

**Service Appeal No. 1761/2022 titled "Ibrahim Versus Education
Department & others"**

ORDER

03.06.2024 **RASHIDA BANO MEMBER (J):-** Learned counsel for the

appellant present. Mr. Muhammad Jan learned District Attorney
alongwith Sultan Nabi, ADEO for the respondents present.

2. Arguments at certain length heard. During the course of
arguments, learned counsel for the appellant referred to the
certificate issued by the Major OC DREP, Station Operation
Area Swat, Pakistan Army on 04.04.2022 according to which
the appellant was in the custody of Pak Army from 01.06.2009
and released on 05.03.2022. As impugned order was issued on
30.08.2010, the appeal in hand was filed on 07.12.2022 and for
condonation of delay the factum of genuineness of this
certificate is necessary that whether it was issued by the Army
personnel on 04.04.2022 or not. Therefore, it would be
appropriate to remit/send the appeal in hand to the respondents
to approach the issuing authority of the certificate to ascertain its
genuineness. Respondents are further directed to decide the
matter afresh departmentally after receipt of the reply and
response about the genuineness of the certificate. Consign.

3. *Pronounced in open court at Peshawar and given
under our hands and seal of the Tribunal on this 3rd day of
June, 2024.*

(Muhammad Akbar Khan)
Member (E)
Camp Court, Swat

(Rashida Bano)
Member (J)
Camp Court, Swat