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**BEFORE THE HONORABLE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA, PESHAWAR CAMP COURT ABBOTTABD**

Service Appeal No: 18 /2024 clubbed with Service Appeals 19 to 52, 54, 120, 238 to 242

**Government of Khyber Pakhtunkhwa through Chief Secretary &
Others.....Appellants**

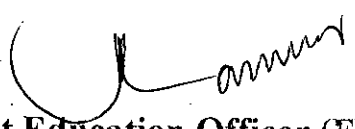
VERSUS

Mst Javaria AshrafRespondents

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Dated: ____/06/2024


District Education Officer (F)

Abbottabad.

**BEFORE THE HONORABLE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA, PESHAWAR CAMP COURT ABBOTTABD**

Service Appeal No: 18 /2024 clubbed with Service Appeals 19 to 52, 54, 120, 238 to 242

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 13723

Dated 24-06-2024

Government of Khyber Pakhtunkhwa through Chief Secretary &
Others.....Appellants/
Respondent = 4, 5, 6

VERSUS

Mst Javaria AshrafRespondents/
Appellant

**APPLICATION FOR SUBMISSION OF REMETANCE OF COST
ACOMULATIVE EFFECT OF AS A HOLE ISNTEAD OF SEGRUGATE AS PER
CASE ON BEHALF OF RESPONDENTS, 4, 5 THROUGH RESPONDENT NO. 6.**

Respectfully Sheweth:

Application on behalf of respondents 4, 5 through respondent No. 6 is as under.


1. That the instant Service Appeals is fixed on 22/5/2024, the legal representative of respondent No, 4,5,6, appeared on 21/5/2024 for filling of comments/reply i-e (168 files) before the filling branch of this tribunal but the filling branch raised objection for better copies of annexure, very next day on 22/5/2024, legal representative along with AAG Service Tribunal appeared before Service Tribunal KPK, and requested to the Chairman, Service Tribunal, KPK, in the instant appeals to grant such a time to arrange better copies in (168 files), learned Tribunal granted three days for filling of comments/reply in compliance of order dated 22/5/2024, of this Tribunal. while legal representative of respondents No. 4,5,6, appeared on 27/5/2024, (exclusion of Saturday) before the filling branch of this Tribunal, refuse to file the comments/reply of respondents subject to pay cost/fine first. **(Photocopy of attendance certificate are annexed as Annexure "A").**

learned Tribunal proceeded ex parte against the respondents. (Attested Copy of order dated 22/5/2024 annexed as Annexure "B").

GROUND:

- a. That order dated 22/5/2024, of this Honorable Tribunal is against the 35-A (2) CPC read with 43 (1) (d) CPC under Rule 7(2), KPK, Service Tribunal Rules 1974, give guide line that cost impose having accumulative effect rather than segregate in clubbed cases, and the amount of cost/fine shall not be acceded from the amount of Rs 25000/= while the impugned order dated 22/5/2024, exceed the limits and thus may kindly be remit rather then huge cost/fine.
- b. That respondents due to financial hardship, and low budget are not in financial position to pay the huge fine/cost, respondents may humbly requested to remit the huge fine/cost, so that reply/comments of respondents may kindly be submitted.
- c. That there are sufficient cause available regarding non-submission of reply/comments of respondents part, there are valuable rights rest in the case and huge loss to be respondents.
- d. That instant application may be treated as part and parsal of the application for setting aside ex parte. This application files well with in time.
- e. That others points shall be agitated at the time of arguments by the permission of this Honorable Tribunal.

Therefore, humbly Prayed that the instant application for remittance of cost/fine on behalf of respondents No 4,5, through respondent No. 6, may graciously be accepted, and remittance the cost amount accumulatively effect rather then segregate..


 MUHAMMAD TANVEER
 DISTRICT EDUCATION OFFICER
 (FEMALE) ABBOTTABAD

(RESPONDENT NO: 6)

/ Respondents = 4, 5, 6

**BEFORE THE HONORABLE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA, PESHAWAR CAMP COURT ABBOTTABD**

Service Appeal No: 18 /2024 clubbed with Service Appeals 19 to 52, 54, 120, 238 to 242

Government of Khyber Pakhtunkhwa through Chief Secretary &
Others.....Appellants/
Respondents = 4, 5, 6

VERSUS

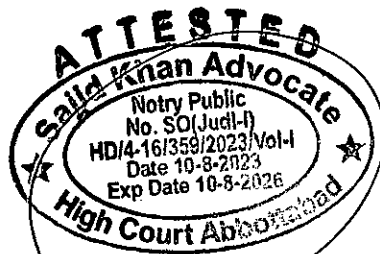
Mst Javaria AshrafRespondents/
Appellant

**APPLICATION FOR SUBMISSION OF REMETANCE OF ACOMULATIVE
EFFECT OF COST AS A HOLE ISNTEAD OF SEGRUGATE COST PER CASE
ON BEHALF OF RESPONDENTS, 4, 5 THROUGH RESPONDENT NO. 6.**

AFFIDAVIT

I, Muhammad Tanveer District Education Officer (Female)
Abbottabad stated on oath that the contents of Application are true and
correct to the best of my knowledge and belief and nothing has been
concealed from this Honorable Court.

Muhammad
DEPONENT



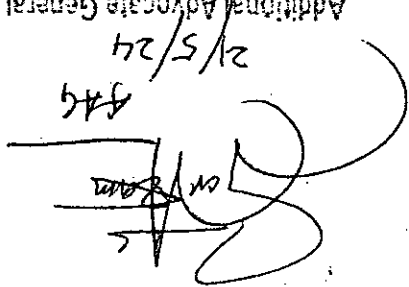
13/8/2024

Annex "A" (4) ALLIANCE CERTIFICATE

Mr Syed Hayat Shah I.O DEO (F)

AID is appeared before the SIA upre

Perhave in connection with S.A No 18/24
title Javeera Ashraf vs govt upre etc up
41 other on 21/5/2024 for filling of
instant commeth.


449
21/5/24

Additional Advocate General
Hyder Pakhankhwa
Service Tribunal Peshawar

District Education Officer
Kamleh Abbotabad
13-6-24

Attested

5

Attendee Certificate

my Zahid Khan L-O DEO (F) AID appears & attend in case S-A No218/24, Javeria Ashraf vs govt RPK etc checked with (41) officers before the RPK site perform on 22/5/2024.

22/5/2024
Muzam
ASSISTANT DISTRICT OFFICER
DISTRICT EDUCATION OFFICER
FEMALE ABBOTTABAD

13-6-24
District Education Officer
Female Abbottabad
Attest

District Education Officer
Female Abbottabad
13/6/24

Accepted

Assistant Director General
Hyderabad
Services Training
27/5/2024
M. M. M.

Mr. Syed Hayat Shah, L.O DEO (F) AID
is appear before the SPC SIC perhwar in
connection to filling the Service appeal
No 18/24# Javeria Ashraf vs govt upk etc
checked with (41) others similar on 27/5/2024

Attendance Certificate (6)

Amir "B" (7)

Khyber Pakhtunkhwa
Service Tribunal

BEFORE THE SERVICE TRIBUNAL KPK
PESHAWAR

Diary No. 10070

Date: 1-1-2024

Service Appeal No. 18 /2023/

Javera Ashraf D/O Muhammad Ashraf (SPST), GGPS Banda Jalal Khan, Abbabad

...PETITIONER

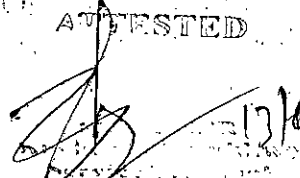
VERSUS

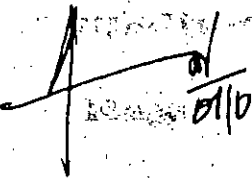
1. Government of Khyber Pakhtunkhwa, through Chief Secretary Khyber Pakhtunkhwa, Peshawar.
2. Secretary Establishment Khyber Pakhtunkhwa, Peshawar.
3. Secretary Law & Justice, Khyber Pakhtunkhwa, Peshawar.
4. Secretary Elementary & Secondary Education, Peshawar.
5. Director Elementary & Secondary Education, Peshawar.
6. District Education Officer (Female), Abbottabad.

...RESPONDENTS

SERVICE APPEAL UNDER SECTION 4 OF KPK
SERVICE TRIBUNAL ACT, 1974 FOR
DECLARATION TO THE EFFECT THAT
IMPUGNED NOTIFICATION NO.
SO(POLICY)E&AD/1-312020, DATED 06/06/2023,
WHEREIN, RESPONDENTS' DEPARTMENT HAVE
MADE IT COMPULSORY FOR THE APPELLANT
TO GET PROMOTION TO THE NEXT RANK. AND
SHALL AVAIL HER PROMOTION, FAILING
WHICH, DISCIPLINARY ACTION SHALL BE

ATTESTED


13/1/24


01/01/24

Service Appeal 18-A/24

Arshad Khan

Govt vs Javaria Ashraf vs Govt & others

7

22nd May, 2024

1. Junior to counsel for the appellant present. Mr. Umair Azam, Additional Advocate General for the respondents present.



2. On the previous date, last opportunity was granted to the respondents for filing of written reply, but today no representative of the respondents is present nor they have submitted written reply, therefore, cost of Rs.5000/- is imposed upon the respondents to submit written reply/comments within three days. In case they failed to submit the same, they will be placed ex-parte. This case pertains to camp court Abbottabad, therefore, let it be fixed there. To come up for written reply/comments on 29.05.2024 before S.B at camp court Abbottabad. P.P given to the parties.

(Kalim Arshad Khan)
Chairman

Amir Shah, P.A.

29th May, 2024

1. Learned counsel for the appellant and Mr. Umair Azam, Additional Advocate General present.

2. Despite last chance and imposition of cost, reply on behalf of respondents has not been submitted nor anybody is present on behalf of respondents. Therefore, they are placed ex-parte. To come up for ex-parte arguments on 23.07.2024 before D.B at Camp Court, Abbottabad. P.P given to the appellant's counsel.

*Mutazem Shah *

ATTESTED
EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

(Kalim Arshad Khan)
Chairman

Date of Presentation of Application 11-6-24
Number of Pages 2-1
Costing Fee 10/-
Type of Fee 10/-
Name of Applicant 13-8-24
Date of Copy 20-6-24
Date of Delivery of Copy 20-6-24



OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE)

ABBOTTABAD

No 2759 Dated 11/5/2024

Phone No. 0992-342533-342324

AUTHORITY LETTER

Mr Syed Hajjaj Shah & Zahid Gul Khan legal representative, office of undersigned is hereby authorised to attend, brief and follow the instant Applications for remittance of cost/ fine in Service Appeal Nos. 18/2024 "Govt of KPK & etc vs Javeria Ashraf", clubbed with Service Appeals No. 19/2024 Govt of KPK & etc vs Shazia Nisar",, 20/2024 "Govt of KPK & etc vs Majida Parveen", 21/2024 "Govt of KPK & etc vs Nazia Mushtaq", 22/2024 "Govt of KPK & etc vs Nazia Siddique", 23/2024 "Govt of KPK & etc vs Naila Bibi", 24/2024 "Govt of KPK & etc vs Ansa Shaheen", 25/2024 "Govt of KPK & etc vs Shahida", 26/2024 "Govt of KPK & etc vs Saima Bibi" 27/2024 "Govt of KPK & etc vs Fozia Ayub", 28/2024 "Govt of KPK & etc vs Noreen Bibi" 29/2024 "Govt of KPK & etc vs Shamim Ara" 30/2024 "Govt of KPK & etc vs Rashida Mushtaq" 31/2024 "Govt of KPK & etc vs Nagina Ghafoor" 32/2024 "Govt of KPK & etc vs Rukhshanda Hafeez" 33/2024 "Govt of KPK & etc vs Riffat Bibi" 34/2024 "Govt of KPK & etc vs Rubina Kamran" 35/2024 "Govt of KPK & etc vs Attia Bibi" 36/2024 "Govt of KPK & etc vs Rizwana Jabeen" 37/2024 "Govt of KPK & etc vs Shaista Bibi" 38/2024 "Govt of KPK & etc vs Neelum Pari" 39/2024 "Govt of KPK & etc vs Sadia Sattar" 40/2024 "Govt of KPK & etc vs Gulnaz" 41/2024 "Govt of KPK & etc vs Gulnaz" 42/2024 "Govt of KPK & etc vs Sobia Bashir" 43/2024 "Govt of KPK & etc vs Bushra Parveen" 44/2024 "Govt of KPK & etc vs Rubina Bibi" 45/2024 "Govt of KPK & etc vs Tahira Bibi" 46/2024 "Govt of KPK & etc vs Saeeda" 47/2024 "Govt of KPK & etc vs Abida Batool" 48/2024 "Govt of KPK & etc vs Nusrat" 49/2024 "Govt of KPK & etc vs Nusrat Zahoor" 50/2024 "Govt of KPK & etc vs Gulfareen" 51/2024 "Govt of KPK & etc vs Aneela Naz" 52/2024 "Govt of KPK & etc vs Sumera Bibi" 54/2024 "Govt of KPK & etc vs Parveen" 120/2024 "Govt of KPK & etc vs Abida Parveen" 238/2024 "Govt of KPK &

etc vs Bushra Khatoon”, 239/2024 “Govt of KPK & etc vs Imtiaz Bibi”,
240/2024 “Govt of KPK & etc vs Ghazala Shaheen”, 241/2024 “Govt of KPK
& etc vs Farzana”, 242/2024 “Govt of KPK & etc vs Sobia Rehana” before the
KPK Service Tribunal Peshawar, Camp court Abbottabad fixed on 23-07-2024, in
main case, on behalf of the appellant/respondents No. 4, 5 & 6.



MR. MUHAMMAD TANVEER

DISTRICT EDUCATION OFFICER

(FEMALE) ABBOTTABAD

(APPELLANT/RESPONDENT NO:4,5, 6)