

Execution Petition No.755/2022 titled "Azmat Ullah Khan Vs. Government of
Khyber Pakhtunkhwa"

13th May. 2024 **Kalim Arshad Khan, Chairman:** Petitioner in person present. Mr. Umair Azam, Additional Advocate General alongwith Mr. Asad Ullah, Section Officer for the respondents present.

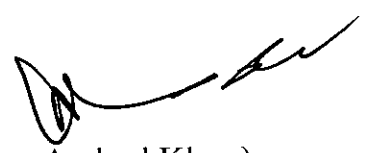
2. The petitioner was granted the relief in his appeal vide judgment dated 08.10.2021 in the following manner:

*"As a sequel to the above, we have arrived at the conclusion that proceedings of the respondents initiated under Rule-9 of the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011 vividly seen to be based on malafide to cover up in hasty manner the lapses, delays and inefficiency of department and to make the appellant as an easy escapegoat for it. **We are therefore, constrained to allow the service appeal on merit and facts of the case set aside the impugned notification dated 10.10.2015 and order on review petition dated 15.02.2016.** Parties are left to bear their own costs. File be consigned to the record room."*

3. As the Notification dated 12.10.2015 and 15.02.2016 stood set aside vide the judgment of the Tribunal which was a self-executory type of order, therefore, that need not to be set aside but even then, the Tribunal has been informed that both the Notifications have been set aside and claim of pension of the petitioner was also approved by the Department as well as by the Finance Department and only his bills were to be submitted in the Accountant General Office, as stated by Mr. Asad Ullah, Section Officer, which he says that would be done within 15 days but to be on safe side, he seeks 30 days time. Order accordingly.

4. The petition is disposed of as above. Consign.

5. *Pronounced in open court in Peshawar and given under my hand and seal of the Tribunal on this 13th day of May, 2024.*


(Kalim Arshad Khan)
Chairman