014.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Ijaz Anwar Adv. Pesh.

Objection 1 to 6 to be removed & class put
to the Court

- ① Copy of suspension order is attached
- ② Copy of Reply of Charge Sheet is attached is Annex-C
- ③ Enquiry Report was not issued by pleader
- ④ Appeal Annex is serial wise in the memo of appeal
- ⑤ Annex Appeal may be attached
- ⑥ Annex Appeal may be done according to the index
- ⑦ Five more copy is attached

**BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL PESHAWAR**

Appeal No. 137/2014

Haider Ali Assistant/Accountant (BS-14), Livestock Research
and Development (LR&D) Peshawar.

(Appellant)


VERSUS

Govt of Khyber Pakhtunkhwa through Chief Secretary Khyber
Pakhtunkhwa Civil Secretariat Peshawar and others.


(Respondents)


INDEX

S. NO.	Description of document	Page No.	Page No.
1	Memo of Appeal		1-5
2	Stay Application and Affidavit		6-7
3	Copy of the charge sheet and covering letter dated 20.5.2013	A & B	8-9
4	Copy of the reply to the charge sheet	C	10-11
5	Copy of inquiry	D	12-13
6	Copy of the show cause notice and reply to the show cause notice along with relevant documents	E & F	14-32
7	Copy of the order dated 17.3.2014	G	33
8	Copies of departmental appeal and order dated 23.7.2014	H & I	34-35
9	Vakalatnama		37


Appellant

Through


IJAZ ANWAR
Advocate, Peshawar


SAJID AMIN
Advocate, Peshawar

1

**BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL PESHAWAR**

Appeal No. 1137/2014

1130
03/9/2014

Haider Ali Assistant/Accountant (BS-14), Livestock Research and Development (LR&D) Peshawar.

(Appellant)

VERSUS

1. Govt of Khyber Pakhtunkhwa through Chief Secretary Khyber Pakhtunkhwa Civil Secretariat Peshawar.
2. The Secretary Govt of Khyber Pakhtunkhwa, Agriculture, Livestock and Corporation Department, Khyber Pakhtunkhwa, Peshawar.
3. Director General, Livestock and Dairy Development, Khyber Pakhtunkhwa, Peshawar.

(Respondents)

Appeal under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974, against the order dated 17.3.2014, whereby the penalty of Recovery of Rupees 0.076, ^{million} besides withholding of one increment for one year" has been imposed upon the appellant, against which the departmental review/ representation dated 14.4.2014 has also been rejected vide order dated 23.7.2014 Communicated to the appellant on 05.8.2014.

[Signature]
3/9/14

PRAYER IN APPEAL:

On acceptance of this appeal the impugned notification dated 17.3.2014 and the rejection order dated 23.7.2014 may please be set aside and the appellant may be allowed consequential benefits.

re-submitted to-40
and filed.

[Signature]
3/9/14

Respectfully Submitted:

1. That the appellant is serving as Assistant/Accountant (BS-14) in the Livestock Department. Ever since his appointment the appellant has performed his duties as assigned with zeal and devotion and therein was no complaint whatsoever regarding his performance.
2. That while serving in the said capacity the appellant along with other officials of live stock department were proceeded departmentally. The appellant was suspended from service vide order dated 21.2.2013 and was served with charge sheet vide letter dated 20.5.2013, containing certain false and baseless allegations, the allegations so leveled are reproduced below.
 - i. You misappropriated an amount of Rs. 99000/- on account of purchase of 49500 kg Sugar Beet Pulp Which has not been recorded in the stock register.
 - ii. You misappropriated Rs. 69795/- on account of purchase of 4 numbers feed ingredients which have not been received and entered in the record.
 - iii. You misappropriated Rs. 120000/- on account of purchase of Vanda From the Barani Livestock Production & Research Institute, Kherimurat Attock without fulfilling codal formalities.
 - iv. You misappropriated Rs. 82215/- on account of purchase of sugar Beet pulp from Muhammad Amin Govt contractors, which has not been received in the Station.

(Copies of the suspension order, charge sheet and covering letter dated 20.5.2013 are attached as annexure A & B).

3. That the appellant duly replied the charge sheet and refuted the allegations leveled against him as false and baseless. (Copy of the reply to the charge sheet is attached as annexure C).
4. That a partial inquiry was conducted and the inquiry officer while submitting his findings gave certain recommendations regarding recovery of the amount allegedly misappropriated. (Copy of inquiry is attached as annexure D).

5. That the appellant was served with show cause notice dated 28.11.2013 which he duly replied and refuted the allegations. (Copies of the show cause notice and reply to the show cause notice along with relevant documents are attached as annexure E & F).
6. That the competent authority without applying his prudent mind, awarded the penalty of recovery of Rs. 0.076 million, besides the penalty of stoppage of one increment for one year vide order dated 17.3.2014. (Copy of the order dated 17.3.2014 is attached as annexure G).
7. That the appellant submitted his review/representation on 14.4.2014, however it has also been rejected vide order dated 23.7.2014 communicated to the appellant on 05.8.2014. (Copies of departmental appeal and order dated 23.7.2014 are attached as annexure H & I).
8. That the impugned orders are illegal, unlawful against the law and facts, hence liable to be set aside inter alia on the following grounds.

GROUND OF APPEAL:

- a. That the appellant has not been treated in accordance with law he has been greatly prejudiced and discriminated in the grant of seniority, when his juniors were made senior to him.
- b. That no proper procedure has been followed before awarding the penalty to the appellant. The appellant has not been properly associated with the inquiry proceedings. Moreover, statement of witnesses were never recorded in presence of the appellant nor he has been allowed the opportunity of cross examination hence, the whole proceedings are defective in the eyes of law.
- c. That the appellant has not been given fair opportunity of personal hearing thus he has been condemned unheard.
- d. That the appellant has not been treated in accordance with law, he was not given proper, fair and meaningful opportunity to defend himself, thus he was greatly prejudiced in the enquiry proceedings.
- e. That the charges leveled against the appellant are false and baseless. Moreover, the same were never proved in the inquiry. The inquiry officer gave his findings on surmises and conjunctures.

f. That the detailed reply to the charges leveled are as under:-

- i. That the order for supply of goods/items was placed by the then Director, Livestock Research and Development and bill was passed for payment in Accountant General Peshawar, the cross cheque was issued by the Accounts Officer in the name of concerned firm. As a matter of fact the amount was received by contractor and if the contractor did not supply the goods then he must be call for explanation, written statement or personnel hearing by inquiry officer but ignoring the fact one sided inquiry was conducted.
 - ii. That the payment was received by contractor/firm through cross cheque by the DDO so he must be accountable for non supply of goods, being low paid subordinate Govt servant having no competency of DDO, not involved throughout in processing of both cases.
 - iii. The bill of Rs. 82215/- dated 22.05.2008 of M/S Muhammad Amin & Sons, Peshawar was handed over to the appellant by the then Director, Livestock Research and Development, Khyber Pakhtunkhwa, Peshawar, with strict directions for immediate processing of the bill. Although the appellant pointed out and showed his inability to entertain the bill for payment, until and unless complete supply is made. The then Director LR&D, Peshawar, threatened for consequences for non-compliance and stressed that supply will be completed before closing of the financial year o avoid lapses of funds. He further stressed that non-supply will result in non availability of sugar beet pulp and it will cause the starvation of animals and less production. Therefore, the bill was passed in hurry, keeping in view the aforesaid facts and figures.
 - iv. That a detailed inquiry has already been conducted by the Anticorruption department in the case which states that "Apart from the above other available relevant record pertaining to Shandar Vanda/Feed Ingredients etc. checked and no loss detected
- g. That the appellant had never committed any act or omission which could be termed as misconduct albeit he has been awarded the penalty.
- h. That the appellant have a long and spotless service career at his credit. The penalty imposed upon him is illegal and is a stigma on his bright and spotless service career.

- i. That the facts and grounds mentioned in the replies to the charge sheet and show cause notice and departmental appeal of the appellant may also be read as integral part of the instant appeal.
- j. That the appellant seeks the permission of this Honourable Tribunal to rely on additional grounds at the hearing of this appeal.

It is, therefore, humbly prayed that on acceptance of this appeal the impugned notification dated 17.3.2014 and the rejection order dated 23.7.2014 may please be set aside and the appellant may be allowed consequential benefits.


Appellant

Through


IJAZ ANWAR
Advocate Peshawar
&


SAJID AMIN
Advocate Peshawar

BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL PESHAWAR

Appeal No. _____/2014

Haider Ali Assistant/Accountant (BS-14), Livestock Research
and Development (LR&D) Peshawar.

(Appellant)

VERSUS

Govt. of Khyber Pakhtunkhwa through Chief Secretary Khyber
Pakhtunkhwa Civil Secretariat Peshawar and others.

(Respondents)

**Application for the suspension of the impugned
order Dated 17.3.2014 and restraining the
respondents from affecting recovery pursuant to
the order dated 17.3.2014 till the decision of the
above noted Appeal**

Respectfully Submitted:

1. That the appellant has filed the titled appeal in this Honourable Tribunal in which no date of hearing is fixed so far.
2. That the facts and ground mentioned in the accompanied appeal may be read as integral part of this application.
3. That the applicant has got a good prima facie case and there is likelihood of its success.

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4. That the applicant would be exposed to great hard ship and inconvenience in case the order is not suspended.
 5. That it will also serve the interest of justice if the order impugned is suspended till the final decision of the appeal.

It is, therefore, prayed that on acceptance of this application the operation of the impugned order dated 17.03.2014, may please be suspended and the respondents may please be restrained from recovery pursuant to the order dated 17.3.2014 till the decision of the appeal.


Applicant

Through


IJAZ ANWAR
Advocate, Peshawar
&


SAJID AMIN
Advocate, Peshawar

AFFIDAVIT

I, Haider Ali Assistant/Accountant (BS-14), Livestock Research and Development (LR&D) Peshawar, do hereby solemnly affirm and declare on oath that the contents of the titled appeal as well as application are true and correct to best of my knowledge and believe and that nothing has been kept back or concealed from this Honourable Tribunal.




DEPONENT

4571
12/12

8
ANNEX-A



GOVERNMENT OF
KHYBER PAKHTUNKHWA
AGRICULTURE LIVESTOCK & COOPERATIVE
DEPARTMENT

88-18/CF Dated Peshawar the 9th December, 2013.

NOTIFICATION:

NO.SO(L&F)AD-B-2(99)/2012: In continuation to this Department's Notification of even number dated 21.2.2013. The Competent Authority is pleased to further extend suspension of the following officers/officials for further three months:-

1. **Dr.Muhammad Mujtaba**, Senior Research Officer (BS-18), Veterinary Research Institute, Peshawar, Livestock & Dairy Development (Research), Khyber Pakhtunkhwa.
2. **Dr.Muhammad Irshad**, Farm Manager (BS-17), Livestock Research & Development Station, Surezai, Livestock & Dairy Development (Research), Khyber Pakhtunkhwa.
3. **Mr.Noor Zaman Shah**, Superintendent (BS-16), Livestock Research & Development of L&DD (Research).
4. **Mr.Haider Ali**, Assistant / Accountant (B-14), Livestock Research & Development, L&DD (Research).

Sd/
SECRETARY AGRICULTURE

ENDST: NO. & DATE EVEN:

Copy forwarded to the:

1. ✓ Accountant General Khyber Pakhtunkhwa Peshawar.
2. ✓ Director General (Research), Livestock & Dairy Development Department, Khyber Pakhtunkhwa, Peshawar for information and further necessary action.
3. Dr.Muhammad Mujtaba, Senior Research Officer (BS-18), Veterinary Research Institute, Peshawar.
4. Dr.Muhammad Irshad, Farm Manager (BS-17), Livestock research & Development Station, Surezai.
5. Mr.Noor Zaman Shah, Superintendent (BS-16), Livestock Research & Development of L&DD (Research).
6. Mr.Haider Ali, Assistant / Accountant (B-14), Livestock Research & Development.
7. P.S to Chief Secretary, Khyber Pakhtunkhwa.
8. P.S to Minister Livestock & Cooperatives Department
9. P.S to Secretary Agriculture, Livestock and Cooperatives Department.
10. Personal file of the Officers/Officials concerned.
11. Master file.

OS (E)

11/12

(Dr.Mir Ahmad Khan)
SECTION OFFICER (L&F)

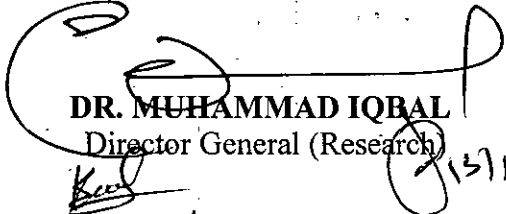



DIRECTORATE GENERAL (RESEARCH)
LIVESTOCK & DAIRY DEVELOPMENT, DEPARTMENT
KHYBER PAKHTUNKHWA, PESHAWAR

No. DG (Res) L&DD/Est. I/PF (37)/2009/ 17481-88 Dated Peshawar the 13/12/2013

Copy of the overleaf is forwarded for information to:-

1. Dr. Muhammad Mujtaba, Senior Research Officer Veterinary Research Institute, Peshawar.
2. Dr. Muhammad Irshad, Farm Manager through Station Director, Livestock Research & Development Station, Surezai.
3. Mr. Noor Zaman Shah, Superintendent Veterinary Research Institute, Peshawar.
4. Mr. Haider Ali, Assistant through Director, Livestock Research & Development, Peshawar.
5. Personal files of the Officers/ Officials concerned.


DR. MUHAMMAD IQBAL
Director General (Research)


13/12/13

(8) A

CHARGE SHEET

I, Amir Haider Khan Hoti, Chief Minister, Khyber Pakhtunkhwa, as Competent Authority, hereby charge you, Haider Ali, Assistant/ Accountant (BS-14), Livestock Research & Development (LR&D) of Livestock & Dairy Development (Research) as follows:

That you while posted as, Accountant (BS-14), Livestock Research & Development (LR&D) committed the following irregularities:

- i. You misappropriated Rs.99000/- on account of purchase of 49500 kg Sugar Beet Pulp which has not been recorded in the stock registers.
- ii. You misappropriated Rs.69795/- on account of purchase of 4 numbers feed ingredients which have not been received and entered in the record.
- iii. You misappropriated Rs.120000/- on account of purchase of Vanda from the Barani Livestock Production & Research Institute, Kherimurat Attock, without fulfilling codal formalities.
- iv. You misappropriated Rs.82215/- on account of purchase of Sugar Beet Pulp from Muhammad Amin Govt Contractors, which has not been received in the Station.


2. By reason of the above, you appear to be guilty of corruption and misconduct under Rule-3 of the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011 and have rendered yourself liable to all or any of the penalties specified in Rule-4 of the rules ibid.

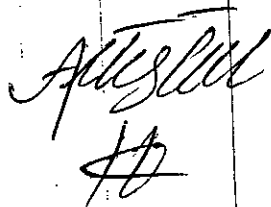
3. You are, therefore, required to submit your written defence within seven days of the receipt of this Charge Sheet to the inquiry officer/inquiry committee, as the case may be.

4. Your written defence, if any, should reach the inquiry officer/inquiry committee within the specified period, failing which it shall be presumed that you have no defence to put in and in that case ex-parte action shall be initiated against you.

5. Intimate whether you desire to be heard in person.

6. A statement of allegations is enclosed.


(AMIR HAIDER KHAN HOTI)
CHIEF MINISTER, KHYBER PAKHTUNKHWA.



SECTION OFFICER (L&F)

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Department.

Copy to P.S to Secretary, Agriculture, Livestock & Cooperative

Encl: As above.

(Dr. Mir Ahmad Khan)
SECTION OFFICER (L&F)

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Department's Notification of even number dated 21.2.2013.

It is however to point out that the transfer were mentioned in this and further necessary action.

I am directed to enclose herewith a copy of charge sheet duly signed by the Competent Authority i.e. Chief Secretary, Khyber Pakhtunkhwa on 18.2.2013 on the subject noted above which is self-explanatory for information and further necessary action.

DISCIPLINARY ACTION AGAINST DR. MUHAMMAD MUJTABA,
SENIOR RESEARCH OFFICER, DR. MUHAMMAD IRSHAD,
RESEARCH OFFICER/FARM MANAGER (BS-17), MR. NOOR ZAMAN
SHAH, SUPERINTENDENT (BS-16) AND MR. HAIDER ALI, ASSISTANT
(BS-14), LIVESTOCK & DAIRY DEVELOPMENT (RESEARCH).

Subject:

- 1. Dr. Muhammad Mujtaba, Senior Research Officer (BS-18), Veterinary Research Institute, Peshawar.
- 2. Dr. Muhammad Irshad, Farm Manager (BS-17), Livestock research & Development Station, Surezal.
- 3. Mr. Noor Zaman Shah, Superintendent (BS-16), Livestock & Development of L&DD (Research).
- 4. Mr. Haider Ali, Assistant / Accountant (B-14), Livestock Research & Development.

To

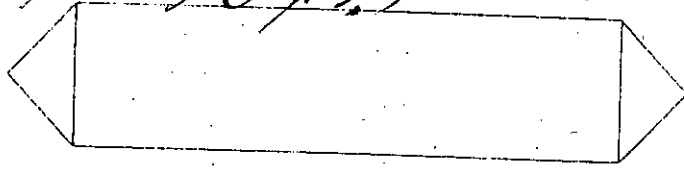


GOVERNMENT OF
KHYBER PAKHTUNKHWA
AGRICULTURE LIVESTOCK & COOPERATIVE
DEPARTMENT
NO. SO(L&F)AD-B-2(99)/2012,
Dated Peshawar the 20th May, 2013.

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بعدالت خمیر مخوف جوہن مسرہ میں لکھنویہ مسرہ



مورخہ	2017ء بنجاب
مقدمہ	بنام حکومت
دعویٰ	حسد علی
جرم	سروس دہلی

باعث تحریر آنکے

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی و کل کاروائی متعلقہ آن مقام لکھنؤ کیلئے ماسٹر سلیم و مڈل کلاس 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 پر حلف دینے جو اب دہلی اور اقبال دعویٰ اور بصورت ڈگری کرنے اجراء اور وصولی چیک درو پیہا عرضی دعویٰ اور درخواست ہر قسم کی تصدیق لڑا میں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری کی طرف یا اپیل کی برآمدگی اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا۔ از بصورت ضرورت مقدمہ مذکور کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ پر داختم منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے رہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حدت۔ باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی مذکور کریں۔ لہذا کالت نامہ لکھنویہ کہ سندر ہے۔

المرقوم  ماہ اگست 2017ء

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الحکم فی حق العباد

مقام لکھنؤ
 کے لئے منظور ہے۔
 Algeed
 Acefua
 You

To

The Secretary,
Govt. of Khyber Pakhtunkhwa
Agriculture, Livestock, Cooperatives & Fisheries Dept.
Peshawar.

Attention: Section Officer (L&F)

Subject: SHOW CAUSE NOTICE

ARRIVED: F
DIN O' 12950
12-12-13
Secretary Agriculture
Date:
No:
Date:

(15)

In response to show cause notice served upon me vide letter No.SO(L&E)AD-II-2 (99)/2011 dated 28.11.2013, which was received through Director General (Research) vide letter No.DVRI/Estt.II/PF(24)/09/17309 dated 09.12.2013, on the subject noted above.

I. "MISAPPROPRIATION OF RS. 69795/- ON ACCOUNT OF PURCHASE OF 04 NOS OF FEED INGREDIENTS"

In addition to the explanation already made by me in the charge sheet reply, the bill for Rs.69795/- dated 18.06.2009 of M/S Ijaz & Co. Government Contractor and General Supplier, Charsadda was handed over to me by the then-Director, Livestock Research & Development, Khyber Pakhtunkhwa, Peshawar with strict directions for immediate processing of the bill. Although I pointed out and showed my inability to entertain the bill for payment, until & unless complete supply is made. The then Director, LR&D, Peshawar threatened for consequences for non-compliance and stressed that supply will be completed before closing of the financial year to avoid the lapse of funds. Further assured that non-supply will result in the non-availability of feed ingredients and it will cause the starvation of animals and less production. Therefore, the bill was passed in hurry, keeping in view the afore-said facts and figures.

The bill was passed and payment was made on 26.06.2009 by the then Director himself before supply and as such the responsibility of the wrong doing lies on the then Director, LR&D, Peshawar being a DDO at that time.

The then Director have also released the call deposit inspite of non-supply of feed ingredients, which confirms his deal with the contractor while declaring me guilty for the task made by the then Director, is not justified.

Apart from this, a detailed inquiry conducted by the Anti-corruption Establishment Department, charges shows "**certified that apart from the above other available relevant record pertaining to Shandar Vanda/ Feed Ingredients etc was checked and no loss detected**" (Annexure-A). This also shows my no involvement in the supply of less feed ingredients.

1) "Misappropriation of Rs. 82215/- on account of purchase of Sugar Beet Pulp"

As already explained in my previous reply, the bill for Rs.82215/- dated 22.05.2008 of M/S Muhammad Amin & Sons, Peshawar was handed over to me by the then Director, Livestock Research & Development, Khyber Pakhtunkhwa, Peshawar with strict directions for immediate processing of the bill. Although I pointed out and showed my inability to entertain the bill for payment, until & unless complete supply is made. The then Director, LR&D, Peshawar threatened for consequences for non-compliance and stressed that supply will be completed before closing of the financial year to avoid the lapse of funds. He further assured that non-supply will result in the non-availability of sugar beet pulp, and it will cause the starvation of animals and less production. Therefore, the bill was passed in hurry, keeping in view the afore-said facts and figures.

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The bill was passed and payment was made on 29.05.2008 by the then Director himself before supply. Thus the responsibility of the wrong doing lies on the then Director, LR&D, Peshawar being a DDO at that time.

The then Director have also released the call deposit inspite of non-supply of feed ingredients, which confirms the deal with the contractor while declaring me guilty for the task made by the then Director is not justified.

Apart from this a detailed inquiry conducted by the Anti-corruption Establishment Department, charges shows "certified that apart from the above other available relevant record pertaining to Shandar Vanda/ Feed Ingredients etc was checked and no loss detected" (Annexure-A). This also shows my no involvement in the supply of less feed ingredients.

In spite of irregular payment of non-supplied item i.e Sugar Beet Pulp which was in the notice of the then Director, committed another irregularity and the call deposit (security) given by the Contractor, was also released.

The recommendations of the Inquiry Officer regarding the recoveries of Rs.69795/- and Rs.82215/- from me is reproduced below:

1. "The available record of the department regarding purchase of 4 numbers feed ingredients for which payment of Rs.69795/- was made by department was found complicated. The record does not show the receipt of store as per the contention of Senior Research Officer and Mr. Qaisar Khan Laboratory Assistant Surezai, Research Station. Therefore the amount may be recovered from both the accused officials.
2. Receipt of Sugar Beet Pulp purchased from Muhammad Amin Government Contractor for which an amount of Rs.82215/- was paid is not available. According to Mr. Irshad the store was not received. It appears that the accused officials have misappropriated the amount. Therefore the same may be recovered from both of them".

With regard to above recommendation of the Inquiry Officer, it is to clarify that neither I have drawn the amount nor paid the same to the Contractor rather the then Director, LR&D, Peshawar handed over the cross Cheque to the contractor duly received by the him (Annexure-B). Thus the recovery of the above amount may be made from the then Director as well Contractor being defaulters.

It is further humbly submitted that I may kindly be heard in person so that I could explain my position in more detail.

In view of the position explained above, the charges imposed on me are un-justified. Therefore, it is requested that I may very kindly be exonerated from the charges leveled against me being a low paid Government servant so as to get relief from mental torture. I shall be very thankful for your kindness in this regard please.

Yours obediently

(HAIDER ALI)
Assistant

Livestock Res. & Dev. Peshawar

Copy of the above is forwarded to the Director General (Research), Livestock & Dairy Development, Khyber Pakhtunkhwa Peshawar w/r to his endst. No.DVRI/Estt.II/PF(24)/09/ 17309 dated 09.12.2013 for information please.

(HAIDER ALI)
Assistant

09/12/2013



**DIRECTORATE GENERAL (RESEARCH)
LIVESTOCK AND DAIRY DEVELOPMENT DEPARTMENT,
KHYBER PAKHTUNKHWA, PESHAWAR.**

No. DG (Res)L&DD/Est.I/PF(37)2009/

5540/44

Dated Peshawar the 12/08/2014.

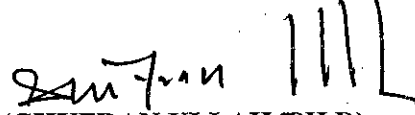
To,

1. Dr. Sajjad Ahmad,
Director, Livestock Research and
Development, Khyber Pakhtunkhwa, Peshawar.
2. Dr. Mohammad Mujtaba,
Senior Research Officer,
Veterinary Research Institute,
Peshawar.
3. Dr. Mohammad Irshad,
Research Officer,
Livestock Research and Development Station,
Surezai.
4. Mr. Noor Zaman Shah,
Superintendent,
Veterinary Research Institute,
Peshawar.
5. Mr. Haider Ali.
Assistant,
Livestock Research and Development,
Peshawar.

Subject: - **REVIEW APPEAL AGAINST IMPOSITION OF PENALTIES OF RECOVERY**

Reference Government of Khyber Pakhtunkhwa, Agriculture, Livestock, Cooperatives and Fisheries Department letter No. SO (L&F) AD-B-2(99)/2014 dated 23-07-2014 endorsed to you vide this office No. No. DG (Res) L&DD/ Est.I/ PF (37) 2009/5426-34 dated 05/08/2014.

You are hereby directed to deposit the misappropriated amounts as mentioned against you within 30 days with the cashier of your concerned Directorates and copy of the proper receipt may be furnished to the undersigned as proof. In case failure further measures will be taken against you.


(GHUFRAN ULLAH, P.H.D.)
 Director General (Research)

No. DG (Res) L&DD/Est.I/PF(37)2009/

Dated Peshawar the ___/08/2014.

Copy of the above is forwarded to the:-

1. Section Officer (L&F), Government of Khyber Pakhtunkhwa, Agriculture, Livestock, Cooperatives and Fisheries Department, Peshawar for information with reference to his letter as quoted above.
2. Director, Livestock Research and Development, Khyber Pakhtunkhwa, Peshawar
3. Station Director, Livestock Research and Development Station, Surezai.
4. Superintendent (Budget and Accounts) Veterinary Research Institute, Peshawar.
5. Cashier, Veterinary Research Institute, Peshawar.

They are directed compliance and ensure withholding of one increment for one year from their Concerned subordinate officers/officials as mentioned above.



(GHUFRAN ULLAH, P.H.D.)
 Director General (Research)

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(R) 000000327975
Token No: 080501

GOVERNMENT OF NWFP

Cheque No. 0327975

AC No. _____ AC Type: HOR FOOD A/C PNR Pre-Audit Cheque Dated: 26.05.2009

Department: _____ Not Payable After: 30/6/2009

Office of: Director-Livestock-Research & Dev. - NWFP-Peshawar

On the State Bank of Pakistan / National Bank of Pakistan
W/S TAJ & CO BANK A/C NO. 2193-1 BOK

Pay to: _____
Rs. 1167.151/000 Rupees SIXTY-SEVEN THOUSAND ONE HUNDRED SIXTY-THREE ONLY

and charge the same against the account of the Government of NWFP
N.B. This cheque is current for three months only after the month of issue.

Zahir Mahmood
Assistant Accountant General
Accounts Officer

DO NOT WRITE BELOW THIS LINE

29/6/09
Javed Iqbal
Prif Khan

Attended

19

DIRECTORATE OF LIVESTOCK RESEARCH & DEVELOPMENT NWFP, PESHAWAR

NO. DLR&D/Acctt/ 208

Dated Peshawar the 25/6/2009

To

The Accountant General,
NWFP, Peshawar

Subject: FORMAL SANCTION/NOTIFICATION

In exercise of the power delegated to the undersigned under S.No. 5(11) of the second schedule of delegation of powers under the financial rules and powers of Re-appropriation rules, 2001, sanction is hereby accorded for the expenditure on account of the following items supplier noted as each:

S.#	Name of Suppliers Bill No & Dated	Items	Qty	Rate	Amount
1-	M/S Ejaz & Co Bugh Koroonna Chargidda Town Shop No 3	Feeding			Rs. 69795
	Total:				Rs. 69795

The expenditure will be met out from the sanctioned budget grant of this Directorate during the current financial year 2008-09 under the head 04-Economic Affair; 042-Agriculture, Food, Irrigation, Forestry and Fishing, 0421-Agriculture, 042106-Animal Husbandry PR-4816-Principal Research Officer/ Station Director LR&DS Surezai Peshawar (NC21025 (019))

A03942-Feeding

(Dr. JEDA MUHAMMAD)
DIRECTOR

Attygd

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EJAZ & CO

Govt. Supplier & General Supplier Charsadda Town
Bagh Koroon Charsadda Bazar Shop No 3
Mob: 0301-5915456 Office No: 6515167
N.T.N NO. 3144325-7 Winder No. 66777

Date 18.6.09

Reference order no.

dt.

Ref

Bill

Sno.	Name of items	Quantity	Rate	Amount
1.	Mustard oil cakes	900 kg	22.50 p/kg	20250-
2.	Rice polish	900 kg	18.85	16965-
3.	Cotton Seed cakes	10000 kg	20.30	203000-
4.	Wheat Bran	800 kg	14.90	11920-
				C. Total Rs: 69775-

Payable for Rs 69775/-
 Rupees Sixty Nine Thousand
 Seven hundred and seventy five only
 E. JAZ & CO
 Govt Contractor
 DDO.

Attyl

(21)

PROVINCIAL GOVERNMENT

GOVERNMENT OF NWFP, FVC NO. 61 DEPARTMENT

Fully Voucher Contingent bill for 1516 /2009

Major Function	04-Economic Affairs, 042-Agriculture Food, Irrigation, Forestry & Fishing
Minor Function	0421-Agriculture, 042106-Animal Husbandry, PR-4816- Principal Research Officer/ Station Director LR&DS Surezai Peshawar (NC21025 (019)

OBJECT: A03942-

Vender No. 30066777

Received from M/S Ejaz & Co TOKEN NO. 80601 DT 26/10/2009

CHEQUE NO 327975 DT 26/10/2009

CERTIFICATE

1. Sanction accorded by the competent authority (copy attached)
2. All vouchers in original are attached please
3. Entry has been made in the relevant register

Grass claim under the head A03942 Rs. 69795/-

DEDUCTIN

1. Income Tax under the head G-12714 Rs. 2443/-

2. General Sale Tax under the head G12777 Rs. /

3. Total Deduction Rs. 2443/-

Net amount Payable Rs. 67352/-

Signature of D.D.O
 DIRECTOR,
 Livestock Research & Development,
 G.W.F.P. Peshawar.
 hll

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22

PROVINCIAL GOVERNMENT

GOVERNMENT OF NWFP, FVC NO. 185 DEPARTMENT

Fully Voucher Contingent bill for 2915 /2008

Major Function	04-Economic Affairs, 042-Agriculture Food, Irrigation, Forestry & Fishing
Minor Function	0421-Agriculture, 042106-Animal Husbandry, PR-6526-Livestock Research & Development NWFP (P) (DDO Code-4371)
Handwritten:	-Economic Affairs -Agri. Food, Irrigation & Forestry
Handwritten:	0431 042106 PR-6526

OBJECT: CA03942 Cost of other store,

Vender No. 1 No.

Received from M/S Muhammad Amin & Sons Peshawar

CERTIFICATE

1. Sanction accorded by the competent authority (copy attached)
2. All vouchers in original are attached please
3. Entry has been made in the relevant register

Gross claim under the head A03942 Rs. 82215/-

DEDUCTIN

1. Income Tax under the head B12710 Rs. 2878/-
2. General Sale Tax under the head Rs. 1/-
3. Total Deduction Rs. 2878/-

Net amount Payable Rs. 79337/-

Signature of D.D.O
DIRECTOR
Livestock Research & Dev
NWFP, Peshawar

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DIRECTORATE OF LIVESTOCK RESEARCH & DEVELOPMENT NWFP, PESHAWAR

NO. DLR&D/Acctt: 157
To

Dated Peshawar the 29/5/2008

23

The Accountant General,
NWFP, Peshawar

Subject: FORMAL SANCTION/NOTIFICATION

In exercise of the power delegated to the undersigned under S.No. 5011 of the second schedule of delegation of powers under the financial rules and powers of Re-appropriation rules, 2001, sanction is hereby accorded for the expenditure on account of the following items: supplier noted as each:

S.#	Name of Suppliers Bill No. & dated	Items	Qty	Rate	Amount
1-	M/s. Muhammad Amir & Sons Govt. Contractor & General order supplier, Warsak Road, Pesh.	Beef	46980	1.75	82215
					Rs. 82215/-

The expenditure will be met out from the sanctioned budget grant of this Directorate during the current financial year 2007-08 under the head 04-Economic Affairs 042-Agriculture, Food, Irrigation, Forestry and Fishing, 0421-Agriculture; 042106 Animal Husbandry PR-6526-Livestock Research and Development NWFP (P) (DDO Code 4371) A03942 - Cost of other staff.


 (DR. EIDA MUHAMMAD)
 DIRECTOR



(2) دکن کی بیرونی سرحدوں پر
جو خطہ مندرجہ ذیل ہے اس پر
موزوں وغیرہ لگائیں۔

موجودہ حالت میں
Sugar & Beet pulp کے
گزارش سے یہ علاقہ جانچ لیا جائے
اور یہ علاقہ جانچ لیا جائے اور
اس کے ساتھ ساتھ اس علاقہ میں
Sugar & Beet pulp پر نئی
46980
(57942)

موزوں وغیرہ لگائیں۔
Sugar & Beet pulp
7

for record to be
for M/A please
M/A
15/5/08
16/5/08

Handwritten signature at the bottom of the page.

Muhammad Amin & Sons (25)

Registered Office: Ghāgi Kandar Kheil, P.O. Mathra, Warsak Road, Peshawar.

Contact: 0348-9057851-0348-9208256

-2008

Date: 22-5-

پاکستان کے دارالحکومت اسلام آباد میں

سوجا بوٹ پالپ: 1.75

46980

82215

MUHAMMAD AMIN & SONS
Ghāgi Kandar Kheil
Warsak Road, Peshawar
Ph: 0348-9057851
(Sale Prop)

Passed for Rs. 82215/-
Rupees Eighty Two Thousand One Hundred and Fifteen
Only
M. Amin
22/5/08

DR-M. T. Shahid
Ex-Farm Manager
LR405, Swat

No valid for and use

Handwritten signature

SALES-TAX INVOICE

(Handwritten initials)

ORIGINAL
DUPLICATE
TRIPPLICATE

Time of Supply: _____

Date: _____

Supplier's Name: Muhammad Amir

Buyer's Name: Director IRI

Address: G. S. Chel, Kanda
Warsak Road, Peshawar

Address: Warsak Road, Peshawar

Phone No. 0346-9057651

Phone No. 0346-9211062

Sales-Tax Registration No.

Sales-Tax Registration No.

29-01-9999-076-64

Terms of Sale: _____

Qty.	DESCRIPTION	Price	Value Exclusive Sales-Tax		Rate of S.T.	Total Sales-Tax Payable		Value Including Sales-Tax	
			RUPEES	P.		RUPEES	P.	RUPEES	P.
4,698 kgs	Sugar Beet pulp	175 PKY			Capital (Annual fixed)			82015/-	
TOTAL:								82015/-	

Pastrol for Rs
Rupees 82015/-
Chel, Kanda
Warsak Road
Peshawar
0346-9057651

Sales-Tax: _____

Signature: (Handwritten Signature)

Net Tax Inclusive Value: _____

Name & Designation: MUHAMMAD AMIR
Chel, Kanda Khe,
Warsak Road, Peshawar,
Ph: 0346-9057651
(Sole Prop)

(Handwritten signature)



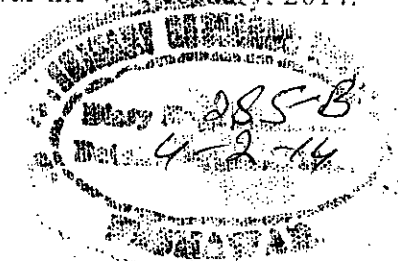
GOVERNMENT OF
KHYBER PAKHTUNKHWA
AGRICULTURE LIVESTOCK & COOPERATIVE
DEPARTMENT

NO.SO(L&F)AD-B-2(99)/2014,

Dated Peshawar the 4th February, 2014.

To

The Director General (Research),
Livestock & Dairy Development,
Khyber Pakhtunkhwa, Peshawar



Subject:

**DISCIPLINARY ACTION AGAINST DR.MUHAMMAD MUJTABA,
SENIOR RESEARCH OFFICER, DR.MUHAMMAD IRSHAD,
RESEARCH OFFICER/FARM MANAGER (BS-17), MR.NOOR ZAMAN
SHAH, SUPERINTENDENT (BS-16) AND MR.HAIDER ALI, ASSISTANT
(BS-14), LIVESTOCK & DAIRY DEVELOPMENT (RESEARCH).**

I am directed to refer to the subject noted above and to inform that the competent authority has been pleased to order that the following accused officers/official shall appear before Secretary Establishment on 07.2.2014 at 1000 hours in the office of Secretary to Government of Khyber Pakhtunkhwa, Establishment Department.

1. ✓ **Dr.Muhammad Mujtaba,**
Senior Research Officer (BS-18), Veterinary Research Institute, Peshawar.
2. ✓ **Dr.Muhammad Irshad,**
Farm Manager (BS-17), Livestock research & Development Station, Surezai.
3. ✓ **Mr.Noor Zaman Shah,**
Superintendent (BS-16), Livestock & Development of L.&D) (Research),
4. ✓ **Mr.Haider Ali,**
Assistant / Accountant (B-14), Livestock Research & Development.

2. I am further directed that the above named officers/official shall attend the office of Secretary Establishment for personal hearing on the scheduled date, time and venue without failure.

(Dr. Mir Ahmad Khan)
SECTION OFFICER (L&F)

Copy to P.S to Secretary, Agriculture, Livestock & Cooperative
Department.

SECTION OFFICER (L&F)

Most urgent

*Inform all of the above (Telephonically) or
officials/officers to attend personal*



DIRECTORATE GENERAL (RESEARCH)
LIVESTOCK & DAIRY DEVELOPMENT, DEPARTMENT
KHYBER PAKHTUNKHWA, PESHAWAR

No. DG (Res) L&DD/Est. I/PF (37)/2009/ 823-30

Dated Peshawar the 6/02/2014

Copy of the overleaf is forwarded for information and necessary action to:-

1. Dr. Muhammad Mujtaba, Senior Research Officer Veterinary Research Institute, Peshawar.
2. Dr. Muhammad Irshad, Farm Manager through Station Director, Livestock Research & Development Station, Surezai.
3. Mr. Noor Zaman Shah, Superintendent Veterinary Research Institute, Peshawar.
4. Mr. Haider Ali, Assistant through Director, Livestock Research & Development, Peshawar.
- 5-8. Personal file of the Officers/ Officials concerned.

ali Ullah
6/2/2014

(GHUFRAN ULLAH, PH.D)
Director General (Research)

6/02/14

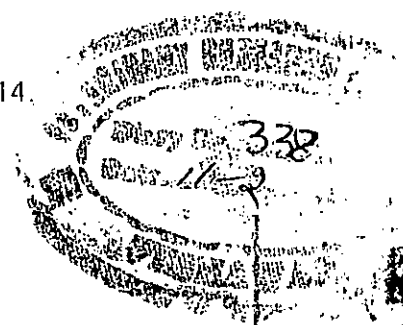
6/02/14



GOVERNMENT OF
KHYBER PAKHTUNKHWA
AGRICULTURE LIVESTOCK & COOPERATIVE
DEPARTMENT

NO.SO(L&F)AD-B-2(99)/2014,
Dated Peshawar the 7th February, 2014.

28



To

The Director General (Research),
Livestock & Dairy Development,
Khyber Pakhtunkhwa, Peshawar

Subject:

DISCIPLINARY ACTION AGAINST DR.SAJJAD AHMAD, STATION DIRECTOR, DR.MUHAMMAD MUJTABA, SENIOR RESEARCH OFFICER, DR.MUHAMMAD IRSHAD, RESEARCH OFFICER/FARM MANAGER (BS-17), MR.NOOR ZAMAN SHAH, SUPERINTENDENT (BS-16) AND MR.HAIDER ALLI, ASSISTANT (BS-14), LIVESTOCK & DAIRY DEVELOPMENT (RESEARCH).

I am directed to refer to this Department's letter of even number dated 7.2.2014 on the subject noted above and to inform that the following accused officers/officials shall appear before Secretary Establishment on 12.2.2014 at 10:30 a.m in the office of Secretary to Government of Khyber Pakhtunkhwa, Establishment Department.

1. **Dr.Sajjad Ahmad,** ✓
Station Director, LR and Development, Peshawar.
2. **Dr.Muhammad Mujtaba,** ✓
Senior Research Officer (BS-18), Veterinary Research Institute, Peshawar.
3. **Dr.Muhammad Irshad,** ✓
Farm Manager (BS-17), Livestock research & Development Station, Surezai.
4. **Mr.Noor Zaman Shah,** ✓
Superintendent (BS-16), Livestock & Development of I.&DD (Research),
5. **Mr.Haider Ali,** ✓
Assistant / Accountant (B-14), Livestock Research & Development.

2. I am further directed that the above named officers/officials shall attend the office of Secretary Establishment for personal hearing on the scheduled date, time and venue without failure.

(Dr. Mir Ahmad Khan)
SECTION OFFICER (I.&F)

Copy for information to:

1. Section Officer (R-III), Govt. of Khyber Pakhtunkhwa Establishment Department.
2. P.S to Secretary, Agriculture, Livestock & Cooperative Department.

SECTION OFFICER (I.&F)

inform all concerned telephonically.

OS(E)

NA

10/2/14

202

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DIRECTORATE GENERAL (RESEARCH)
LIVESTOCK & DAIRY DEVELOPMENT, DEPARTMENT
KHYBER PAKHTUNKHWA, PESHAWAR

No. DG (Res) L&DD/Est. I/PF (37)/2009/ 952-60

Dated Peshawar the 2/02/2014

Copy of the overleaf is forwarded for information and necessary action to the:-

1. Dr. Sajjad Ahmad, Director, Livestock Research & Development, Khyber Pakhtunkhwa, Peshawar.
2. Dr. Muhammad Mujtaba, Senior Research Officer Veterinary Research Institute, Peshawar.
3. Dr. Muhammad Irshad, Farm Manager through Station Director, Livestock Research & Development Station, Surezai.
4. Mr. Noor Zaman Shah, Superintendent Veterinary Research Institute, Peshawar.
5. Mr. Haider Ali, Assistant through Director, Livestock Research & Development, Peshawar.
- 6-9. Personal file of the Officers/ Officials concerned.

Asstt(CE)

12/2

(GHUFRAN ULLAH, PH.D.)
Director General (Research)

11/2/14



GOVERNMENT OF
KHYBER PAKHTUNKHWA
AGRICULTURE LIVESTOCK & COOPERATIVE
DEPARTMENT

Dated Peshawar the 23rd April, 2014.

NOTIFICATION:


NO.SO(L&F)AD-B-2(99)/2013: In partial modification of this Department's Notification of even number dated 17.3.2014, regarding imposition of penalty against **Mr.Haider Ali**, Assistant (BPS-14), Livestock Research and Development, Peshawar, may be read as minor penalty **instead of** major penalty.

SECRETARY TO
GOVT. OF KHYBER PAKHTUNKHWA,
AGRICULTURE, LIVESTOCK & COOP. DEPTT.

ENDST: NO. & DATE EVEN.

Copy to:

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Director General (Research), Livestock & Dairy Development, Khyber Pakhtunkhwa Peshawar with the request to ensure implementation of penalty imposed by the Competent Authority.
3. Mr.Haider Ali, Assistant (BPS-14), Livestock Research and Development, Peshawar.
4. P.S-to-Secretary Agriculture, Livestock and Cooperative Department.


(Dr. Mir Ahmad Khan)
SECTION OFFICER (L&F)



300

PART - D

AUDIT REPORT IN OPEN ENQUIRY NO. 2/2011-LG&RDD, AGAINST THE CONCERNED STAFF OF LIVE STOCK, RESEARCH & DEVELOPMENT DEPTT: PESHAWAR.

ALLEGATIONS:

As in previous audit report Part A, B & C.

Part - A Loss to Govt:	Rs. 48,13,750/-	}	Rs. 1,00,04,745/-
Part - B Lost to Govt:	Rs. 51,90,295/-		
Part - C Need Technical	Rs. 1,10,00,000/-		

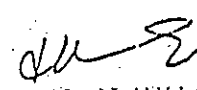
Apart from the above, the following amount/items have been received during this enquiry :

1.	Sugar Beet Pulp Unit received in LG & RDD Station, D.I.Khan shown in Audit Report Part-A.	Rs. 18,00,000/-
2.	Amount of Urea less supplied deposited to Govt: Treasury not included in audit reports.	Rs. 5,00,545/-
3.	Recovered Animal, 05 Lohani Cow & one Lohani Bull (289285+57857) not included in audit report.	Rs. 3,47,142/-
4.	Cost of milk Surizai Farm Peshawar not included in audit report.	Rs. 1,92,000/-
5.	Supplied M.B. Plough and cultivator in LG&RDD Station D.I.Khan. not included in audit report.	Rs. 71,000/-
6.	Received Tiration apparatus in M.Office Peshawar. not included in audit report.	Rs. 4,00,000/-
Total :-		Rs.33,10,687/-

In the previous audit reports (Parts-A & B) total losses were detected as Rs.1,00,04,745/-, out of which Rs. 18,00,000/- were recovered as cost of Sugar Beet Pulp Unit delivered to D.I.Khan Station, while loss to the tune of Rs. 82,04,745/- is still outstanding. Moreover, equipments to the tune of Rs. 1,10,00,000/- as mentioned previous audit report Part-C is yet to be verified by the concerned Technical Inspection Team as already requested.

Apart from the above, other available relevant record pertaining to Shandaar Vanda/Feed ingredients etc. checked and no loss detected.

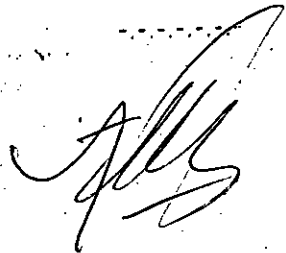
Submitted please.


 (SHAH JEHAN)
 Senior Auditor,
 Anti-Corruption Establishment,
 Peshawar

No. 254-57 Dated 7/1/2012.

Copy forwarded to :-

1. The Director, Anti-Corruption Establishment, Khyber Pakhtunkhwa, Peshawar.
2. The A.D.Crimes, A.C.E., Peshawar.
3. The Circle officer, A.C.E., Peshawar.
1. S.A., ACE, Peshawar.



34



(M) 000000327975
Token No. 060601

GOVERNMENT OF NWFP

Cheque No. 0327975

AC No. _____ AC Type NON FOOD A/C PHR Pre-Audit Cheque Dated 26.06.2009

Not Payable After
30/6/2009

Department _____

Office of Director - Livestock - Research - & Dev - NWFP - Peshawar

On the State Bank of Pakistan National Bank of Pakistan

Pay to M/S IJAZ & CO BANK A/C NO. 2193-1 BOX

Rs. 1167,153/- Rupees SIXTY-SEVEN THOUSAND ONE HUNDRED SIXTY-THREE ONLY

and charge the same against the account of the Government of NWFP
T.D. This cheque is current for three months only after the month of issue.

Zohra M. Akhgar
Assistant Accountant General
Accounts Officer

DO NOT WRITE BELOW THIS LINE

29/6/09
Javed Iqbal
Prakash

Atty



DIRECTORATE GENERAL (RESEARCH)
LIVESTOCK & DAIRY DEVELOPMENT DEPARTMENT
KHYBER PAKHTUNKHWA PESHAWAR

Tel: 91-9210218-19

Fax: 91-9210220

No. DG(Res)L&DD/Est.I/PF(37)/2009/1900

Dated Peshawar the 23/03/2014.

To


✓
Mr. Haider Ali,
Assistant,
Directorate of Livestock Research and Development,
Peshawar.

Subject:- **PENALTY FOR THE RECOVERY**

I am enclosing herewith a copy of Notification No. SO(L&F)AD-II(99)/2013 dated 17-03-2014 whereby besides other penalty, a penalty for recovery of Rs. 0.076 (million) has also been imposed upon you by the Competent Authority.

You are therefore, directed to honour the above notification and deposit the said amount in Government Ex-Chequer on proper challan within 15 days positively under intimation to this office.


Encl: 01


(GHUFRAN ULLAH PhD)
Director General(Research)

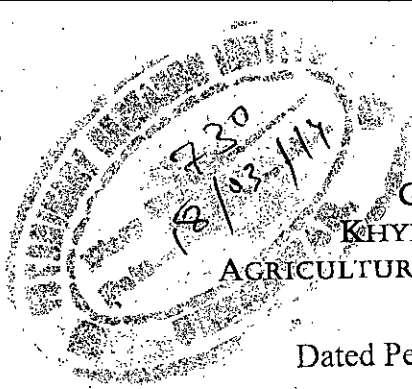
No. DG(Res)L&DD/Est.I/PF(37)/2009/

Dated Peshawar the ___/03/2014.

Copy of the above is forwarded for information to the Secretary, Government of Khyber Pakhtunkhwa, Agriculture, Livestock, Cooperatives and Fisheries Department, Peshawar.


(GHUFRAN ULLAH PhD)
Director General(Research)





33 Annex-G

GOVERNMENT OF
KHYBER PAKHTUNKHWA
AGRICULTURE LIVESTOCK & COOPERATIVE
DEPARTMENT

Dated Peshawar the 17th March, 2014.

NOTIFICATION:

NO.SO(L&F)AD-B-2(99)/2013: WHEREAS, **Mr.Haider Ali**, Assistant (BPS-14), Livestock Research and Development, Peshawar was proceeded against under the Khyber Pakhtunkhwa Government Servants (*Efficiency & Discipline*) Rules, 2011, for the charges mentioned in the charge sheet and statement of allegations.

2. WHEREAS, Mr.Muhammad Idrees Khan (PCS EG BS-19), Director General, Special Development Unit (SDU), Planning & Development Department as Inquiry Officer to conduct inquiry against the said officer for the charges leveled against him.

3. AND WHEREAS, the Inquiry Officer after considering the allegations, evidence on record, explanation of the officer submitted his report, and pointed out that the allegations mentioned in the Charge Sheet and Statement of Allegations have been proved.

4. NOW THEREFORE, the Competent Authority, after having considered the charges, evidence on record, the explanations of the accused officer, finding of the inquiry officer and in exercising his powers under Rule-4(ii) & (iii) of the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011, has been pleased to confirm imposition of the major penalty of **"Recovery of RS 0.076 Million on account of non-receipt of feed ingredients and sugar beet pulp. Besides, withholding of one annual increment for one year"** upon the accused official.

SECRETARY TO
GOVT. OF KHYBER PAKHTUNKHWA,
AGRICULTURE, LIVESTOCK & COOP. DEPTT.

ENDST: NO. & DATE EVEN.

Copy to:

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. ✓ Director General (Research), Livestock & Dairy Development, Khyber Pakhtunkhwa Peshawar with the request to ensure implementation of penalty imposed by the Competent Authority.
3. Mr.Haider Ali, Assistant (BPS-14), Livestock Research and Development, Peshawar.
4. P.S to Secretary Agriculture, Livestock and Cooperative Department.

(Dr. Mir Ahmad Khan)
SECTION OFFICER (L&F)

OS(E)

18/3/14

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3/4

ANNEXI-H

To

The Director General (Research),
Livestock & Dairy Development Deptt.,
Khyber Pakhtunkhwa, Peshawar.


Subject: REVIEVAL OF "PENALTIES FOR THE RECOVERY RS.0.076
MILLION AND WITHHOLDING OF ONE ANNUAL INCREMENT"

Sir,

Please refer to your letter No.DG(Res)L&DD/Estt.1/PF(37)/
2009/1898 dated 20.03.2014, regarding recovery of Rs.76000/-.

Enclosed please find herewith a review appeal addressed to the
Hon'ble Chief Minister, Khyber Pakhtunkhwa Peshawar in respect of the
undersigned for onward transmission to the quarter concerned for sympathetic
consideration please.

*
Encl: As above.


(Haider Ali)
Assistant
LR&D, Peshawar



REVIEVE PETITION

39

To

The Honorable Chief Minister,
Government of Khyber Pakhtunkhwa,
Peshawar

Through:

PROPER CHANNEL

Subject:

REVIEVAL OF "PENALTIES FOR THE RECOVERY OF RS.0.076 MILLION
AND WITHOLDING OF ONE ANNUAL INCREMENT"

Kindly refer to the Notification No.SO(L&F)/AD-B-2(99)/2013, dated 17.03.2014 from the Secretary to Government of Khyber Pakhtunkhwa, Agriculture, Livestock, Cooperation and Fisheries Department Peshawar regarding recovery of Rs.76000/- on account of purchase of 04 Nos. Feed Ingredients and Sugar Beet Pulp at Livestock Research & Development Station, Surezai Peshawar during the year 2007-08 in light of the Enquiry conducted by Mr. Muhammad Idrees Khan, Inquiry Officer.

The penalties for depositing of Rs.76000/- and besides with-holding one Annual Increment for one year have been imposed on the undersigned are not justified with the following grounds please.

A: Bill for Rs.69795/- dated 18.06.2009 of M/S Ejaz & Co. For Feed Ingredients 2007-08.

B: Bill for Rs.82215/- dated 22.05.2008 of M/S Muhammad Amin & Sons. For Sugar Beet Pulp

In this connection it is submitted that:

- I. The order for supply of goods / items was placed by the then Director, Livestock Research and Development and bill was passed for payment in Accountant General, Peshawar, the **Cross cheque** was issued by Accounts Office in the name of concerned firm. As a matter of fact the **amount was received by contractor** and if the contractor did not supply the goods then he must be call for explanation, written statement or personnel hearing by inquiry officer. But ignoring the fact **one sided inquiry** was conducted.
- II. As the payment was received by contractor / Firm through **Cross cheque** by the D.D.O so he must be accountable for non supply of goods.

Being a low paid subordinate Government Servant having no competency of D.D.O, not involved though out in processing of both cases. It is humbly requested that I may kindly be exonerated from unjustified penalties imposed on me in both cases (A&B) for this act of kindness I shall pray for ever for your long life and prosperity please.




(HAIDER ALI)
Assistant



GOVERNMENT OF
KHYBER PAKHTUNKHWA
AGRICULTURE, LIVESTOCK & COOPERATIVES
DEPARTMENT

No. SO (L&F) AD-B-2 (99) /2014
Dated Peshawar the 23rd July, 2014

36

ANNEX-I

To

The Director General,
Livestock & Dairy Development (Research),
Khyber Pakhtunkhwa, Peshawar.

Subject:

REVIEW APPEAL AGAINST IMPOSITION OF PENALTIES OF RECOVERY etc.

I am directed to refer to your letters No. DG (Res) L&DD/Est.I/PF (36)/80/2497 & No. DG (Res) L&DD/Est.I/PF (37)/80/2498 dated 18/04/2014 and to state that the Competent Authority has considered the review appeals of the accused officers/officials against the imposition of penalties on them as mentioned against their names below and is pleased to reject the same being untenable:

1. **Dr. Sajjad Ahmad** (B-19) Director Livestock Research & Development.
Penalty: Recovery of Rs.1.112 Million on account of free distribution of Vanda in Field Days without authorization and record and withholding of one annual increment for one year.
2. **Dr. Muhammad Mujtaba** (B-18) Senior Research Officer, L&DD (Research)
Penalty: Recovery of Rs.0.715 Million on account of Vanda shown issued to LR&DS Surezai, Recovery of Rs.1.112 Million on account of free distribution of Vanda in Field Days without authorization and record besides withholding of one annual increment for one year.
3. **Dr. Muhammad Irshad** (B-17) Research Officer/Farm Manager LR&DS Surezai.
Penalty: Recovery of Rs.0.715 Million on account of Vanda shown issued to LR&DS Surezai, and Rs.0.18 Million on account of less receipt of animals from contractors besides withholding of one annual increment for one year.
4. **Mr. Noor Zaman Shah**, (B-16) Superintendent, L&DD (Research):
Penalty: Recovery of Rs.0.076 Million on account of non-receipt of feed ingredients and sugar beet pulp, besides withholding of one annual increment for one year.
5. **Mr. Haider Ali**, (B-14) Assistant/Accountant:
Penalty: Recovery of Rs.0.076 Million on account of non-receipt of feed ingredients and sugar beet pulp, besides withholding of one annual increment for one year.

I am therefore directed to request that appropriate measures be adopted for actualization of the penalties imposed on the officers/ officials.

(Dr. MIR AHMAD KHAN)
SECTION OFFICER (L&F)

Endst No. and date even:-

Copy to:

1. Accountant General, Khyber Pakhtunkhwa.
2. PS to Secretary Agriculture, Khyber Pakhtunkhwa.

SECTION OFFICER (L&F)

OS (E)

25/7/14

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DIRECTORATE GENERAL (RESEARCH)
LIVESTOCK & DAIRY DEVELOPMENT DEPARTMENT
KHYBER PAKHTUNKHWA, PESHAWAR

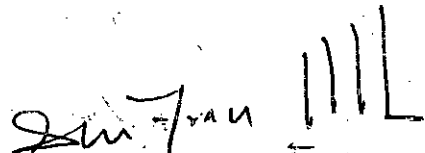
Ph #: 091-9210218, 091-9210219
Fax#: 091-9210220

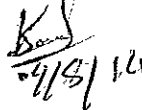
No. DG (Res) L&DD/Est. I/PF (37)/2009/ 5426-34

Dated Peshawar the 05/08/2014

Copy of the overleaf is forwarded for information and necessary action to the:-

1. Dr. Sajjad Ahmad, Director, Livestock Research & Development, Khyber Pakhtunkhwa, Peshawar.
2. Dr. Muhammad Mujtaba, Senior Research Officer Veterinary Research Institute, Peshawar.
3. Dr. Muhammad Irshad, Farm Manager through Station Director, Livestock Research & Development Station, Surezai.
4. Mr. Noor Zaman Shah, Superintendent Veterinary Research Institute, Peshawar.
5. Mr. Haider Ali, Assistant through Director, Livestock Research & Development, Peshawar.
- 6-9. Personal file of the Officers/ Officials concerned.


(GHUFRAN ULLAH, PH.D)
Director General (Research)


KS
04/08/14

POWER OF ATTORNEY

In the Court of JPIC Service Tribunal Peshawar
Haider Ali

} For
} Plaintiff
} Appellant
} Petitioner
} Complainant

VERSUS

Out of JPIC and others

} Defendant
} Respondent
} Accused
}

Appeal/Revision/Suit/Application/Petition/Case No. _____ of _____
Fixed for _____

I/We, the undersigned, do hereby nominate and appoint

IJAZ ANWAR ADVOCATE, SUPREME COURT OF PAKISTAN

Sajid Amin Advant my true and lawful attorney, for me in my same and on my behalf to appear at Desh to appear, plead, act and answer in the above Court or any Court to which the business is transferred in the above matter and is agreed to sign and file petitions. An appeal, statements, accounts, exhibits. Compromises or other documents whatsoever, in connection with the said matter or any matter arising there from and also to apply for and receive all documents or copies of documents, depositions etc, and to apply for and issue summons and other writs or subpoena and to apply for and get issued and arrest, attachment or other executions, warrants or order and to conduct any proceeding that may arise there out; and to apply for and receive payment of any or all sums or submit for the above matter to arbitration, and to employ any other Legal Practitioner authorizing him to exercise the power and authorizes hereby conferred on the Advocate wherever he may think fit to do so, any other lawyer may be appointed by my said counsel to conduct the case who shall have the same powers.

AND to all acts legally necessary to manage and conduct the said case in all respects, whether herein specified or not, as may be proper and expedient.

AND I/we hereby agree to ratify and confirm all lawful acts done on my/our behalf under or by virtue of this power or of the usual practice in such matter.

PROVIDED always, that I/we undertake at time of calling of the case by the Court/my authorized agent shall inform the Advocate and make him appear in Court, if the case may be dismissed in default, if it be proceeded ex-parte the said counsel shall not be held responsible for the same. All costs awarded in favour shall be the right of the counsel or his nominee, and if awarded against shall be payable by me/us

IN WITNESS whereof I/we have hereto signed at _____
the _____ day to _____ the year _____
Executant/Executants DA
Accepted subject to the terms regarding fee _____

Sajid Amin Adv
Rep

Ijaz Anwar
Advocate High Courts & Supreme Court of Pakistan