


FORM OF ORDER SHEET

Court of _____

Appeal No. 620/2024


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	02/05/2024	<p>The appeal of Mst. Sidra resubmitted today by Mr. Hamad Hussain Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 07-5-24; Parcha Peshi given to the counsel for the appellant.</p> <p>By the order of Chairman.</p> <p> REGISTRAR</p>

The appeal of Mst. Sidra Stenographer received today i.e on 19.04.2024 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- According to sub-rule-4 of rule-6 of Khyber Pakhtunkhwa Service Tribunal rules 1974 respondent no. 1 & 2 are un-necessary/improper parties, in light of the rules ibid and on the written direction of the Worthy Chairman the above mentioned respondent number be deleted/struck out from the list of respondent.
- 2- Memorandum of appeal may be supported by with an affidavit duly attested by the Oath Commissioner.
- 3- Annexures of the appeal are unattested.
- 4- Approved file cover is not used.
- 5- Necessary party be made in the heading of appeal.
- 6- Three more copies/sets of the appeal along with annexures i.e. complete in all respect for Tribunal and one for each respondent be submitted with the appeal.

No. 932 /S.T.

Dt. 22-04 /2024.


22/4/24
REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Hamad Hussain Adv.
High Court Peshawar.

Re-submitted after fulfilling the above mentioned observations please.

*Registrar
Service Tribunal*

*H. Hussain
Hamad Hussain
Advocate
High Court
Peshawar
2/5/24*

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

CHECK LIST

Case Title: Sidra vs Govt ICP and others

S#	CONTENTS	YES	NO
1	This Appeal has been presented by:		
2	Whether Counsel/Appellant/Respondent/Deponent has signed the requisite documents?		
3	Whether appeal is within time?		
4	Whether the enactment under which the appeal is filed mentioned?		
5	Whether the enactment under which the appeal is filed is correct?		
6	Whether affidavit is appended?		
7	Whether affidavit is duly attested by competent Oath Commissioner?		
8	Whether appeal/annexures are properly paged?		
9	Whether certificate regarding filing any earlier appeal on the subject, furnished?		
10	Whether annexures are legible?		
11	Whether annexures are attested?		
12	Whether copies of annexures are readable/clear?		
13	Whether copy of appeal is delivered to AG/DAG?		
14	Whether Power of Attorney of the Counsel engaged is attested and signed by petitioner/appellant/respondents?		
15	Whether numbers of referred cases given are correct?		
16	Whether appeal contains cutting/overwriting?		
17	Whether list of books has been provided at the end of the appeal?		
18	Whether case relate to this court?		
19	Whether requisite number of spare copies attached?		
20	Whether complete spare copy is filed in separate file cover?		
21	Whether addresses of parties given are complete?		
22	Whether index filed?		
23	Whether index is correct?		
24	Whether Security and Process Fee deposited? On		
25	Whether in view of Khyber Pakhtunkhwa Service Tribunal Rules 1974 Rule 11, notice along with copy of appeal and annexures has been sent to respondents? On		
26	Whether copies of comments/reply/rejoinder submitted? On		
27	Whether copies of comments/reply/rejoinder provided to opposite party? On		

It is certified that formalities/documentation as required in the above table have been fulfilled.

Appellant

Name:

Sidra

Signature:

Sidra

Dated:

Theory

Dei

*Hanad Hussain
Advocate High Court*

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

SERVICE APPEAL .NO 620 / 2024

Sidra Stenographer (BPS-14) Advocate General's Office Khyber
Pakhtunkhwa, Peshawar. **Appellant**

VERSUS

Secretary Finance Department, Government of Khyber Pakhtunkhwa
Peshawar and others. **Respondents**

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5	Copy of Notification Finance Department of Counter Terrorism Allowance to CTD	"B"	11
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8	Copies of letters regrets for increase of Judicial / Utility Allowance by Finance Department and Law Department/ Advocate General office Letter	"F,G and H"	21-23
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[Hamad Hussain]

Advocate High Court Peshawar
0312-095276

1

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

SERVICE APPEAL .NO 620 / 2024

Sidra Stenographer (BPS-14) Advocate General's Office Khyber
Pakhtunkhwa, Peshawar.

..... Appellant **Khyber Pakhtunkhwa
Service Tribunal**

Diary No. 12307

Dated 19/4/24

VERSUS

1. Government of Khyber Pakhtunkhwa through Chief Secretary
Khyber Pakhtunkhwa Peshawar.
2. Secretary to Govt of Khyber Pakhtunkhwa Finance Department,
Civil Secretariat Peshawar.
3. Secretary to Govt of Khyber Pakhtunkhwa Finance Department,
Civil Secretariat Peshawar.
4. Advocate General, Khyber Pakhtunkhwa Peshawar.

..... Respondents

**APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL ACT 1974 AGAINST THE IMPUGNED LETTER OF FINANCE
DEPARTMENT VIDE NO. SO SOSR-IV/FD/1-6/2021/LAW DEPTT DAETD
01-02-2024 AND LAW DEPARTMENT LETTER NO SO (B&A) (LD) 15-2-
/2023-24/ 2302 DATED 15-02-2023 ALONGWITH LETTER
COMMUNICATED BY ADVOCATE GENERAL OFFICE KHYBER
PAKHTUNKHWA VIDE NO. 3992/ AG DATED 14-03-2024 TO ITS
EMPLOYEES..**

PRAYERS:-

Filed to day

Registrar

19/4/24

**THAT ON ACCEPTANCE OF THIS SERVICE APPEAL THE ORDER
OF FINANCE DEPARTMENT VIDE LETTER NO. SO SOSR-IV/FD/1-
6/2021/LAW DEPTT DAETD 01-02-2024 & LETTER OF LAW
DEPARTMENT BEARING NO SO (B&A) (LD) 15-2-/2023-24/ 2302
DATED 15-02-2023 MAY BE SET-ASIDE BEING
DISCRIMINATORY AND VIOLATION OF ARTICLE 2A,4,9.25
AND 38(E) OF THE CONSTITUTION WITH FURTHER PRAYER
FOR ISSUANCE OF DIRECTIONS/ APPROPRIATE ORDERS
WITH ALL CONSEQUENTIAL BACK BENEFITS TO THE**

①

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

SERVICE APPEAL .NO 620 / 2024

Sidra Stenographer (BPS-14) Advocate General's Office Khyber
Pakhtunkhwa, Peshawar. Appellant

VERSUS

1. Secretary to Govt. of Khyber Pakhtunkhwa Finance Department,
Civil Secretariat Peshawar.
2. Secretary to Govt. of Khyber Pakhtunkhwa Law, Parliamentary
Affairs and HRs Department, Civil Secretariat Peshawar.
3. Advocate General, Khyber Pakhtunkhwa Peshawar.

..... Respondents

**APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL ACT 1974 AGAINST THE IMPUGNED LETTER OF FINANCE
DEPARTMENT VIDE NO. SO SOSR-IV/FD/1-6/2021/LAW DEPTT DAETD
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COMMUNICATED BY ADVOCATE GENERAL OFFICE KHYBER
PAKHTUNKHWA VIDE NO. 3992/ AG DATED 14-03-2024 TO ITS
EMPLOYEES..**

PRAYERS:-

Presented to -day
2/5/24

**THAT ON ACCEPTANCE OF THIS SERVICE APPEAL THE ORDER
OF FINANCE DEPARTMENT VIDE LETTER NO. SO SOSR-IV/FD/1-
6/2021/LAW DEPTT DAETD 01-02-2024 & LETTER OF LAW
DEPARTMENT BEARING NO SO (B&A) (LD) 15-2-/2023-24/ 2302
DATED 15-02-2023 MAY BE SET-ASIDE BEING
DISCRIMINATORY AND VIOLATION OF ARTICLE 2A,4,9.25
AND 38(E) OF THE CONSTITUTION WITH FURTHER PRAYER
FOR ISSUANCE OF DIRECTIONS/ APPROPRIATE ORDERS
WITH ALL CONSEQUENTIAL BACK BENEFITS TO THE**

WITH ALL CONSEQUENTIAL BACK BENEFITS TO THE RESPONDENT DEPARTMENTS FOR INCREASE IN JUDICIAL ALLOWANCE AS WELL AS UTILITY ALLOWANCE FROM 30% TO 100%.

RESPECTFULLY SHEWETH:-

1. That the appellant is performing his duties as ^{Secretary}~~Private Secretary~~ (BPS-17) in the Office of Advocate General, Khyber Pakhtunkhwa. The said office is an attached formation of Law, Parliamentary Affairs & HRs Department, Government of Khyber Pakhtunkhwa. The office under reference is a Constitutional Office whose Head of Department is appointed under Article 140 of the Constitution of Islamic Republic of Pakistan 1973.
2. That the employees of Advocate General's office vide Finance Department Govt. of Khyber Pakhtunkhwa Notification No. FD (SOSR-II) 8-43/ 2009 dated 25/07/2009 were granted / sanctioned 20% Judicial Allowance and 10% Utility Allowance on the analogy of employees working the in Civil Secretariat, Khyber Pakhtunkhwa Peshawar.
3. That Government of Khyber Pakhtunkhwa Finance Department vide Notification No. SO (SR-IV)/ 4-1/2023 Secretariat Performance Allowance dated 11-07-2023, increased the Secretariat Performance Allowance from 50% to 100% of the Basic Pay w.e.f. 11-07-2023 to all employees working in the Civil Secretariat Khyber Pakhtunkhwa Peshawar. This allowance is also being paid to the employees working in Provincial Ombudsman Secretariat, Khyber Pakhtunkhwa **(copy of Notification dated 11-07-2023 is attached as Annex-A).**
4. That on 17-01-2023 the Finance Department Govt. of Khyber Pakhtunkhwa extended Counter Terrorism Allowance @ (at the rate of) one running basic pay as per revised Basic Pay Scales -2022 to the employees of all ranks, cadres and scales of Counter Terrorism Department Khyber Pakhtunkhwa **(copy of Notification dated 17-01-2023 is attached as Annex-B).**
5. That the appellant as well as other employees of Advocate General office Khyber Pakhtunkhwa are still recipients of old rates of judicial allowance which may develop sense of deprivation in them as their similarly placed counterparts in Civil Secretariat the aforementioned allowances has been enhanced upto 100% in Financial Year Budget 2023-24.

6. That the appellant alongwith other employees submitted representation to the Learned Advocate General, Khyber Pakhtunkhwa in respect of increase of Judicial Allowance and Utility Allowance from 30% to 100% as already allowed 100% allowance to Civil Secretariat Employees , Provincial Ombudsman as well Counter Terrorism Department, Khyber Pakhtunkhwa **(copy of representation dated 30-12-2023 is attached as Annex-C).**
7. That the Advocate General, Khyber Pakhtunkhwa sent representation of all staff members to Law Department through official letter No. 04-02/AG dated 01-01-2024 for necessary action and Law Department also sent representation alongwith letter of Advocate General's office to Finance Department Govt. of Khyber Pakhtunkhwa for further action **(Copy of letter of Advocate General office and Law Department as attached as Annex-D and E).**
8. That Finance Department Government of Khyber Pakhtunkhwa regrets request of Law Department for increase in Judicial Allowance as well as Utility Allowance through an official letter to Law Department bearing No. SOSR/FD/1-6/2021/Law Deptt dated 01-02-2024. The Law Department vide letter_NO SO (B&A) (LD) 15-2-/2023-24/ 2302 DATED 15-02-2024 intimated the regrets of Finance department, Govt. of Khyber Pakhtunkhwa to the office of Advocate General on 16-02-2024 and later on Advocate General office communicated Finance department regrets letter to its employees on 14-03-2024 **(copies of Finance Department letter dated 01-02-24 and Law Department Letter dated 15-02-24 Advocate General office are attached as Annex-F, G and H respectively).**
9. That similarly identical nature Service Appeal No. 430/2024 Ahmad Khan Vs. Chief Secretary, Khyber Pakhtunkhwa and others is pending before this Hon` able Tribunal for preliminary hearing which is already fixed for hearing on 07-05-2024, therefore, the instant Service Appeal may kindly be clubbed with S.A.No. 430/2024 as mentioned above in the best interest of justice.
10. That the appellant has no other legal remedy and approached to this Honorable Tribunal with the following grounds.

GROUNDS.

- A. That it is sheer discrimination & violation of Law, Rules and Natural Justice as well as against the Principals / Rules of consistency with the appellant and employees of office of the Advocate General Khyber Pakhtunkhwa for not enhancing/ increasing the subject allowance as already enhanced/increased to the employees working in the Civil Secretariat, Provincial Assembly of Khyber Pakhtunkhwa, Provincial Ombudsman employees and staff working in Counter Terrorism Department (CTD) Khyber Pakhtunkhwa. Similarly the sitting caretaker Government of Punjab (Law Department) also enhanced/ increased the said allowance from 30% to 100% to the employees working in the office Advocate General Punjab vide notification dated 16-02-2024 (***copy Punjab Government Notification dated 16-2-24 is attached as Annex-I***).
- B. That under Article 25 of Constitution of Islamic Republic Pakistan 1973 equality of citizen between two groups of persons who are similarly placed could not be treated differently, while dictates of law, justice and equity required exercise of power by all concerned to advance the cause of justice and not to thwart it. In this regard reliance can be placed on judgments of the august Supreme court of Pakistan **reported as 2002 SCMR 71 and judgments of the august Supreme Court of Pakistan reported as 2015 SCMR 1257, 2005 SCMR 100 and 2011 PLC CS 1130.**
- C. That issuance of increase in Judicial Allowance and Utility Allowance are fundamental rights of the appellant as enshrined in the Constitution of Islamic Republic of Pakistan, but the respondent departments violates the law , judgments of the Superior Courts and Constitution of Islamic Republic Pakistan, 1973.
- D. That the August Supreme Court has held that an Islamic Welfare State is under an obligation to establish a society which is free from exploitation and wherein social and economic justice is guaranteed to its citizens. By Article 2-A of the Constitution, which has been

made its substantive part, it is unequivocally enjoined that in the State of Pakistan principle of equality, social and economic justice as enunciated by Islam shall be fully observed which shall be guaranteed as fundamental right **(judgments reported as (2005 SCMR 100 and 2015 SCMR 1257).**

- E. That the August Supreme Court has also held that the whole edifice of governance of the society has its genesis in the Constitution and laws aimed to establish an order, inter alia, ensuring the provisions of socio-economic justice, so that the people may have a guarantee and sense of being treated in accordance with the law and that they are not being deprived of their due rights. The provision of Article 4 embodies the concept of equality before law and equal protection of law and saves citizens from arbitrary/discriminatory law and actions by the Governmental authorities **(Judgment reported as (2015 SCMR 1257).**

- F. That the appellant as well as other employees of the Advocate General office Khyber Pakhtunkhwa are performing duties to those of the staff of the Hon`able Peshawar High Court. As the appellant and other employees are custodian of the case files and keep them prepared in all respect for the Hon `ble Judges. Similarly, staff of Advocate General is also custodian of the case files and keep them prepared and ready in all respect for the Law Officers to defend the cause of Govt.

- G. That the appellant and other employees in the Advocate General office observe late sitting even after closing hours. It is evident on number of occasions that all Law Officers alongwith staff also remains in office till the rising of the Court. Although late sitting is one of the characteristics of the staff of this office yet Over time allowance has never ever been given to the staff of Advocate-General's office, Khyber Pakhtunkhwa for performing duties beyond office hours / timings.

- H. That the appellant alongwith other staff members of Advocate General's Office , under the umbrella of duty set-up, are performing Judicial, Executive and Legislature Functions as our Law Officers appear in the Courts and also attend High Level meetings in the Secretariat and Standing Committee Meetings of the Provincial Assembly, Khyber Pakhtunkhwa.
- I. That apart from above mentioned facts, our staff members are also performing their duties on Saturdays while all other Provincial Government employees observe the said day as closed holiday.
- J. That proprietary of equity and justice demands that such like increase / enhancement may also be sanctioned in favour of staff of Advocate General's office, Khyber Pakhtunkhwa.
- K. That further grounds if any will be taken at the time of arguments with the kind permission of this Honorable Tribunal.

It is, therefore, most humbly prayed that on acceptance of this Service Appeal that Letter of Finance Department Govt. of KP vide NO. SO SOSR-IV/FD/1-6/2021/LAW Deptt. dated 01-02-2024 may graciously be set aside and the respondent departments may kindly be issued appropriate directions to increase / enhance Judicial / Utility allowance from 30% to 100% of the running Basic Pay as per revised Basic Pay Scale 2022 in the best interest of natural justice with all consequential benefits on the analogy of Govt. Khyber Pakhtunkhwa Civil Secretariat Employees , Provincial Assembly KP, Provincial Ombudsman and Counter Terrorism Department Khyber Pakhtunkhwa Employees in order to cope with ever increasing pressures of sky high prices of commodities of daily use.



Appellant

through



[Hamad Hussain]

Advocate High Court, Peshawar .
Mobile No. 0312-0952763

VERIFICATION-

It is certified that no such like writ petition has earlier been filed between the parties in this Honorable Tribunal


DEPONENT

LIST OF BOOKS

- Constitution of Pakistan
- Service law books
- Any other law cases as per need.



[Hamad Hussain]
Advocate High Court Peshawar
0312-0952763

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

SERVICE APPEAL .NO _____ / 2024

Sidra Stenographer (BPS-14) Advocate General's Office Khyber
Pakhtunkhwa, Peshawar. **Appellant**

VERSUS

Secretary Finance Department, Government of Khyber Pakhtunkhwa
Peshawar and others. **Respondents**

AFFIDIVATE

I Sidra Stenographer Office of Advocate General, Khyber
Pakhtunkhwa Peshawar, do hereby solemnly affirm and declare that the
contents of the accompanying Service Appeal are true and correct to the
best of my knowledge and belief and nothing has been concealed from
this Honorable court.

DEPONENT

CNIC No. 17301-3833661-4
Mobile No. 03366161931

Identified By

Hamad Hussain
Advocate High Court

ATTESTED
MUHAMMAD NAEM KHAN
COMMISSIONER

PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

SERVICE APPEAL .NO _____ / 2024

Sidra Stenographer (BPS-14) Advocate General's Office Khyber
Pakhtunkhwa, Peshawar. **Appellant**

VERSUS

Secretary to Govt. of Khyber Pakhtunkhwa Finance Department, Civil
Secretariat Peshawar and others. **Respondents**

Addresses of parties

Appellant

Sidra Stenographer (BPS-14) Advocate General's Office Khyber Pakhtunkhwa,
Peshawar.

Respondents

1. Secretary to Govt. of Khyber Pakhtunkhwa Finance Department,
Civil Secretariat Peshawar.
2. Secretary to Govt. of Khyber Pakhtunkhwa Law, Parliamentary
Affairs & HRs Department, Civil Secretariat Peshawar.
3. Advocate General, Khyber Pakhtunkhwa Peshawar.



[Hamad Hussain]

Advocate High Court Peshawar
0312-0952763



**GOVERNMENT OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT
(REGULATION WING)**

Dated Peshawar the 11th July, 2023

NOTIFICATION:

No.FD (SOSR-IV)/4-1/2023/Secretariat Performance Allowance: In partial modification of this Department's Notification No. FD (SOSR-II) 8-7/2019 dated 27.11.2019; Government of Khyber Pakhtunkhwa has been pleased to enhance/revise Special/Secretariat Performance Allowance from 50% to 100% of the Basic Pay per month to the Officers/Officials of Provincial Civil Secretariat Khyber Pakhtunkhwa, who are already in receipt of the said allowance @ 50%, with effect from 01.07.2023. However, the aforementioned increase will not be applicable to all those who are drawing Scheduled Posts Allowance/Technical Allowance/Planning Allowance/Health Professional Allowance or any other allowance having high quantum of financial benefits.

2. Other terms & conditions will remain the same as notified from time to time.

Secretary to Govt. of Khyber Pakhtunkhwa
Finance Department

Endst No. & Date Even:

Copy is forwarded for information & necessary action to:

- 1- The Accountant General, Khyber Pakhtunkhwa.
- 2- The Principal Secretary to Chief Minister Khyber Pakhtunkhwa.
- 3- The Principal Secretary to Governor Khyber Pakhtunkhwa.
- 4- All Administrative Secretaries to Government of Khyber Pakhtunkhwa.
- 5- The Director FMIU, Finance Department.
- 6- The Director, Staff Training Institute (STI) E&A Department.
- 7- PSO to Chief Secretary Khyber Pakhtunkhwa.
- 8- All Section Officers/Budget Officers in Finance Department Khyber Pakhtunkhwa.
- 9- PS to Minister Finance Khyber Pakhtunkhwa.
- 10- PS to Secretary to Government of Khyber Pakhtunkhwa Finance Department.
- 11- PS to Special Secretary (A & R), Finance Department.
- 12- PS to Special Secretary (Budget), Finance Department.
- 13- PAs to Additional Secretaries/Deputy Secretaries in Finance Department.
- 14- Master File.

Attested
[Signature]
PRIVATE SECRETARY
Advocate General's Office
Khyber Pakhtunkhwa Peshawar

[Signature]
ATTESTED

[Signature]
(YAR MUHAMMAD) 11/07/2023
Section Officer (SR-IV)



GOVERNMENT OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT
(REGULATION WING)

Dated Peshawar the 17th January, 2023

NOTIFICATION

NO.SD (SR-IV)/FD/1-10/Counter Terrorism Allowance (CTA)/2023: In supersession of this Department's letter No. FD(SOSR-II)8-26/2013 dated 21.11.2013 and upon decision of Provincial Cabinet in its meeting held on 03.01.2023, the Government of Khyber Pakhtunkhwa has been pleased to extend the Counter Terrorism Allowance, with immediate effect, at one running basic pay as per revised Basic Pay Scales-2022 to all ranks, cadres and scales of Counter Terrorism Department, Khyber Pakhtunkhwa.

2. The above allowance will be admissible subject to the following conditions
- i. It will subject to Income Tax
 - ii. Admissible only during the period of posting against the sanctioned posts at Counter Terrorism Department.
 - iii. Will not be admissible during any kind of leave except casual leave as well as posting against OSD and leave reserve posts.
 - iv. Will not be treated as part of emoluments for the purpose of calculation of pension/gratuity and recovery of House Rent etc.
 - v. Will cease to be admissible on posting/transfer of employees outside Counter Terrorism Department.

Secretary to Govt. of Khyber Pakhtunkhwa
Finance Department

Endst: No & date even:

Copy of the above is forwarded to the:-

- 1- Accountant General, Khyber Pakhtunkhwa.
- 2- The Principal Secretary to Chief Minister Khyber Pakhtunkhwa.
- 3- Secretary to Government of Khyber Pakhtunkhwa, Home & Tribal Affairs Department.
- 4- The Director FMIC, Finance Department with the request to upload the same on website.
- 5- The Director, Staff Training Institute (STI) E&A Department.
- 6- The Section Officer (Cabinet), Government of Khyber Pakhtunkhwa Establishment & Administration Department with reference to his letter No- SOC (E&AD) 9-85/2023 dated 16.01.2023
- 7- PSO to Chief Secretary Khyber Pakhtunkhwa.
- 8- PS to Secretary to Government of Khyber Pakhtunkhwa Finance Department.
- 9- PS to Special Secretary (A & R), Finance Department.
- 10- PS to Special Secretary (Budget) Finance Department.
- 11- PAs to Additional Secretaries/ Deputy Secretaries in Finance Department.
- 12- Master File

Handwritten notes:
20-1-2023
19/1/23

Handwritten signature:
PRIVATE SECRETARY
Advocate General's Office
Khyber Pakhtunkhwa Peshawar

Handwritten signature:
ATTESTED

Handwritten signature:
(YAR MUHAMMAD)
SECTION OFFICER (SR-IV)

Handwritten notes:
19/1/23



Better copy

GOVERNMENT OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT
(REGULATION WING)
Dated Peshawar the 17th January. 2023

NOTIFICATION.

NO.SO (SR-VED/1-10/Counter Terrorism Allowance (CTAV2023):- In supersession of this Department's letter No. FD(SOSR-1D)8-26/2013 dated 21.11.2013 and upon decision of Provincial Cabinet in its meeting held on 03.01.2023, the Government of Khyber Pakhtunkhwa has been pleased to Extend the Counter Terrorism Allowance, with immediate effect, @one running basic pay as per revised Basic Pay Scales-2022 to all ranks, cadres and scales of Counter Terrorism Department. Khyber Pakhtunkhwa.


2. The above allowance will be admissible subject to the following conditions:
- It will subject to Income Tax.
 - Admissible only during the period of posting against the sanctioned posts at Counter Terrorism Department.
 - Will not be admissible during any kind of leave except casual leave as well as posting against OSD and leave reserve posts.
 - Will not be treated as part of emoluments for the purpose of calculation of pension/gratuity and recovery of House Rent etc.
 - Will cease to be admissible on posting/transfer of employees outside Counter Terrorism Department.

Secretary to Govt. of Khyber Pakhtunkhwa
Finance Department.

Endst: No& date even:

Copy of the above is forwarded to the:-

- 1- Accountant General, Khyber Pakhtunkhwa.
- 2- The Principal Secretary to Chief Minister Khyber Pakhtunkhwa.
- 3- The Secretary to Government of Khyber Pakhtunkhwa, Home & Tribal Affairs Department.
- 4- The Director FMIU, Finance Department with the request to upload the same on website.
- 5- The Director, Staff Training Institute (STI) E&A Department.
- 6- The Section Officer (Cabinet), Government of Khyber Pakhtunkhwa Establishment & Administration Department with reference to his letter No- SOC (E&AD) 9-85/2023 dated 16.01.2023
- 7- PSO to Chief Secretary Khyber Pakhtunkhwa.
- 8- PS to Secretary to Government of Khyber Pakhtunkhwa Finance Department.
9. PS to Special Secretary (A & R). Finance Department.
- 10-PS to Special Secretary (Budget). Finance Department.
- 11-PAs to Additional Secretaries Deputy Secretaries in Finance Department.
- 12- Master file.


ATTESTED

ATTESTED

(YAR MUHAMMAD)
SECTION OFFICER (SR-IV)

Annexure - 2C

Forwarded to Ministry
for consideration in accordance
with law

12
10508
30/12/2023
11/1/24

The worthy Advocate General,
Khyber Pakhtunkhwa, Peshawar.

Subject: - REQUEST FOR INCREASE IN JUDICIAL ALLOWANCE AS WELL AS UTILITY ALLOWANCE FROM 30% TO 100% TO THE EMPLOYEES OF ADVOCATE GENERAL OFFICE, KHYBER PAKHTUNKHWA.

Respected Sir,

We, all employees of office of the Advocate General's office, Khyber Pakhtunkhwa, are dropping few lines for your kind perusal and sympathetic consideration.

1. That employees of the Advocate General's office Khyber Pakhtunkhwa were granted/ sanctioned Judicial Allowance @20% and Utility Allowance @10% vide Notification bearing No. FD(SOSR.II)8-43/2009, dated 25/07/2009.
2. That the Government of Khyber Pakhtunkhwa, through Finance Department Notification having No.FD(SOSR-IV)4-1/2023/Secretariat Performance Allowance dated 11/07/2023, increased the Secretariat Performance Allowance from 50% to 100% of the Basic Pay w.e.f 01/07/2023 to all employees working in the Civil Secretariat Khyber Pakhtunkhwa Peshawar. This allowance is also being paid to the employees working in the Provincial Ombudsman Secretariat, Khyber Pakhtunkhwa.
3. That the Government of Khyber Pakhtunkhwa, through Finance Department Notification having No.SO(SR-IV)/FD/1-10/Counter Terrorism Allowance (CTA)/2023 dated 17/01/2023, allowed the Counter Terrorism Allowance @ one running Basic Pay w.e.f 17/01/2023 to all ranks / cadres and scales of the Counter Terrorism Department, Khyber Pakhtunkhwa.
4. That employees of the Advocate General office Khyber Pakhtunkhwa are still not recipients of such like allowance which may develop sense of deprivation in them as their similarly placed counterparts in Civil Secretariat, Counter Terrorism Department, Khyber Pakhtunkhwa and Provincial Ombudsman Secretariat are receiving the above allowances @100% of their running Basic Pay.
5. That we perform identical duties to those of the staff of the Hon'ble Peshawar High Court. They are the custodian of the case files and keep them prepared in all respects for the Hon'ble Judges. Similarly, staff of this office is also custodians of the case files and keep them prepared and ready in all respects for the Law Officers.
6. That staff of this office observes late sitting even after closing hours. As long as the Hon'ble Courts are on, all Law Officers alongwith staff also remains in office. Thus late sitting is one of the characteristics of the staff of this office.
7. That staff of the Advocate General's office, under the umbrella of your benign set-up are performing judicial and executive functions as our Law Officers appear in the Courts and also attend high level meetings in the Secretariat and Standing Committee Meetings of the Provincial Assembly, Khyber Pakhtunkhwa.

ATTESTED

PRIVATE SECRETARY
Advocate General's Office
Khyber Pakhtunkhwa Peshawar

13

8. That apart from above mentioned facts, our staff members are also performing their duties on Saturdays while all the Provincial Government employees observe the said day as gazetted holiday.

9. That propriety of equity and justice demands that such like allowance may also be sanctioned in favour of the staff of Advocate General's office, KP.

It is, therefore most humbly requested that the concerned authorities may kindly be approached to increase the Judicial Allowance from 20% to 50% and Utility Allowance from 10% to 50% so that both the allowances may come to 100% in order to cope with ever increasing pressures of sky high prices of commodities of daily use.

AP
ATTESTED

Yours obediently,

S. Anwar

All employees/staff members

Office of Advocate General, KP (list attached)

Dated: 30/12/2023

Attested
AP
PRIVATE SECRETARY
Advocate General's Office
Khyber Pakhtunkhwa Peshawar

S.No	Name of Officer/Official	Designation	Signature
1	Ishfaq Ali	Ref & Research Officer	<i>[Signature]</i>
2	Muhammad Arshad Khan	Senior Administrative Officer	<i>[Signature]</i>
3	Ayaz Khan	Administrative Officer	<i>[Signature]</i>
4	Muhammad Noman	Budget & Accounts Officer	<i>[Signature]</i>
5	Mst Rabia Zeb	Superintendent	
6	Faheem Jan	Superintendent	<i>[Signature]</i>
7	Marjan Ali	Principal Staff Officer	<i>[Signature]</i>
8	Muhammad Shafi	Senior Private Secretary	<i>[Signature]</i>
9	Manzoor Hussain	Private Secretary	<i>[Signature]</i>
10	Muhammad Aakif 1	Private Secretary	<i>[Signature]</i>
11	Muhammad Akif 2	Private Secretary	<i>[Signature]</i>
12	Usman	Private Secretary	<i>[Signature]</i>
13	Ahmad Khan	Programmer	<i>[Signature]</i>
14	Zia Ullah	Web Administrator	<i>[Signature]</i>
15	Rahat Sher	Assistant	<i>[Signature]</i>
16	Zahida Parveen	Assistant	<i>[Signature]</i>
17	Mushtaq Ahmad	Assistant	<i>[Signature]</i>
18	Zakir Ullah	Assistant	<i>[Signature]</i>
19	Muhammad Abbas	Assistant	<i>[Signature]</i>
20	Shah Jehan	Assistant	<i>[Signature]</i>
21	Muhammad Hussain	Assistant	<i>[Signature]</i>
22	Muhammad Yasir	Assistant	<i>[Signature]</i>
23	Muhammad Ishaq	Assistant	<i>[Signature]</i>
24	Ashfaq Ahmad	Assistant	<i>[Signature]</i>
25	Muhammad Bilal Khan	Computer Operator	<i>[Signature]</i>

Attested
 PRIVATE SECRETARY
 Advocate General's Office
 Khyber Pakhtunkhwa Peshawar

Attested

26	Yasir Muhammad	Computer Operator	<i>Yasir</i>
27	Ejaz Ullah	Computer Operator	<i>Ejaz</i>
28	Sher Khan	Computer Operator	<i>Sher Khan</i>
29	Sharoon Jan	Computer Operator	<i>Sharoon Jan</i>
30	Arif Jan	S.S. Stenographer	<i>Arif</i>
31	Wasi Ullah	S.S. Stenographer	<i>Wasi Ullah</i>
32	Fazal Ilahi	S.S. Stenographer	<i>Fazal</i>
33	Ilyas Gul	S.S. Stenographer	<i>Ilyas Gul</i>
34	Bilal Khan	S.S. Stenographer	<i>Bilal Khan</i>
35	Nasir Ali	Senior Clerk	<i>Nasir Ali</i>
36	Muhammad Tufail	Senior Clerk	<i>Muhammad Tufail</i>
37	Muhammad Zakir Ullah	Senior Clerk	<i>Muhammad Zakir Ullah</i>
38	Muhammad Hamed	Senior Clerk	<i>Muhammad Hamed</i>
39	Mian Muhammad Shoaib	Senior Clerk	<i>Mian Muhammad Shoaib</i>
40	Jawad Iqbal	Senior Clerk	<i>Jawad Iqbal</i>
41	Muhammad Mohsin Kamal	Senior Clerk	<i>Muhammad Mohsin Kamal</i>
42	Jauher Ali Khan	Senior Clerk	<i>Jauher Ali Khan</i>
43	Maseeh Ullah	Stenographer	<i>Maseeh Ullah</i>
44	Ubaid Ullah Anwar	Stenographer	<i>Ubaid Ullah Anwar</i>
45	Qarar Aslam	Stenographer	<i>Qarar Aslam</i>
46	Sidra	Stenographer	<i>Sidra</i>
47	Maryam	Stenographer	<i>Maryam</i>
48	Benish Naseem	Stenographer	<i>Benish Naseem</i>
49	Rimsha Naseem	Stenographer	<i>Rimsha Naseem</i>
50	Nehar Ali	Library Assistant	<i>Nehar Ali</i>
51	Yasir	Junior Clerk	<i>Yasir</i>
52	Bilal Ahmad	Junior Clerk	<i>Bilal Ahmad</i>

Attested
PRIVATE SECRETARY
 Advocate General's Office
 Khyber Pakhtunkhwa Peshawar

Attested
ATTESTED

46

53	Muhammad Riaz	Junior Clerk	Peer
54	Imtiaz Ali	Junior Clerk	→
55	Muhammad Ilyas	Junior Clerk	12/1/11
56	Akhtar Waqas	Junior Clerk	
57	Behramand	Junior Clerk	
58	Abdur Rehman	Junior Clerk	
59	Ibrahim	Junior Clerk	Ibrahim
60	Muhammad Qasim	Junior Clerk	
61	Muhammad Saqib	Junior Clerk	Saqib
62	Zia Alam	Junior Clerk	
63	Wali Khan	Driver	Wali Khan
64	Rooh ul Amin	Driver	Rooh ul Amin
65	Said Badshah	Driver	Said Badshah
66	Muhammad Wajid	Driver	محمد واجد
67	Asif Sikandar	Driver	Asif Sikandar
68	Haroon Khan	Driver	Haroon Khan
69	Ghaffar Ali	Driver	Ghaffar Ali
70	Shoaib Muhammad	Driver	Shoaib Muhammad
71	Falak Niaz	Driver	Falak Niaz
72	Mufid Ullah	Driver	Mufid Ullah
73	Muhammad Uzair	Daftari	Muhammad Uzair
74	Muhammad Arif	Naib Qasid	Muhammad Arif
75	Kiramat Khan	Naib Qasid	کرامت
76	Walayat Khan	Naib Qasid	Walayat Khan
77	Wali Khan	Naib Qasid	Wali Khan
78	Fida Muhammad	Naib Qasid	Fida Muhammad
79	Firdous Khan	Naib Qasid	فردوس خان

Witnessed
PRIVATE SECRETARY
Advocate General's Office
Khyber Pakhtunkhwa Peshawar

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80	Haleem Khan	Naib Qasid	<i>Shah</i>
81	Yousaf Ali Khan	Naib Qasid	<i>Yousaf</i>
82	Usman Ali	Naib Qasid	<i>Usman</i>
83	Amir Afridi	Naib Qasid	<i>Amir</i>
84	Muhammad Ismail	Naib Qasid	<i>Muhammad Ismail</i>
85	Ihtisham-ul-Haq	Naib Qasid	<i>Ihtisham</i>
86	Muhammad Zubair	Naib Qasid	<i>Zubair</i>
87	Muhammad Zubair Gul	Naib Qasid	<i>Muhammad Zubair Gul</i>
88	Safdar Ali	Naib Qasid	<i>Safdar</i>
89	Muneeb-ur-Rehman	Naib Qasid	<i>Muneeb</i>
90	Waseem	Naib Qasid	<i>Waseem</i>
91	Abdul Ahad	Naib Qasid	<i>Abdul Ahad</i>
92	Mohammad Fayaz	Naib Qasid	<i>Mohammad Fayaz</i>
93	Usman Khan	Naib Qasid	<i>Usman Khan</i>
94	Ihsan Ullah	Naib Qasid	<i>Ihsan</i>
95	Fawad Ahmad	Naib Qasid	<i>Fawad</i>
96	Kamran	Naib Qasid	<i>Kamran</i>
97	Abdul Shakeel	Naib Qasid	<i>Abdul Shakeel</i>
98	Haroon Rashid	Naib Qasid	<i>Haroon</i>
99	Nizam ud Din	Naib Qasid	<i>Nizam</i>
100	Anees ur Rahman	Naib Qasid	<i>Anees</i>
101	M. Hassan Siddiqui	Mali	<i>M. Hassan</i>
102	Subhan	Chowkidar	<i>Subhan</i>
103	Muhammad Saeed	Chowkidar	<i>Muhammad Saeed</i>
104	Yousaf Masih	Sweeper	<i>Yousaf</i>
105	Tariq Masih	Sweeper	<i>Tariq</i>
106	Asad Khan	Sweeper	<i>Asad</i>

PRIVATE SECRETARY
Advocate General's Office
Khyber Pakhtunkhwa Peshawar

ATTESTED

18

107	Johar	Farash	JL
108	Hafeez ur Rehman	Senior Clerk	Handwritten signature
109	Izhar Ahmad	Senior Clerk	Handwritten signature
110	Jamal Shah	Sweeper	Handwritten signature
111	Maaz Ullah Khan	Naib Qasid	Handwritten signature

Attested
PRIVATE SECRETARY
Advocate General's Office
Khyber Pakhtunkhwa Peshawar

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ATTESTED

Amir Javed - D (19)

OFFICE OF THE ADVOCATE-GENERAL, KHYBER PAKHTUNKHWA, PESHAWAR

No. 04-02 /AG

Dated Peshawar, the 01/01/2024

Address: High Court Building, Peshawar.
Tel. No. 091-9212681

Exchange No 9213833
Fax No. 091-9210270

To

The Secretary to Govt. of Khyber Pakhtunkhwa,
Law, Parliamentary Affairs & Human Rights Department,
Peshawar.

Subject: **REQUEST FOR INCREASE IN JUDICIAL ALLOWANCE AS WELL AS UTILITY ALLOWANCE FROM 30% TO 100% TO THE EMPLOYEES OF ADVOCATE GENERAL OFFICE, KHYBER PAKHTUNKHWA.**

Dear Sir,

I would like to enclose herewith a representation / request (07-pages), dated 30/12/2023 which is self-explanatory of my staff for perusal and favourable consideration / necessary action, please.

The undersigned strongly recommends the representation which may please be forwarded to the concerned quarter for approval *indeed in Accordance with law.*

Attested
[Signature]
PRIVATE SECRETARY (AMIR JAVED)
Advocate General's Office
Khyber Pakhtunkhwa Peshawar
**ADVOCATE GENERAL
KHYBER PAKHTUNKHWA**

Endst. No. & date even

Copy alongwith representation forwarded to the worthy Chief Secretary, Khyber Pakhtunkhwa, Peshawar.

[Signature]
ATTESTED

[Signature]
**ADVOCATE GENERAL
KHYBER PAKHTUNKHWA**



GOVERNMENT OF KHYBER PAKHTUNKHWA
LAW, PARLIAMENTARY AFFAIRS
& HUMAN RIGHTS DEPARTMENT

NO. SO(B&A)(LD)15-2/202
Dated 15-01-2024

The Secretary to,
Government of Khyber Pakhtunkhwa
Finance Department.

Subject: **REQUEST FOR INCREASE IN JUDICIAL ALLOWANCE**
WELL AS UTILITY ALLOWANCE FROM 30% TO 100 T
EMPLOYEES OF ADVOCATE GENERAL OFFICE, K
PAKHTUNKHWA.

Dear sir,

I am directed to refer to the subject noted above and to forward herewith copy of self-explanatory letter bearing No 04-02/AG dated 01.01.2024 received from the office of the Advocate General, Khyber Pakhtunkhwa with its enclosures for necessary action under the law/rules, please.

Encl: as above

ATTESTED

Yours faithfully

(MUHAMMAD ALI)
Section Officer (B&A)

Attested
PRIVATE SECRETARY
Advocate General's Office
Khyber Pakhtunkhwa Peshawar

Encl: No & Date Even.

Copy forwarded for information to the:

1. Advocate General, Khyber Pakhtunkhwa, Peshawar with to the above referred letter.
2. PS to Secretary Law, Parliamentary Affairs & Human Rights Department.

Section Officer (B&A)



Annexure
(E)



BETTER COPY
GOVERNMENT OF KHYBER PAKHTUNKHWA
LAW, PARLIAMENTARY AFFAIRS & HUMAN RIGHTS
DEPARTMENT.

No. SO(B&A)(LD)15/02/2024
Dated 15/01/2024

The Secretary,
Govt. of Khyber Pakhtunkhwa,
Finance Department, Peshawar.

Subject: - REQUEST FOR INCREASE IN JUDICIAL ALLOWANCE
WELL AS UTILITY ALLOWANCE FROM 30% TO 100
TO THE EMPLOYEES OF ADVOCATE GENERAL
OFFICE, KHYBER PAKHTUNKHWA.

Respected Sir,

I am directed to refer to the subject noted above and to forward herewith copy of self-explanatory letter bearing No. 04-02/AG dated 01/01/2024 received from the Office of the Advocate General, Khyber Pakhtunkhwa, Peshawar with its enclosures for necessary action under the law/rules, please.

Yours faithfully,

Encl: As above

ATTESTED

(MUHAMMAD ALI)
Section Officer (B & A)

Enst: No & Date Even,

Copy forwarded for information to the

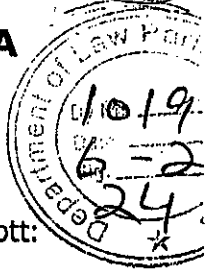
1. Advocate General, Khyber Pakhtunkhwa, Peshawar w/r to his above referred letter.
2. PS to Secretary Law, Parliamentary Affairs & Human Rights Department.

Section Officer (B & A)



**GOVERNMENT OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT
(REGULATION WING)**

Annexure-(F), 19/21



NO. SOSR-IV/FD/1-6/2021/Law Deptt:
Dated Peshawar the 01.02.2024

To

The Secretary to Government of Khyber Pakhtunkhwa,
Law, Parliamentary Affairs & Human Rights Department.

Subject: - **REQUEST FOR INCREASE IN JUDICIAL ALLOWANCE AS WELL AS UTILITY ALLOWANCE FROM 30% TO 100% TO THE EMPLOYEES OF ADVOCATE GENERAL OFFICE KHYBER PAKHTUNKHWA.**

Dear Sir,

I am directed to refer to your Department's letter bearing No. SO (B&A) (LD) 15-2/2023-24/731-33 dated 15.01.2024 on the subject noted above and to state that Government of Khyber Pakhtunkhwa, Finance Department regrets its inability to accede to the subject request of the Administrative Department, due to acute financial crunch facing by the provincial exchequer, please.

Yours faithfully,

[Handwritten signature]

(YAR MUHAMMAD)
SECTION OFFICER (SR. IV)
091-9212152

Endst: No & date even

Copy forwarded to: -

1. PA to the Additional Secretary (Regulation) Finance Department.
2. PA to Deputy Secretary (Regulation-I) Finance Department.
3. Master File.

PA to Deputy Secretary (Coord/HR)
Dispatch No: 1019
Dated: 6/2/24 (2:15)

Asl(h)

6/2/24

DS (I)
[Signature]
6.2.24

SO 89A

[Signature]
SECTION OFFICER (SR. IV)

PRIVATE SECRETARY
Advocate General's Office
Khyber Pakhtunkhwa Peshawar



Annex-4
941
16-2-24

**GOVERNMENT OF KHYBER PAKHTUNKHWA
LAW, PARLIAMENTARY AFFAIRS
& HUMAN RIGHTS DEPARTMENT**

No. SO (B&A)(LD)15-2/2023-24 / 2302
Dated Peshawar 15-02-2024

To

The Advocate General,
Khyber Pakhtunkhwa, Peshawar

Subject:

**REQUEST FOR INCREASE IN JUDICIAL ALLOWANCE AS WELL AS
UTILITY ALLOWANCE FROM 30% TO 100% TO THE EMPLOYEES
OF ADVOCATE GENERAL OFFICE KHYBER PAKHTUNKHWA**

Dear Sir,

I am directed to refer to your letter No. 04-02/AG, dated 01/01/2024 on the subject noted above and to enclose herewith the copy of letter No. SOSR-IV/FD/1-6/2021/Law Deptt: dated 01.02.2024 received from Section Officer (SR-IV), Finance Department for information please.

(Encls. As Above)

ATTESTED

Attested
PRIVATE SECRETARY
Advocate General's Office
Khyber Pakhtunkhwa Peshawar
Yours faithfully

SECTION OFFICER (B&A)

Annexure - H,

13

3999 /AG

dated, Peshawar the 14-3 /2024

From: Advocate General's office,
Khyber Pakhtunkhwa, Peshawar.

To: All Staff Members,
Advocate General's office, Khyber Pakhtunkhwa

Subject: - **REQUEST FOR INCREASE IN JUDICIAL ALLOWANCES WELL AS
UTILITY ALLOWANCE FROM 30% TO 100 % TO THE EMPLOYEES OF
ADVOCATE GENERAL OFFICE KHYBER PAKHTUNKHWA.**

Enclosed please find herewith a photocopy of letter No. SOSR-IV/FD/1-6/2021/Law Deptt: dated 01-02-2024 of the Finance Department, Khyber Pakhtunkhwa, whereby request for enhancement of the subject allowances has been regretted.

You are, therefore, informed accordingly.

Attested
[Signature]

ATTESTED
[Signature]

(MUHAMMAD NOMAN)
BUDGET & ACCOUNTS OFFICER
ADVOCATE GENERAL'S OFFICE,
KHYBER PAKHTUNKHWA,
PESHAWAR.

PRIVATE SECRETARY
Advocate General's Office
Khyber Pakhtunkhwa Peshawar

Amended (A) 24

Phone: 042-99211382



GOVERNMENT OF THE PUNJAB
LAW & PARLIAMENTARY AFFAIRS
DEPARTMENT

Dated Lahore, 16th February, 2024.

ORDER

No. SO.Admn-III:08-06/2008(P-1) 570 . In pursuance of the recommendations of Caretaker Standing Committee of Cabinet on Finance & Development (SCCFD) given in its 16th meeting held on 08.01.2024 duly approved by the Competent Authority, the Governor of the Punjab is pleased to grant of enhancement of Advocate General Punjab Office Allowance from 30% to 100% on initial basic pay scales 2022 w.e.f. 08.01.2024.

2. The Expenditure involved will be met under Grant No.PC-21011/PC24011(011)-Administration of Justice-0311-Law Courts-031102-Attorney/Legal services-LQ5469-Advocate General-Cost Center LO4401 under the Head A0123C-Advocate General Office Allowance during the current financial year 2023-24.

MUHAMMAD ASIF BALAL LODHI
SECRETARY
LAW & P.A. DEPARTMENT

No. & Date Even

A copy is forwarded for information and necessary action to Accountant General Punjab, Lahore.

ATTESTED

16/02-2024
SECTION OFFICER (SR-IV)
Government of the Punjab
Finance Department

No. & Date Even

A copy is forwarded for information and necessary action to:-

1. The Additional Advocate General (Admn), Punjab, Lahore.
2. The AFS (Budget), Government of the Punjab, Finance Department.
3. The AFS (Regulation), Government of the Punjab, Finance Department.
4. The Budget Officer (I&II), Government of the Punjab, Finance Department.
5. The Section Officer (SR-IV), Government of the Punjab, Finance Department w.r.t. his letter U.O.No.FD.SR-IV/11-5/2020 dated 15.02.2024.

Attested
PRIVATE SECRETARY
Advocate General's Office
Khuber Pakhtunkhwa Peshawar

16/2-2024
(MUHAMMAD SHAFQAT)
Section Officer (Admn-III)

POWER OF ATTORNEY (VAKALATNAMA)
BEFORE THE HON'BLE SERVICE TRIBUNAL PESHAWAR.

Sidra Strongly Opposes to Advocate - General Appellant

Versus

Chief Secretary KP and others Respondent

Engaged on behalf of Appellant / Respondent

Nature of Case Service Appeal.

Know all to whom these present shall that I, Sidra Appellant/Respondent appoint Mr. Hamad Hussain, Advocate High Court Peshawar, hereinafter called the advocate to be the advocate for the above mentioned case to do all following acts and deeds and things or any that is to say.

1. To act appear and plead in above mentioned case in this Court or any other Court in which the same may be tried and heard in the instances or in appeal letter patent appeal or review revision or execution, or any other stage of its progress until its final decision.
2. To present pleading appeals, Letters patent appeals, cross-objections or petition for execution, revision withdraw compromise or other petition or affidavits or other documents as shall be deemed necessary or advisable for the prosecution of the said in all its stages.
3. To withdraw or compromise the said case or submit to arbitration any difference dispute that shall arise touching or in any matter relating to the said case.
4. To receive money and grand receipt therefore and to do all other acts and things which may be necessary to be done for the progress as in the course of the prosecution of the said case.
5. To employ an other legal practitioner authorizing him to exercise the power authorities hereby confirmed on the Advocate whenever he may think fit to do so.

And I/ We hereby agree ratify whatever agree ratify whatever the Advocate or his substitute shall do in the promise and in this connection.


And I/ we hereby agree not hold the Advocate or his substitute responsible for the result of the said case in consequences of his absence from the Court when the said case is called up for hearing

And I/we hereby agree that in the event of the whole or any part of the fee agreed by me to be paid to the Advocate remaining unpaid he shall be entitled withdraw from the prosecution of the said case until the same is paid. The said Advocate shall entitle to all cost adjournment recoverable from the opposing party.

In witness whereof I/we here to set our hand to these presents the contents of which have been explained to and understood by me/us.

Date 18/04 /2024

Attested & Accepted by


Hamad Hussain
Advocate High Court
Peshawar

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

C.M No. /2024

In

SERVICE APPEAL NO. / 2024

Sidra Stenographer (BPS14) Advocate General's Office Khyber
Pakhtunkhwa, Peshawar. **Appellant**

VERSUS

Secretary Finance Department, Government of Khyber Pakhtunkhwa
Peshawar and others. **Respondents**

APPLICATION FOR CONDONATION OF 5 DAYS DELAY

Respectfully Sheweth:

1. That the subject appeal is being filed before this Hon`able Tribunal at Peshawar.
2. That delay of 5 days for filing appeal before this Hon`ble Tribunal is not intentionally and never deliberately but due to Eid-ul-Fiter Holydays and collection of record & preparation of the subject appeal.
3. That similarly identical nature Service Appeal No. 430/2024 Ahmad Khan Vs. Chief Secretary, Khyber Pakhtunkhwa has been filed well within time and pending before this Hon` able Tribunal for preliminary hearing which is already fixed for hearing on 07-05-2024, therefore, the instant Service Appeal may kindly be clubbed with S.A.No. 430/2024 as mentioned above in the best interest of justice.
4. That the august Supreme Court of Pakistan of has held that once an appeal filed before the Court well within time rest of appeals on the same subject / matters would never be considered as barred by time if filed after expiry of limitation period and cases will decided on

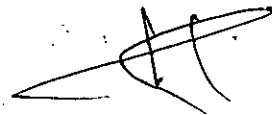
merit instead of time limitation in this regard Judgment reported as 2024 CLC page 01.

5. That as per judgment of the august Supreme Court of Pakistan that limitation does not run in financial / pay and pension matters and Civil Servant can file appeal before the proper forum/ Court at any time in this regard judgments reported as 2020 SCMR Page 1230, 1991 SCMR 1041, 2006 PLC (CS) 489 and 2005 PLC (CS) 1439.

Therefore it is, humbly submitted that on acceptance this condo-nation application the period of delay for filing appeal may kindly be condoned in light of judgments of the August Supreme Court of Pakistan.

Appellant

Through



Hamad Hussain
Advocate High Court