

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE**  
**TRIBUNAL PESHAWAR**

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 11767

Dated 15-03-2024

Service Appeal No. 1284/2023

Asghar Ali etc

Versus

Om Parkash etc.

**APPLICATION FOR SETTING ASIDE EX-**  
**PARTE ORDER DATED 20/09/2023 ON**  
**BEHALF OF APPLICANT/RESPONDENT**  
**NO.16,19 AND 31.**

Respectfully Sheweth:-

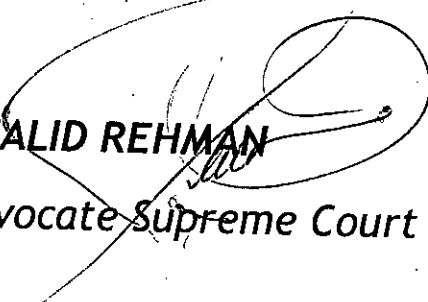
1. That the titled appeal is pending before the Service Tribunal fixed for today.
2. That Applicants/Respondent NO. 16,19 and 31 have been placed Ex-parte vide order dated 20/09/2023.
3. That applicants were not in the knowledge of Ex-Parte Order otherwise they would have been vigilant and appeared before the tribunal to defend their case.
4. That valuable rights of the applicants are involved in the case.

15-03-24

It is therefore, most humbly prayed that Ex-Parte order dated 20-09-2023 may kindly set aside allowing the applicants to defend their rights.

Dated: 15/03/2024

Applicants/Respondent No. 16,19 and 31  
Through

  
KHALID REHMAN  
Advocate Supreme Court

**Verification:-**

Verified that the contents of the present application are true and correct to the best of my knowledge and belief and nothing has been concealed therein.

  
Deponent

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**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

SERVICE APPEAL NO. 1284 /2023




Mr. Om Parkash Office Assistant,  
DGHS Office, Peshawar.

**APPELLANT**

**VERSUS**

1. The Chief Secretary to the Government of Khyber Pakhtunkhwa, Peshawar.
2. The Secretary to the Government of Khyber Pakhtunkhwa Health Department, Civil Secretariat, Peshawar.
3. The Director General Health Services, Directorate General Health Services Khyber Pakhtunkhwa, Ex-FATA Secretariat Warsak Road, Peshawar.
4. The Deputy Director (Admin), Directorate General Health Services Khyber Pakhtunkhwa, Ex-FATA Secretariat Warsak Road, Peshawar.
5. Mr. Muhammad Gul Office Assistant, Directorate General Health Services Khyber Pakhtunkhwa, Ex-FATA Secretariat Warsak Road, Peshawar.
6. Mr. Ijaz Ahmad Office Assistant, Directorate General Health Services Khyber Pakhtunkhwa, Ex-FATA Secretariat Warsak Road, Peshawar.
7. Mr. Suhrab Khan Office Assistant, Pabbi Civil Hospital, Nowshera.
8. Mr. Khitab Jan Office Assistant, District Headquarter Hospital, Landi Kotal.
9. Mr. Asif Jan Office Assistant, Post Graduate Medical Institute, Peshawar.
10. Mr. Bakht Biland Office Assistant, Swat Teaching Hospital, Swat.
11. Mr. Mukhtiar Ali Office Assistant, Sifwat Ghyur Hospital, Peshawar.
12. Mr. Muhammad Ayub Office Assistant, Swat Medical Complex, Swat.
13. Mr. Zia Ullah Khan Office Assistant, Food Lab Hayatabad, Peshawar.

**APPEALED**  
  
**EXAMINER**  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

Sep, 2023



1. Learned counsel for the appellant present. Mr. Asif Masood Ali Shah. Deputy District Attorney for official respondents present. Private respondent No. 24 present. None present on behalf of remaining private respondents hence they are placed ex-parte.

2. Reply/comments on behalf of respondents not submitted. Learned Deputy District Attorney for official respondents as well as private respondent No. 24 seeks time to submit reply/comments. Granted. To come up for reply/comments on 27.10.2023 before S.B. P.P given to the parties.

Certified to be true copy

EX-MINISTRE  
Kyber Pakhtunkhwa  
Service Tribunal  
Peshawar

(Muhammad Akbar Khan)  
Member (I)

\*Kunoomilluh\*

Date of Presentation of Application 15-3-24  
 Number of Page = 2  
 Copying Fee 10/-  
 Urgent 5/-  
 Total 15/-  
 Name Shahjad  
 Date of Copying 15-3-24  
 Date of Delivery of Copy 15-3-24

17.07.2023

Learned counsel for the appellant present. Mr. Asad Ali Khan, Assistant Advocate General alongwith Mr. Laiq Ahmed, Computer Operator on behalf of official respondents No. 1 to 4 present. None present on behalf of private respondents.

Learned counsel for the appellant submitted an application to allow the appellant to send Notices to the respondents through post office rather than TCS because there are 64 respondents in the instant appeal and it will put huge financial burden on the appellant, if the appellant send notices to the respondents through TCS. Application is allowed and appellant is directed to deposit expenses of registered A.D within seven days. To come up for reply/comments on 07.09.2023 before S.B.P given to the parties.

(Muhammad Akbar Khan)  
Member (E)

\*Kakrcmt/llah

07.09.2023

1. Learned counsel for the appellant present. Mr. Asad Ali Khan, Assistant Advocate General alongwith Laeq Ahmad, Computer Operator for official respondents present. None present on behalf of private respondents present.

2. Despite direction expenses of register AD not deposited. Learned counsel for the appellant seeks further time to deposit the same. Appellant is once again directed to deposit the expenses register A.D within 07 days by way of last chance, thereafter notices be issued to private respondents. To come up for written reply/comments on 20.09.2023 before S.B. P.P given to parties.

Certified to be true copy

EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

(Rashida Bano)  
Member (J)

\*Kakrcmt/llah

Expenses for  
Keg AD not submitted  
for  
Mohammir

SCANNED  
K. S. ST  
PESHAWAR

Respondant  
were put on notice  
through  
Keg AD  
for  
Mohammir