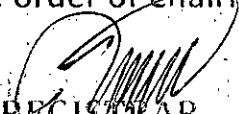


Form- A

FORM OF ORDER SHEET

Court of _____

Implementation Petition No. 260/2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1		3
1	22.03.2024	<p>The implementation petition of Mr. Muhammad Imran received today by registered post through Mr. Muhammad Abdullah Baloch Advocate. It is fixed for implementation report before touring Single Bench at D.I.Khn on _____. Original file be requisitioned. AAG has noted the next date. Counsel for the petitioner has been informed telephonically.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR, CAMP AT DIKHAN.

EXECUTION PETITION NO. 260 OF 2023

In Service Appeal No. 1459/2022
Decided on 08/07/2023

Muhammad Imran Versus **IG, Police etc**

EXECUTION PETITION

INDEX

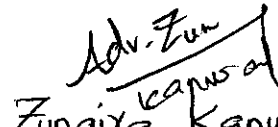
S.No	Particulars of the Documents	Annexure	Page
1)	Grounds of Execution petition with affidavits	--	1-4
2)	Copy of Service Appeal No. 1459/2022	A	5-9
3)	Copy of the judgment dated 18/07/2023	B	10-14
4)	Copy of letter No. 3052/ST dated 15/08/2023	C	15
5)	Copy of application dated 30/11/2023	D	16-17
6)	Wakalatnama	--	18

Humble Petitioner


Muhammad Imran
through Counsel

Muhammad Abdullah Baloch
Advocate Supreme Court

Dated; 21 /03/2024


Adv. Zunaira Kanwal
Advocate High Court

①

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR
CAMP COURT D.I.KHAN.

Execution Petition No. 260 of 2024
In Service Appeal No 1459/2022
Decided on 18/07/2023

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 11881

Dated 22/3/2024

Muhammad Imran Constable FRP, No. 8487 DIKhan, range DIKhan.
(Son of Sharif Hussain Village Dhakki Matwalah shah police station Paharpur
District D.I.Khan). Mob No.

(Petitioner)

VERSUS

1. **The Inspector General of Police, Head Quarters, CPO, Peshawar.**
2. **Commandant Frontier Reserve Police Kyber Pakhtunkhwa, Peshawar.**
3. **Superintendent FRP DIKhan Range, DIKhan.**

..... **(RESPONDENTS)**

EXECUTION PETITION OF JUDGMENT DATED 18.07.2023
PASSED BY THIS HONOURABLE KP SERVICE TRIBUNAL
IN SERVICE APPEAL No. 1459/2022 TITLED "MUHAMMAD
IMRAN VERSUS INSPECTOR GENERAL OF POLICE AND
OTHERS".

*Adm. Sec.
Peshawar*

Respectfully Sheweth;

That the brief facts of the case are as under:

1. That the petitioner was appointed as constable on 13/07/2007 in FRP DIKhan Range, DIKhan. That petitioner was removed from service vide officer order OB No. 176/FRP dated 07/03/2018 on the basis of absence from duty. The petitioner, feeling aggrieved from the said order, preferred service appeal No. 843/2018. The Worthy Service Tribunal was pleased to accept the same vide its judgment dated 25/11/2021, with the

2

direction for reinstatement and for the purpose of *De-novo* inquiry.

2. That, in consequence the appellant was reinstated into services vide officer order No. 532/SI Legal dated 17/01/2022 and *de-novo* proceedings were also initiated by the department against the petitioner.
3. That later on, after the *de-novo* proceeding/inquiry, vide partially impugned office order No. 593/FRP Dated 14/03/2022, competent authority was pleased to convert the punishment of removal from service into reinstatement in service and similarly, absence period i.e 04/09/2017 to 18/09/2017, 12/11/2017 to 30/01/2018 and 23/02/2018 to 26/02/2018 (total 118 days) in which period from 23/02/2018 to 26/02/2018 total 04 days treated as without pay while remaining 114 days as medical rest. **However, the intervening period i.e from 07/03/2018 to 28/01/2022 was treated as without pay.**
4. That being aggrieved the petitioner filed a service appeal No. 1459/2022 before this Honourable Service Tribunal, which was decided by this Honourable Service Tribunal on 18.07.2023. Copies of service appeal and Judgment of Honourable KP Service Tribunal dated 18.07.2023 are annexed as **Annexure "A & B"**.
5. That as per judgment of this Worthy KP Service Tribunal, para No. 07 which is reproduced as under;

"In view of the above discussion, the appeal in hand is allowed and it is directed that the appellant may be treated as on duty with effect from 07.03.2018 to 28.01.2022 with all consequential and back benefits",

the appellant/petitioner was held entitled of back benefits of intervening period. The petitioner submitted an attested copy of the judgment before the department and even a copy of

Adv. Z.
Karnal

3

judgment was also sent to the Superintendent FRP DIKhan for compliance vide letter No. 3052/ST dated 15/08/2023. Copy is annexed as **Annexure C.**

6. That after the lapse of considerable time, department is hesitating to pay the back benefits to the petitioner as per judgment dated 18.07.2023. Hence, on 30.11.2023, the petitioner submitted an application before the respondent No. 03 as per judgment dated 18.07.2023 of this Worthy Tribunal, but respondents used the delay tactics which cause the irreparable financial damage to the petitioner. So, therefore, petitioner has no other remedy but to file the instant execution petition. Copy of application is annexed as **Annexure D.**

IN VIEW OF THE ABOVE, IT IS, THEREFORE, MOST RESPECTFULLY PRAYED THAT ON ACCEPTANCE OF THIS EXECUTION PETITION, THE JUDGMENT OF THIS HONOURABLE SERVICE TRIBUNAL MAY KINDLY BE IMPLEMENTED IN ITS TRUE LETTER AND SPIRIT AND ANY FURTHER APPROPRIATE ORDER MAY KINDLY BE EXTENDED IN PETITIONER'S FAVOUR.

Dated; 21 /03/2024

Your Humble Petition



Muhammad Imran

Through counsel

Muhammad Abdullah Baloch
Advocate Supreme Court.

Adv. Zun
Kanwal
Zunaira. Kanwal
Advocate High Court.

(4)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR, CAMP AT DIKHAN.

EXECUTION PETITION NO. 260 OF 2023

In Service Appeal No. 1459/2022

Decided on 08/07/2023

Muhammad Imran

Versus

IG, Police etc

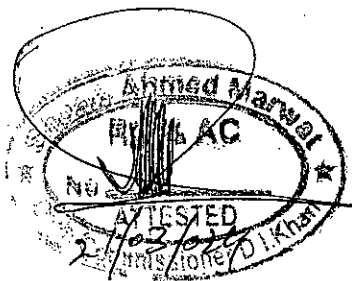
EXECUTION PETITION

AFFIDAVIT

I, **Muhammad Imran**, petitioner herein, do hereby solemnly affirm on oath that all para-wise contents of the execution petition are true and correct to the best of my knowledge, belief and information and nothing has been deliberately concealed from this Honourable Court, nor anything contained therein, based on exaggeration or distortion of facts.

Imran

Deponent.



5

Annexure A³

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR



Service Appeal No. _____/2022

Muhammad Imran Constable FRP, No. 8487 DIKhan, range DIKhan. (Son of Sharif Hussain Village Dhakki Matwala police station Paharpur District D.I.Khan).

(Appellant)

VERSUS

1. **The Secretary to the Govt; of Khyber Pakhtunkhwa, Home of Tribal Affairs Department, Peshawar.**
2. **The Inspector General Of Police, Head Quarters, CPO, Peshawar.**
3. **Commandant Frontier Reserve Police Kyber Pakhtunkhwa, Peshawar.**
4. **Superintendent FRP DIKhan Range, DIKhan.**

..... **(RESPONDENTS)**

SERVICE APPEAL UNDER SECTION 4 OF THE KPK SERVICES TRIBUNAL ACT, 1974, AGAINST THE IMPUGNED ORDER NO. 593/FRP DATED 14/03/2022, (OB No. 247/FRP DATED 10/03/2022) AND AGAINST THE IMPUGNED ORDER OF APPELLATE AUTHORITY NO 6089/SI DATED 01/08/2022, (OB No 805 Dated 10/08/2022) TO THE EXTENT OF "INTERVENING PERIOD" FROM 07/03/2018 TO 28/01/2022, IN WHICH THE APPELLANT REMAINED OUT OF SERVICE WAS TREATED AS WITHOUT PAY.

Chaudhry
07/10

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal

(4) (6)

Note: Addresses given above shall suffice the object of service.

Respectfully Sheweth;

1. That the appellant was appointed as constable on 13/07/2007 in FRP DIKhan Range, DIKhan. Copies of CNIC and service card of the appellant are annexed as **Annexure-A & B.**
2. That appellant was removed from service vide officer order OB No. 176/FRP dated 07/03/2018 on the basis of absence from duty. The appellant, feeling aggrieved from the said order, preferred service appeal No. 843/2018. The Worthy Service Tribunal was pleased to accept the same vide its judgment dated 25/11/2021, with the direction of the reinstatement and for the purpose of *De-novo* inquiry. Copy of the judgment dated 25/11/2021 is annexed as **Annexure C.**
3. That, in consequence the appellant was reinstated into services vide officer order No. 532/SI Legal dated 17/01/2022 and *de-novo* proceedings were also initiated by the department against the appellant. Copies of orders dated 17/01/2022 and dated 15/02/2022 and 11/02/2022 are annexed as **Annexure D & E.**
4. That later on, after the *de-novo* proceeding/inquiry, vide partially impugned office order No. 593/FRP Dated 14/03/2022, competent authority was pleased to convert the punishment of removal from service into reinstatement in service and similarly, absence period i.e 04/09/2017 to 18/09/2017, 12/11/2017 to 30/01/2018 and 23/02/2018 to 26/02/2018 (total 118 days) in

ATTESTED

EXAMINER
P. Chitrakawa
2022

(6) (7)

which period from 23/02/2018 to 26/02/2018 total 04 days treated as without pay while remaining 114 days as medical rest.

However, the intervening period i.e from 07/03/2018 to 28/01/2022 was treated as without pay. After submitting an application, the impugned order was received to the appellant on 30/05/2022. Copies are annexed as **Annexure F & G.**

5. That appellant being aggrieved from partially impugned office order No. 593/FRP Dated 14/03/2022, to the extent of findings regarding intervening period i.e 07/03/2018 to 28/01/2022, filed a departmental appeal/representation on 03/06/2022 before appellate authority. Copy of Departmental Appeal is annexed as **Annexure-H.**

6. The appellant came to know that appellate authority has also decided departmental appeal of the appellant which was not communicated to him. After submitting an application, Order of the appellate authority No. 6089 dated 01/08/2022, OB No. 805 dated 10/08/2022 was received to the appellant on 14/09/2022. The appellate authority has rejected the appeal. Copies are annexed as **Annexure I & J.**

7. That feeling aggrieved from the partially impugned orders, hence, the appellant has a right and cause of action to file the instant service appeal before this Honourable Service Tribunal, inter alia, on the following grounds.

GROUND S

- a. That findings of competent authority and of the appellate authority to the extent of reinstatement and converting the absence period of 114 days as medical leave with full pay are correct and according to the law and justice. **However**, findings of both the fora to the extent of

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

8, 9

treating the intervening period from 07/03/2018 to 28/01/2022 (in which the appellant remained out of service) as period without pay are against the law, justice and against the fundamental rights of the appellant. Thus, the appellant hereby challenges the impugned orders to the extent of deprivation of his back benefits of intervening period.

- b. That during the *De-novo* inquiry proceedings, it had become vivid that allegations of absence against the appellant were baseless and the appellant had genuinely medical problems. Thus, the punishment of removal from service was not justified. In that eventuality, had the appellant not been removed from service, he would have received the salaries of the intervening period i.e 07/03/2018 to 28/01/2022. Thus, the deprivation of appellant from his lawful right is against the law and justice.
- c. That the appellant is a very poor person who during the intervening period suffered a lot, due to un-employment and had no other source of income.
- d. That the appellant in the *de-novo* inquiry by the department was proved innocent, therefore, the applicant is very much entitled for his all back benefits of intervening period. In this regard decisions of the competent authority and appellate authority to the extent of depriving the appellant from removal period are against law and justice. Therefore appellant is entitled for all his back benefits.
- e. That counsel for the appellant may graciously be allowed to raise additional grounds at the time of arguments.

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

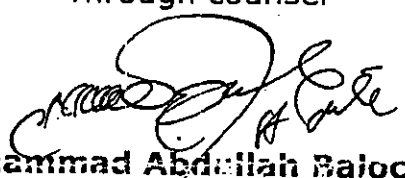
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In wake of submission made above the appeal of the appellant may kindly be accepted. Impugned Order NO. 593/FRP dated 14/03/2022, (OB No. 247/FRP dated 10/03/2022) and the impugned order of appellate authority no 6089/SI dated 01/08/2022, (OB No. 805 dated 10/08/2022) to the extent of decision with respect to period effective from 07/03/2018 to 28/01/2022 may kindly be declare as against law and justice. The appellant may kindly be declared as entitle for the salary of the intervening period from 07/03/2018 to 28/01/2022.

Any other relief deemed appropriate in circumstances of the case may also be allowed in favour of appellant in the large interest of justice.

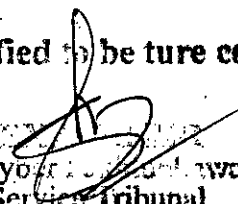
7/10/2022

Your humble appellant
Muhammad Imran
Through counsel



Muhammad Abdullah Baloch
Advocate High Court
Dera Ismail Khan

Certified to be true copy


Khyber Pakhtunkhwa
Services Tribunal
Peshawar

Date of Presentation of Petition 02/10/22
Number of Words SP
Copying Fee 25/-
30/-

Date of Delivery of Copy 02/10/22

10

Annex "B"



**BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL PESHAWAR
AT CAMP COURT D.I.KHAN**

Service Appeal No. 1459/2022

Date of Institution ... 10.10.2022

Date of Decision... 18.07.2023

Muhammad Imran Constable FRP, No. 8487 D.I.Khan, Range D.I.Khan. (S/O Sharif Hussain Village Dhakki Matwalah Shah Police Station Paharpur District D.I.Khan)

... (Appellant)

VERSUS

The Secretary to the Government of Khyber Pakhtunkhwa, Home and Tribal Affairs Department, Peshawar and 03 others.

... (Respondents)

MR. MUHAMMAD ABDULLAH BALOCH,
Advocate

For appellant.

MR. FARHAJ SIKANDAR,
District Attorney

For respondents.

MR. KALIM ARSHAD KHAN
MR. SALAH-UD-DIN

CHAIRMAN
MEMBER (JUDICIAL)

JUDGMENT:

SALAH-UD-DIN, MEMBER:- Brief facts giving rise to filing of the instant appeal are that the appellant was appointed as Constable on 13.07.2007. During the course of his service, departmental action was taken against the appellant on the allegations of his absence from duty and he was removed from service vide order bearing O.B No. 176/FRP dated 07.03.2018. The appellant after availing remedy of departmental appeal, filed Service Appeal No. 843/2018, which was allowed by this Tribunal vide judgment dated 25.11.2021 and he was reinstated in service for the purpose of de-novo inquiry with the directions to the

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

79 (11)

competent Authority to conduct de-novo inquiry within a period of 90 days. In light of judgment of this Tribunal, de-novo inquiry was conducted in the matter and in consequence of the same, the appellant was reinstated in service vide order bearing O.B No. 247/FRP dated 10.03.2022 by treating absence period of 114 days as medical rest, while the absence period of 04 days as leave without pay. Similarly, the intervening period during which the appellant remained out of service with effect from 07.03.2018 to 28.01.2022 was also treated as without pay. The appellant being partially aggrieved of the order dated 10.03.2022 regarding treating the intervening period with effect from 07.03.2018 to 28.01.2022 as without pay, challenged the same by way of filing departmental appeal, however the same was rejected vide order bearing O.B No. 805 dated 10.08.2022, hence the instant service appeal.

2. On receipt of the appeal and its admission to regular hearing, respondents were summoned but they failed to submit reply/comments, therefore, vide order dated 17.01.2023 their right to file reply was struck off.

3. Learned counsel for the appellant argued that the medical documents regarding illness of the appellant were verified as genuine during the de-novo inquiry proceedings and his absence from duty was regularized by treating the absence period of 114 days as medical rest, while 04 days absence was treated as leave without pay. He next argued that as absence of the appellant from duty stood justified in the de-novo inquiry

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

proceedings, therefore, intervening period during which the appellant remained out of service on account of his wrongful removal from service was required to have been treated as on duty with all back benefits.

4. On the other hand, learned District Attorney for the respondents has argued that as the appellant did not perform any duty during the intervening period with effect from 07.03.2018 to 28.01.2022, therefore, the same has rightly been treated as without pay on the basis of principle of no work no pay. He also argued that the appellant has already been treated leniently by reinstating him, therefore, he is not entitled to any pay or benefits for the intervening period.

5. We have heard the arguments of learned counsel for the appellant as well as learned District Attorney for the respondents and have perused the record.

6. The appellant was proceeded against departmentally on the allegations that he had remained absent from duty with effect from 04.09.2017 to 08.09.2017 (14 days) & 12.11.2017 to 30.01.2018 (78 days), D.D Report No. 04 dated 12.11.2017 of District Police Lines D.I.Khan, D.D report No. 08 dated 26.02.2018 of Police Station Pahari Pur D.I.Khan, from 30.01.2018 to 26.02.2018 (26 days), total absence of the appellant from duty was 118 days. The de-novo inquiry report would show that the inquiry officer has opined therein that the medical documents submitted by the appellant accounted for 114 days absence, therefore, the

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

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said period may be treated as medical rest, while 04 days absence remained unaccounted, therefore, the same may be treated as without pay. The competent Authority while passing the impugned order has agreed with the recommendations of the inquiry officer by treating the period of absence of 114 days as medical rest, while 04 days absence was treated as without pay. The absence of the appellant was thus regularized and he was reinstated in the service but the intervening period with effect from 07.03.2018 to 28.01.2022 i.e the period during which the appellant remained out of service on account of his removal from service was also treated as without pay. The impugned order to the extent of treating the intervening period from 07.03.2018 to 28.01.2022 as without pay was legally not legally sustainable for the reason that it was due to wrongful removal of the appellant from service that he was unable to perform his duty with effect from 07.03.2018 to 28.01.2022. The appellant could not be attributed any fault in not performing his duty with effect from 07.03.2018 to 28.01.2022. The competent Authority was thus not justified in treating the intervening period as leave without pay. Nothing is available on the record which could show that the appellant had remained gainfully employed during the period during which he remained out of service on account of his removal. In these circumstances, the appellant cannot be deprived of the benefits during the intervening period.

7. In view of the above discussion, the appeal in hand is allowed and it is directed that the appellant may be treated as on


ATTESTED


EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

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duty with effect from 07.03.2018 to 28.01.2022 with all consequential and back benefits. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED
18.07.2023


(SALAH-UD-DIN)
MEMBER (JUDICIAL)
CAMP COURT D.I.KHAN


(KALIM ARSHAD KHAN)
MEMBER (JUDICIAL)
CAMP COURT D.I.KHAN

Naeem Amin

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Date of Presentation of Application 21-12-23
Number of Words 5-P
Copying Fee 25/-
Urgent 5/-
Total 30/-
Name of Copyist _____
Date of Completion of Copy 21-12-23
Date of Delivery of Copy 21-12-23



(15)

**KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR**

P
Emergency
Communications should be
addressed to the Registrar
KPK Service Tribunal and not
any official by name.
Ph:- 091-9212281
Fax:- 091-9213262

No. 3052 ST Dated 15/8 /2023


To:

- 1 Superintendent FRP, D.i.khan
Range D.i.khan.

**SUBJECT:- JUDGMENT IN SERVICE APPEAL NO. 1459/2022 TITLED
MUHAMMAD IMRAN VERSUS INSPECTOR GENERAL OF
POLICE & OTHERS.**

I am directed to forward herewith a certified copy of order dated 18/07/2023,
passed by this Tribunal in the above mentioned service appeal for compliance.

Encl. As above.


(PIR MUHAMMAD)
SUPERINTENDENT
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL,
PESHAWAR.

*Attested to be
a true copy*

*Adi Zarf
khan*

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ANNEX

THE WORTHY SUPERINTENDENT POLICE,

FRP, RANGE, DERA ISMAIL KHAN.

APPLICATION FOR IMPLIMENTATION OF JUDGMENT
DATED 13.07.2023 PASSED BY THIS HONOURABLE KP
SERVICE TRIBUNAL IN SERVICE APPEAL No. 1459/2022
TITLED "MUHAMMAD IMRAN VERSUS INSPECTOR
GENERAL OF POLICE AND OTHERS".

Respectfully Sir; The applicant humbly submits as under;

1. That the applicant was appointed as constable on 13/07/2007 in FRP DIKhan Range, DIKhan. The applicant was removed from service vide officer order OB No. 176/FRP dated 07/03/2018 on the basis of absence from duty. The applicant, feeling aggrieved from the said order, preferred service appeal No. 843/2018. The Worthy Service Tribunal was pleased to accept the same vide its judgment dated 25/11/2021 with the direction for reinstatement and for the purpose of *De-novo* inquiry.
2. That, in consequence the appellant was reinstated into services vide officer order No. 532/W Legal dated 17/01/2022 and *de-novo* proceedings were also initiated by the department against the applicant.
3. That later on, after the *de-novo* proceeding/inquiry, vide partially impugned office order No. 593/FRP Dated 14/03/2022, competent authority was pleased to convert the punishment of removal from service into reinstatement in service and similarly, absence period i.e 04, 09/2017 to 18/09/2017, 12/11/2017 to 30/01/2018 and 23/02/2018 to 25/02/2018 (total 118 days) in which period from 23/02/2018 to 26/02/2018 total 04 days treated as without pay while remaining 114 days as medical rest. However, the intervening period i.e from 07/03/2018 to 28/01/2022 was treated as without pay.

Attested to be a True Copy

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17

4. That being aggrieved the applicant filed a service appeal No. 1459/2022 before Honourable Service Tribunal, which was decided by Honourable Service Tribunal on 18.07.2023. Copy of Judgment of Honourable KP Service Tribunal dated 18.07.2023 is enclosed.


5. That as per judgment of Worthy KP Service Tribunal, the applicant was held entitled of back benefits of intervening period. The applicant submitted an attested copy of the judgment before the department and even a copy of judgment was also sent to your office for compliance vide letter No. 3052/ST dated 15/08/2023. But the case of the applicant has been shuffling from desk to desk and the rights of the applicant are being violated by the department.

It is, therefore, most respectfully prayed that on acceptance of this application, the judgment of this Honourable Service Tribunal dated 18/07/2023 in service appeal No. 1459/2022 may kindly be implemented in its true letter and spirit in applicant's favour.

Dated 30/11/2023

Your Humble applicant

Adv. Zun
Kanwar
Attested to be
a True Copy


Muhammad Imran
Constable FRP, No. 8487
DIKhan, range DIKhan.



MR. MUHAMMAD ABDULLAH
Advocate
Supreme Court of Pakistan (ASC)

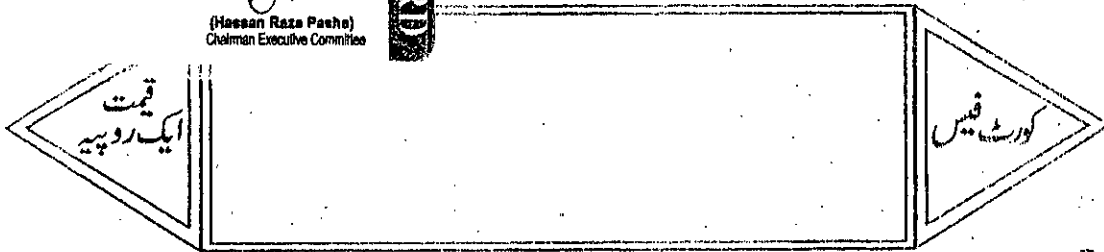


(Hassan Raza Pasha)
Chairman Executive Committee

Date of Issue: 18-10-2023

(Gulzar Ahmad)
Secretary
Pakistan Bar Council

وکالت نامہ



بعدالت جناب سروس ٹریبونل پشاور پمپ ڈیز اسٹیشن خان
مخانب (M. Imran) Petitioner
محمد عمران بنام IG پولیس وٹیرن
دعویٰ یا جرم
تفصیل دعویٰ یا جرم Execution Petition

باعث تحریر آنگہ

مقدمہ مندرجہ بالا عنوان میں اپنی طرف واسطے پیروی و جوابدہی برائے پیشی یا تصفیہ مقدمہ بمقام Dikhan کیلئے
محمد عبداللہ بلورج ایجوکیشن سروس آف پاکستان / زبیرہ نول
کو حسب ذیل شرائط پر وکیل مقرر کیا ہے، کہ میں ہر پیشی پر خود بذریعہ اختیار خاص رو برو عدالت حاضر ہوتا ہوں گا۔ اور ہر وقت پکارے جانے مقدمہ وکیل صاحب
موصوف کو اطلاع دیکر حاضر عدالت کروں گا، اگر پیشی پر منظر حاضر نہ ہوں اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور پر میرے برخلاف ہو گیا۔ تو صاحب موصوف
اسکے کسی طرح ذمہ دار نہ ہوں گے، نیز وکیل صاحب موصوف صدر مقام پشوری کے علاوہ کسی جگہ یا پشوری کے اوقات سے پہلے یا پیچھے یا بروز قسطیں پیروی کرنے کے
ذمہ دار نہ ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام پشوری کے علاوہ کسی جگہ یا پشوری کے اوقات سے پہلے یا پیچھے یا بروز قسطیں پیروی کرنے کے ذمہ دار نہ
ہوں گے۔ اور مقدمہ صدر پشوری کے علاوہ اور جگہ سماعت ہونے یا بروز قسطیں یا پشوری کے اوقات کے آگے پیچھے پیش ہونے پر منظر کو کوئی نقصان پہنچے تو اس کے ذمہ
دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا ٹیکانہ واپس کرنے کے بھی موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل سائنسہ پر داخلہ صاحب موصوف مثل کردہ
ذات خود منظور و قبول ہوگا۔ اور صاحب موصوف کو عرض دعویٰ یا جواب دعویٰ یا درخواست اجراءے ڈگری و نظر ثانی اپیل گرائی و ہر قسم درخواست پر دستخط تصدیق کرنے کا
بھی اختیار ہوگا۔ اور کسی حکم یا ڈگری کرنے اور ہر قسم کاروبار وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے میان دینے اور اس پر پٹائی یا راضی نامہ و فیصلہ بر
حلف کرنے، اقبال، دعویٰ کا بھی اختیار ہوگا۔ اور بصورت مقرر ہونے تاریخ پیشی مقدمہ مذکورہ بیرون از پشوری صدر بیروی مقدمہ مذکورہ نظر ثانی و گرائی و برآمدگی
مقدمہ یا مشورتی ڈگری یا طرف یا درخواست غم افتخاری یا قرضی یا گرفتاری مثل از فیصلہ اجراءے ڈگری بھی صاحب موصوف کو بشرط ادا تکلیف علیحدہ علیحدہ عملانہ بیرونی کا اختیار ہوگا
اور تمام سائنسہ پر داخلہ صاحب موصوف مثل کردہ ذات خود منظور و قبول ہوگا۔ اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہوگا کہ مقدمہ مذکورہ یا اسکے کسی جزو
کی کارروائی یا بصورت درخواست نظر ثانی اپیل یا گرائی یا دیگر معاملہ مقدمہ مذکورہ کسی دوسرے وکیل یا پشور کو اپنے بجائے یا اپنے ہمراہ مقرر کریں۔ اور ایسے مشیر قانون کو
بھی ہر امر میں وہی اور ویسے اختیارات حاصل ہوں گے، جیسے صاحب موصوف کو حاصل ہیں، اور دوران مقدمہ میں جو کچھ ہر چاہے التوا ہر چاہے، وہ صاحب
موصوف کا حق ہوگا۔ مگر صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا۔ تو صاحب موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ کی پیروی نہ کریں اور ایسی
صورت میں ہر کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔

لہذا وکالت نامہ لکھ دیا ہے تاکہ سند رہے

مورخہ 13 فروری 2024

مضمون وکالت نامہ سن لیا ہے۔ اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔

العبد العبد العبد

Muhammad Imran --- petitioner

Accepted
Adv. Zube
Khan
Zunaira Kanwal
Advocate
High Court
Distt: Bar D.I. Khan