

F-1

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

Service Appeal No: 23 /2024 clubbed with Service Appeals 18-A/2024

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

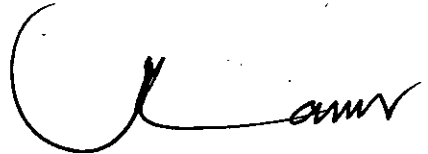
VERSUS

Mst Naila Bib i.....Respondents

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Dated: ____/06/2024


District Education Officer (F)
Abbottabad.

2. That legal representative appeared along with AAG, Service Tribunal , KPK, on the next date 29/5/2024 and requested the learned Chairman to remit the huge cost/fine, so that reply may be submitted before the Tribunal, but the 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
(APPELLANT NO: 6)**

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VERSUS

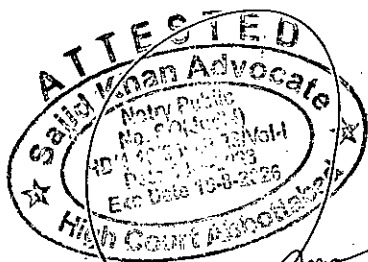
Mst Naila Bib i.....Respondents

**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 Para wise *application* are
true and correct to the best of my knowledge and belief and nothing has
been concealed from this Honorable Court.

DEPONENT



13/6/24

10/8/2024

Attested

General Administration
Department of Health
Division of Health Services

2/5/24

[Signature]
CM/PS/101

Mr. Syed H. Shah (DOB: 10/08/75)
AID is approved before the site visit.
Patient in connection with S.A No 18/24
Attested before us and separate
41 affidavit on 2/5/2024 for filling of
incident committee.

ALLIANCE CERTIFICATE

[Signature]

Attested

22/5/2024
6
Female Associate Officer

9/11/2024

22/5/2024
M. Hussain

Perkash on 22/5/2024

My Zahid Khan (O DEOLF) AID appears in
attend in case S-A No 18/24, Javeria Ashraf vs govt
wpr etc. checked with (A) officer before the rpr site

Attest
Certifcate

(5)

Attendance Certificate

6

Mr. Syed Hajjaj Shah, L.O DEO (F) A.T.D
is appear before the S.P.K S.T.C Peshawar in
connection of filling the Service appeal
No. 18/24 # Javeria Ashraf vs govt upk etc
clubbed with (41) others similar on 27/5/2024

[Signature]
27/5/2024
Assistant Director General
Khyber Pakhtunkhwa
Services Tribunal Peshawar

Attested

[Signature]
10/6/2024

BEFORE THE SERVICE TRIBUNAL KPK
PESHAWAR

Diary No. 10091

Date 1/1/24

Service Appeal No. 23 /2023

Naila Bibi D/O Rashid Ahmed (SPST), GGPS Comprehensive A-Abad

...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

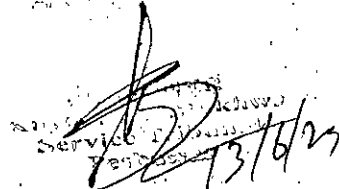
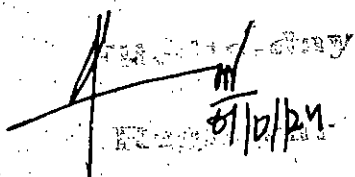
MADE IT COMPULSORY FOR THE APPELLANT

TO GET PROMOTION TO THE NEXT RANK. AND

SHALL AVAIL HER PROMOTION, FAILING

WHICH, DISCIPLINARY ACTION SHALL BE

ATTACHED

S. Arshad #1 23-A/24

(7)

Ammanu

Govt workers vs Maula Bibi B

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

Anam 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 8
 Copying Fee 10/-
 Total 10/-
 Name of 13-6-24
 Date of Delivery of Copy 12-6-24