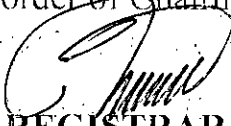


# FORM OF ORDER SHEET

Court of \_\_\_\_\_

**Appeal No.** 545/2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	16/04/2024	<p>The appeal of Mr. Moazam Jan presented today by Mr. Muhammad Maaz Madni Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on _____ Parcha Peshi given to the counsel for the appellant.</p> <p>By the order of Chairman</p>  <p><b>REGISTRAR</b></p>

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL  
PESHAWAR**

APPEAL NO. 545 /2024

MOAZAM JAN

V/S

GOVT. OF KP  
& OTHERS

**INDEX**

S.NO.	DOCUMENTS	ANNEXURE	PAGE
1.	Memo of appeal	.....	1 - 4
2.	appointment order dated 31.05.2014	A	5 - 6
3.	Charge Report dated 31.05.2014	B	7
4.	Service Book	C	8 - 12
5.	Judgement dated 06.11.2023	D	13 - 15
6.	Departmental Appeal dated 03.02.2024	E	16
7.	Appellate Order dated 22.03.2024	F	17
8.	Wakalatnama	.....	

Dated: 16<sup>th</sup> April, 2024

APPELLANT

Through:

**MUHAMMAD MAAZ MADNI,**  
ADVOCATE HIGH COURT, PESHAWAR  
TF-291, 292, Deans Trade Centre,  
Peshawar Cantt:  
0333-9313113, 0314-9965666  
[muhammad.m3adv@gmail.com](mailto:muhammad.m3adv@gmail.com)

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

APPEAL NO. 545 /2024

MOAZAM JAN S/O Muhammad Aslam, SPST (B-14),  
Govt. Primary School, Qazi Khel No. 2, Charadda.

.....APPELLANT

**VERSUS**

- 1- THE DIRECTOR (ELEMENTARY & SECONDARY EDUCATION),  
Khyber Pahtunkhwa, Peshawar.
- 2- THE DISTRICT EDUCATION OFFICER,  
District Charsadda.
- 3- THE DISTRICT ACCOUNTS OFFICER,  
At Charsadda.

.....RESPONDENTS

**APPEAL UNDER SECTION-4 OF THE KHYBER  
PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 READ  
WITH ALL ENABLING LAWS & RULES AGAINST THE ACT &  
OMISSION OF THE RESPONDENTS BY NOT ALLOWING  
INCREMENT FOR THE YEAR 2014 & NOT RELEASING  
OUTSTANING STANDING SALARIES FOR THE MONTHS  
OF JUNE, JULY & AUGUST 2014 AND AGAINST THE  
APPELLATE ORDER DATED 22-03-2024 WHEREBY  
DEPARTMENTAL APPEAL DATED 03-02-2024 OF THE  
APPELLANT HAS BEEN REGRETTEED ON NO GROUNDS**

**PRAYER:**

**That on acceptance of the instant service appeal the inaction  
of the respondents by not allowing the annual increment for  
the year 2014 and not releasing outstanding salaries for the  
months of June, July & August 2014 may very kindly be  
declared illegal and the respondents may very graciously be  
directed to allow the annual increment for the year 2014  
with all back benefits and release of outstanding salaries for  
the month of June, July & August 2014 while applying the  
Principle of Parity. Any other remedy which this august  
Tribunal deems appropriate that may also be awarded in  
favor of the appellant.**

*Respectfully Sheweth;*

**FACTS:**

**Brief facts giving raise to the instant appeal are as under:**

1. That appellant isa regular employee of the respondent Department and was initially appointed as Primary School Teacher (BPS-12) on adhocbasis vide order dated 31/05/2014after fulfilling all the legal &codal formalities required for the postand since then the appellant is performing his duty quite efficiently whole heartedly and upto the entire satisfaction of his high ups.

Copy of appointment order dated 31.05.2014 is attached as Annexure.....A.

2. That appellant after receiving the appointment order dated 31/05/2014 submitted his arrival report and took over the charge of his post on date 31/05/2014 the same date the appellant received the appointment order.

Copy of Charge Report dated 31.05.2014 is attached as Annexure ..... B.

3. That service book of the appellant was also prepared and maintained by the respondent by making necessary entries regarding service record of the appellant from the date of appointment till date.

Copy of Service Bookisattached as Annexure .....C.

4. That service of all the adhoc teachers were regularized vide Regularization Act, 2017 and accordingly the services of the appellant was also regularized from the date of appointment and in this respect one of my colleagues who was appointment with me on the same day filed Service Appeal No. 7597/2021 title Abdul Musawir versus Govt. of KP & others decided on 06/11/2023 in favour of the appellant and allowed the same benefit to the appellant.

Copy of Judgement dated 06.11.2023 is attached as Annexure ..... D.

5. That appellant also filed Departmental Appeal dated 03/02/2024 in light of the judgment dated 06/11/2023 which was forwarded to the appellate authority respondent no. 1 for its decision but was regretted vide letter dated 22/03/2024 addressed to respondent No. 2.

Copy of Departmental Appeal dated 03.02.2024 & Appellate Order dated 22.03.2024 is attached as Annexure ..... E & F.

6. That feeling highly aggrieved and is left with no other remedy but to file the instant service appeal before this Honourable Tribunal on the following grounds:

**GROUND:**

- A-** That act of the respondent by not allowing annual increment for the year 2014 & not releasing the monthly salary for the month of June, July & August 2014 is against the law, rules, facts, void ab initio, Norms of Natural Justice and materials available on the record hence not tenable in the eye of Law and needs interference of this tribunal.
- B-** That appellant has not been treated in accordance with law and rules by the respondent Department on the subject noted above and as such the respondents violated Article 4 and 25 of the Constitution of Islamic Republic of Pakistan 1973.
- C-** That appellant has properly submitted his charge report well in time on the day the appointment was made and even then the appellant was not allowed the benefit of Annual Increment for the year 2014 and also the outstanding salaries for the month of June, July & August 2014.
- D-** That under Article 38 (e) of the Constitution of Pakistan, 1973 state is bound to reduce disparity in the income and earning of the individuals including persons in the various services of Pakistan, therefore the respondent has to act upon the ibid Article of the constitution and had to remove the disparity from the service of the appellant by allowing Annual Increment for the Year 2014 and releasing the monthly salary outstanding for the month of June, July & August 2014.
- E-** That the respondent has acted in an arbitrary and malafide manner by not allowing annual increment for the year 2014 & not releasing the monthly salary for the month of June, July & August 2014.
- F-** That act of the respondents is against the Fundamental Rights as enshrined in the Constitution & also against various judgments passed by the Apex Supreme Court of Pakistan.
- G-** That act of the respondents by not allowing annual increment for the year 2014 & not releasing the monthly salary for the month of June, July & August 2014 without fulfilling the codal formalities required in the subject matter and hence the same is against the norm of Natural Justice.
- H-** That appellant seeks permission to advance other grounds and proofs at the time of hearing.

It is therefore, most humbly prayed that the appeal of the appellant may be accepted as prayed for.

Dated: 16-04-2024

Appellant

  
MOAZAM JAN

Through:

  
MUHAMMAD MAAZ MADNI  
Advocate, High Court, Peshawar


**CERTIFICATE**

No, such like appeal has been filed or pending on the subject matter between the parties before this Honourable Tribunal.

  
ADVOCATE

**A F F I D A V I T**

I, MOAZAM JAN s/o Muhammad Aslam, do hereby solemnly affirm on oath that the contents of the appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Tribunal.

  
DEPONENT  
17101-8006111-9  
M

Appointment Order PST (M) Ad hoc -Based

OFFICE OF THE  
DISTRICT EDUCATION OFFICER  
(MALE) CHARSADDA

ANNEXURE -

**APPOINTMENT**

Consequent upon recommendation of the District Selection Committee, appointment of the following candidates are hereby ordered against the post of PST School based/UC based in BPS-12 (Rs: 7000-500-22000) @Rs: 7000/= fixed plus usual allowances as admissible under the rules on ad hoc basis on Contract under the existing policy of the Provincial Government, in Teaching Cadre on the terms and condition given below with effect from the date of their taking over charge :-

S.#	Name	School Name	U/C	Score
73/144	MOAZAM JAN 17101-8006111-9	GPS Qazi Khel-2	MC-1 Charsadda	122.53

**TERMS & CONDITIONS.**

1. NO TA/DA etc is allowed.
2. Charge reports should be submitted to all concerned in duplicate.
3. Appointment is purely on temporary & contract basis initially for one year.
4. They should not be handed over charge if they exceed 35 years or below 18 years of age.
5. Appointment is subject to the condition that the certificate/documents must be verified from the concerned authorities by the DEO(concerned) Any one found producing bogus Certificate will be reported to the law enforcing agencies for further action.
6. His services are liable to termination on one month's notice from either side. In case of resignation without notice his one-month pay/allowances shall be forfeited to the Government.
7. Pay will not be drawn until and unless a certificate to the effect by DEO(concerned) is issued that his certificates are verified
8. He should join his post within 10 days of the issuance of this notification. In case of failure to join their post within 10 days of the issuance of this notification, his appointment will expire automatically and no subsequent appeal etc shall be entertained..
9. Health and Age Certificate should be produced from the Medical Superintendent concerned before taking over charge.
10. Before handing over charge he will sign an agreement with the department, otherwise this order will not be valid.
11. He will be governed by such rules and regulations as may be issued from time to time by the Govt.
12. His services shall be terminated at any time, in case his performance is found unsatisfactory during his contract period. In case of misconduct, he shall be proceeded under the rules framed from time to time.

Moazzam Jan MC-1 CHD.docx

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Appointment Order PST (M) Ad hoc -Based

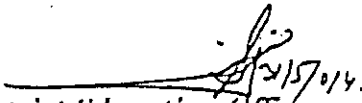
11. His appointment is made on School based. He will have to serve at the place of posting, and his service is not transferable to any other station.
11. Before handing over charge once again their document may be checked if they have not the required qualification, they may not be handed over charge.

(Siraj Muhammad)  
District Education Officer  
(Male) Charsadda

Undst: No: 4807-4958 / Dated: Charsadda the, 31/10/2014

Copy forwarded for information and necessary action to the:

1. Director R&SE Deptt. Khyber Pakhtunkhwa Peshawar.
2. Deputy Commissioner Charsadda
3. District Accounts Officer Charsadda
4. SDEO (M) Charsadda
5. SDEO (M) Tangi
6. Official Concerned
7. M/File

  
District Education Officer  
(Male) Charsadda

Moazzam Jan MC-1 CHD.docx

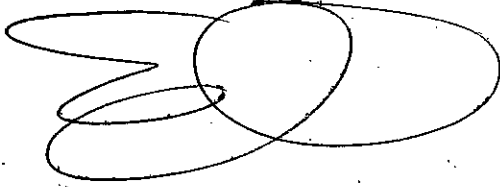
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31/5/14

31/5/14

ANNEXURE - B



1  
9  
1

4  
B  
4

(8)

(For use in Police Department only).

Heirs, *Date of Birth verified from original 3.3.C certificate.* ANNEX. *C*

1. *Which*

2. *A.S.D.E.O (M)*

3. *Charsadda*

Verification Roll No. *Passed P.T.C examination from A.T.O. Islamabad under Roll No 687910 Session 2012 obtained MARKS 567 out of 900* dated *24/06/2013* received back

*Which* Left Thumb Impression *S.D.E.O (M) Charsadda*

*A.S.D.E.O (M) Primary Charsadda*

Qualification *Passed SSC examination from BISE Peshawar under Roll No 136204 obtained MARKS 574 out of 650 session 1998.*

English *Which* First Arts *S.D.E.O (M) Charsadda*

*A.S.D.E.O (M) Primary Charsadda*

*Passed F.G.C examination from BISE Peshawar in 2001 under Roll No 56806 obtained MARKS 702 out of 1100. The result declared on 30/8/2001.*

Urdu *Which* Pledership examination *S.D.E.O (M) Charsadda*

*A.S.D.E.O (M) Primary Charsadda*

*Passed BA Examination from university of Peshawar in 2004 under Roll No 81416 obtained MARKS 336 out of 555. The result declared on 9/10/2014.*

Finger Print *Which* Other qualifications *S.D.E.O (M) Charsadda*

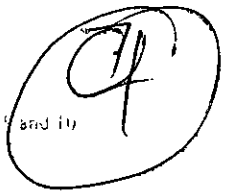
*A.S.D.E.O (M) Primary Charsadda*

*Passed L.L.B examination from Rhyber Law Drill Instructing College university of Peshawar in 2007-08 under Roll No 2634 obtained MARKS 1122 out of 2000. The result was declared on 1/8/2008.*

Court Duties *Which* Reserve Duties *S.D.E.O (M) Charsadda*

*A.S.D.E.O (M) Primary Charsadda*

*ATTACHED*



The entries on this page should be renewed or re-attested at least every five years and the Signature to lines (and 11) should be dated.

1. Name: Muazzam Jan

2. Race: Afghan

3. Residence: Mahallah Bheesa Kheh Teh e Distt Charsadda.

4. Father's name and residence: Muhammed Aslam  
P/O Mahallah Bheesa Kheh Teh e Distt Charsadda.

5. Date of birth by Christian era as nearly as can be ascertained: 30-03-1983  
Thirtieth March nineteen eighty Three

6. Exact height by measurement: 5' - 8"

7. Personal marks for identification: mole on right Shoulder

8. Left hand thumb and Finger impression of (Non-Gazetted) officer:

Little Finger:



Ring Finger:



Middle Finger:



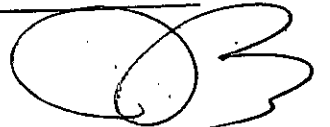
Fore Finger:



Thumb:

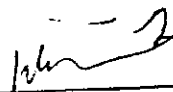


9. Signature of Government Servant: 



**ALISTED**

10. Signature and designation of the Head of the office, or other Attesting Officer.



**S.D.E.O (M)  
Charsadda**

**A.S.D.E.O (M)  
Charsadda**

10

1	2	3	4	5	6	7	8
Name of Post	Substantive Whether substantive or officiating and whether permanent or temporary.	If officiating, state (i) substantive appointment, or (ii) Whether service counts for pension under Art. 371 C.S.R.	Pay in substantive post	Additional pay for officiating	Other emolument falling under the term "pay"	Date of Appointment	Signature Government s
CPs No 2 Dazilchel	Temp/offi.	BPS 12	Rs 7000	Rs 500	Rs 22000	31/5/2014	[Signature]
		BPS No-12	Rs 7000	Rs 500	Rs 22000		
Do	Do		Rs 7000			1/12/14	[Signature]
		BPS No 12	Rs 9055	Rs 650	Rs 28550		
Do	Do		Rs 9055			7/2015	[Signature]
			Rs 9055			1/12/2018	[Signature]
		BPS No 12	Rs 11140	Rs 200	Rs 35140		
Do	Do		Rs. 11140			7/2016	[Signature]

[Signature]

ATTSTED

11

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9	10	11	12	13		14	15
				Leave			
				Nature and duration of leave taken.	Allocation of period of leave on average pay upto four months for which leave salary is debitible to another Government		
Period	Government to which debitible						
S.D.E.O (M) Charsadda	30/11/14	No Wages	S.D.E.O (M) Chd			Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure or praise of the Government Servant.
					Appointed as a P.S.T at Q.P.S Oazi Khair No. 2 vide D.E.O (M) Charsadda order no. 4807-4958 dated 31/05/2014.		
						A.S.D.E.O (M) Primary Charsadda	S.D.E.O (M) Charsadda
S.D.E.O (M) Charsadda	30/6/15	Pay Remised	S.D.E.O (M) Chd				
S.D.E.O (M) Chd	30/11/15	No Wages	S.D.E.O (M) Chd				
S.D.E.O (M) Chd	30/5/16	Pay Remised	S.D.E.O (M) Chd				
					Passd Post Exam. from A/CU Islamabad with Roll No. 679006 Session 2014-15. Mark sheet No. 66/900 Result dated on 16-1-2015 with Roll No. 122660 dt. 6-01-2018 S.No I.		

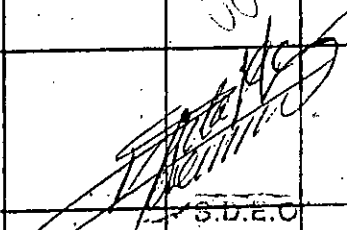
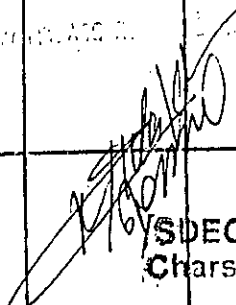
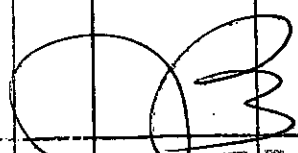
*[Handwritten signature]*

Signature of the head of the office or other attesting officer  
21/1/18

ATTSTED

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9

9	10	11	12	13		14	15
				Leave			
				Nature and duration of leave taken.	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		
Period	Government to which debitable						
					Service verified w.e.f 1 <sup>st</sup> 2021 to 31 <sup>st</sup> 2021 according to the Actuals (2019) of this office records		
							
					S.D.E.O. Male Charsadda		
					1-1-2022 30-11-2022		
							
					SDEO (M) Charsadda		
							
					AITSTED		

13

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 7597/2021



BEFORE: MRS. RASHIDA BANO ... MEMBER(J)  
MR. MUHAMMAD AKBAR KHAN ... MEMBER (E)

Abdul Musawair S/O Muhammad Ali, SPST, BPS-14, GPS. Anar Kali,  
Charsadda, R/O Amir Abad, P.O Rajjar, Tehsil & District Charsadda.

.... (Appellant)

VERSUS

ANNE-D

1. The Director Elementary & Secondary Education Department, Peshawar.
2. The District Education Officer (M), Charsadda.
3. The Accountant General, Khyber Pakhtunkhwa, Peshawar Cant.

.... (Respondents)

Mr. Muhammad Maaz Madani  
Advocate ... For appellant

Mr. Muhammad Jan  
District Attorney ... For respondents

Date of Institution.....15.10.2021  
Date of Hearing.....06.11.2023  
Date of Decision.....06.11.2023

JUDGMENT

RASHIDA BANO, MEMBER (J):The instant service appeal has been instituted under section 4 of the Khyber Pakhtunkhwa Service Tribunal, Act 1974 with the prayer copied as below:

“On acceptance of this appeal, the inaction of the respondents by not allowing the annual increment for the year 2014 and releasing outstanding salaries for the month of June, July & August 2014 may very kindly be declared illegal and the respondents may kindly be directed and also release the outstanding salaries for the months of June, July & August 2014.”

2. Brief facts of the case, as given in the memorandum of appeal, are that appellant was initially appointed as Primary School Teacher (BPS-12) on adhoc basis vide order dated 31.05.2014. Later on services of the appellant was regularized in the year 2017 from the date of his appointment. He was promoted

R

ATTESTED  
  
EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal

14


to the post of Senior Primary School Teacher (BPS-14) vide order dated 12.03.2018. The appellant facing huge discrepancy in the monthly salary due the reason that increment for the year 2014 was not allowed and the salaries for the month of June, July and August 2014 was not released. Despite the factum of pay fixation party of respondent No.3 allowed the increment for the year 2014 but till date the same is neither been included nor been allowed in the salary of the appellant. Feeling aggrieved, he filed departmental appeal, which was rejected, hence the instant service appeal.

3. Respondents were put on notice who submitted written replies/comments on the appeal. We have heard the learned counsel for the appellant as well as the learned District Attorney and perused the case file with connected documents in detail.

4. Learned counsel for the appellant argued that appellant has not been treated in accordance with law and rules and respondents violated Article 4 and 25 of the Constitution of Islamic Republic of Pakistan, 1973. He further argued that the act and omission of the respondents by illegally deducting annual increment for the year 2014 and not releasing salaries is against the law, facts, material available on record and norms of natural justice hence not tenable in the eye of law is liable to be struck down. He submitted that appellant has properly submitted his charge report and mark his attendance in the attendance register on 31.05.2014 and he is held entitled for annual increment for the year 2014.

5. Learned District Attorney contended that the appellant has been treated in accordance with law and rules. He further contended that initially the appellant was appointed on 31.05.2014, but the appointment order of the appellant and his colleagues were amended and in this regard a corrigendum was issued. The amended order directed the appointees to take charge from 01.09.2014, because of long summer vacations to save the public exchequer.



ATTESTED  
  
 MEMBER  
 Service Tribunal  
 District



15

6. Perusal of record reveals that appellant was appointed as Primary School Teacher vide appointment order dated 31.05.2014 and it is admitted fact that appellant submitted his arrival report on the same day i.e 31.05.2014. He was regularized from the date of his appointment vide notification dated 15.03.2018. According to the terms and conditions as mentioned in the appointment order of the appellant, he could draw his pay with effect from 01.09.2014, however in view of section 17 of Civil Servants Act, 1973 and FR17 the appellant is entitled for the payment of his salaries with effect from 31.05.2014, the date on which he submitted his arrival report. The appellant is thus entitled to receive salary for the months of June, July and August 2014. Moreover, while counting their service from 31.05.2014, six months service period as required for grant of annual increment stood completed and the appellant is also held entitled for the annual increment of 2014. So far as the question of limitation is concerned, suffice it is stated that being a financial matter, the appellant is having a continual cause of action, therefore, limitation will not have any adverse implication on the claim of the appellant.

7. For what has been discussed above, the appeal in hand is allowed as prayed for and the appellant is held entitled to all back benefits. Costs shall follow the events. Consign.

8. *Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal on this 6<sup>th</sup> day of November, 2023.*

(MUHAMMAD AKBAR KHAN)  
Member (E)

(RASHIDA BANO)  
Member (J)

Karamullah

Certified to be true copy

Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

Date of Presentation of Application 06-11-2023  
Number of Words 3-P  
Copying Fee 15/-  
Urgent 15/-  
Total 15/-  
Name of Copyist \_\_\_\_\_  
Date of Completion 11-12-2023  
Date of Delivery of copy 11-12-2023

Before the DEO (Male) Charsadda

16

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Subject: DEPARTMENTAL APPEAL

Respectfully Sheweth: Submitted as under

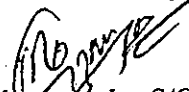
1. That the Appellant is working in Education Department Charsadda and was initially appointed as Primary School Teacher (BPS-12) on Adhoc basis after fulfilling all the legal and codal formalities required for the post vide order dated 31/05/2014. (Copy of appointment order dated 31/05/2014 and service book are attached).
2. That the Appellant after receiving the appointment order has submitted his arrival report on dated 31/5/2014 and took over the charge of the post assigned in the appointment order. Since then, the appellant is working efficiently with full devotion and up to the entire satisfaction of your honour. (charge report is attached).
3. That services of all Adhoc teachers were regularized vide Regularization Act of 2017 and accordingly the services of the appellant were also regularized from the date of 1<sup>st</sup> Appointment.
4. That presently the appellant is working as SPST (BPS-14) as in the year 2020, the appellant is promoted from the post of PSI (BPS-12) to the post of SPST (BPS-14) vide order dated 19/05/2020.
5. That the appellant was facing huge discrepancies in the monthly salary due to the reason that Increment for the year 2014 was not allowed and the salaries for the month of June, July and August 2014 was not released.
6. That in this regard one of the teacher Mr. Abdul Musawir SPST of the same cadre had filed Service appeal before the Honourable Service Tribunal which was decided in his favour by the Honourable Service Tribunal vide judgement order in service appeal No. 7597/2021 dated 6/11/2023. (Service Tribunal decision dated 6/11/2023 is attached).
7. That feeling aggrieved from this action, by not allowing increment for the year 2014 and not releasing the monthly salaries for the month of June, July and August 2014, the appellant filed this appeal before your honour to kindly release the Increment of 2014 and salaries of monthly June, July and August 2014 please.

It is, therefore requested to kindly accept this appeal by allowing the increment of 2014 and releasing the monthly salaries of June, July and August 2014 to the appellant please.

D-NO  
272  
12-2-2024

Dated: 03/02/2024

Yours Faithfully,

  
Moazzam Jan S/O  
Muhammad Aslam

SPST GPS Qazi Khel No. 2 Charsadda

  
APPETED

Most Immediate  
Court Matter



(Registered)

**DIRECTORATE ELEMENTARY & SECONDARY EDUCATION  
KHYBER PAKHTUNKHWA, PESHAWAR.**

No 2167 /AD (Lit: II)

Dated Peshawar the 29 / 03 /2024

17

To

The District Education Officer,  
(Male) Charsadda.

ANNEX-  
F

Subject: **GUIDANCE**

Memo:

I am directed & to refer your letter dated 18-03-2024 in view of the appeal dated 12-02-2024 of Mr. Moazam Jan SPST BPS-14 GPS Qazi Khel No.2 Charsadda seeking for the implementation of judgment dated 06-11-2023 of the Learned Service Tribunal Peshawar in Service Appeal No. 7597/2021 Abdul Musawir VS Govt; of KP & others already unfit case for CPLA by the Law Department & to state that the judgment dated 06-11-2023 is a Judgment in Persona ins stead of judgment in "Rem".

*Therefore, the benefits of the said judgments cannot be extended to the appellants namely Maozam Jan SPST BPS-14 of the cited school to the extent Annual Increment of the year 2014 & releasing of monthly salaries of June and August 2014, hence, the matter is stands return in the above said terms for necessary action being a competent authority please..*

An early action will be highly appreciated being court matter.

Assistant Director (Lit: II)  
E&SE Khyber Pakhtunkhwa,  
Peshawar.

Endst: No: 2167

Dated Peshawar the    /    /2024.

**Copy forwarded for information to the:-**

1. Section Officer (Lit-II) E&SE Department Khyber Pakhtunkhwa Peshawar.
2. Deputy Director (Legal) E&SE Khyber Pakhtunkhwa.
3. PA to Director, local Directorate

Assistant Director (Lit: II)  
E&SE Khyber Pakhtunkhwa,  
Peshawar.

**ATTSTED**

# (POWER OF ATTORNEY)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR

Service Appeal No. \_\_\_\_\_/2024

MOAZAM JAN

VS

GOVT. OF KP & OTHERS

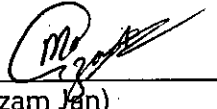
I, Moazam Jan do hereby nominated and appointed **MUHAMMAD MAAZ MADNI**, Advocate High Court, Peshawar, to be counsel in the above matter for me/us and on my/our behalf as agreed to appear, plead, act and answer in the above court or any appellate court or any court to which the business is transferred in the above matter as and is agreed to sign and file petition, appeals, statements, accounts, exhibits, compromises or other documents whatsoever, in connection with the said 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 any arrest, attachment or other execution, warrants or order and to conduct any proceedings that may arise there out; and to apply for and receive payment of any or all sums or submit the above matter to arbitration, and to employ an other legal practitioner authorizing him to exercise the power and authorities hereby conferred on the advocate whenever he may think fit to do so.

AND to do 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.

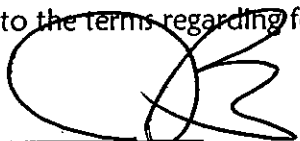
AND I/WE hereby agree to ratify and confirm all lawful acts done on my/our behalf; under or by virtue of these present or of the usual practice in such matter. PROVIDED always that I/WE undertake at the time of calling of the case by the court I/MY authorized agent shall inform the advocate and make him appear in the court, if the case, may be dismissed in default, 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 WHERE OF I/We hereunto set MY/OUR hand to these presents, the contests of which have been explained to and understood by ME/US this 15<sup>th</sup> day of April 2024.

EXECUTANT

  
(Moazam Jan)

Accepted subject to the terms regarding fees:

  
**MUHAMMAD MAAZ MADNI,**  
ADVOCATE HIGH COURT, PESHAWAR  
BC No.(BC-11-1460)  
CNIC No. 17101-9263898-1

OFFICE: KHATTAK LAW ASSOCIATES,

TF-291 & 292, Deans Trade Centre, Peshawar Cantt.:

Contact#: 0333-9313113, 0314-9965666