



Service Appeal No.655/2024 titled "Abdul Wahab Vs. Government of Khyber
Pakhtunkhwa"

ORDER

14th June. 2024 **Kalim Arshad Khan, Chairman:** Learned counsel for the
appellant present and heard.

2. This appeal is against the order dated 25.04.2019, whereby,
private respondent No.3 was promoted from the post of Beldar to the
post of Gauge Reader. Against the order, the appellant filed appeal
on 14.01.2020 while this appeal on 05.04.2024. He had, in the first
instance, challenged the said order in Appeal No.12173/2020, which
he had withdrawn on 13.03.2024 to avail proper remedy. The proper
remedy is provided under Section.-4 of the Khyber Pakhtunkhwa
Service Tribunal Act, 1974 to be a service appeal before this
Tribunal, but for the unknown reasons, the earlier appeal was
withdrawn and this appeal has been filed.

3. The departmental appeal was barred by time while instant
appeal is not only barred by time, but also barred by provisions of
Rule-23 of the Khyber Pakhtunkhwa Service Tribunal Rules, 1974.

4. In view of above, instant service appeal is dismissed with
costs. Consign.

5. *Pronounced in open Court at Peshawar and given under my
hand and seal of the Tribunal on this 14th day of June, 2024.*

(Kalim Arshad Khan)
Chairman