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

Service Appeal No: 47 /2024 clubbed with Service Appeals 18-A/2024

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

VERSUS

Mst Abida Batool.....Respondents

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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: 47 /2024 clubbed with Service Appeals 18-A/2024

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

Appellants
Khyber Pakhtunkhwa
Service Tribunal

VERSUS

Mst Abida Batool.....

Respondents

Diary No. 13699

Dated 21/6/24

**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.

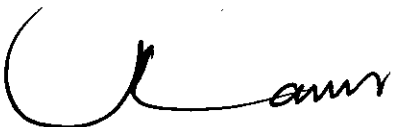
1. That the instant Service Appeals is fixed on 22/5/2024, the legal representative of respondent No, 4,5,6, appeared on 21/5/2024 for filling of comments/reply i-e (168 files) before the filling branch of this tribunal but the filling branch raised objection for better copies of annexure, very next 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")**.

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 exparte 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 exparte. 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)

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

Service Appeal No: 47 /2024 clubbed with Service Appeals 18-A/2024

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

VERSUS

Mst Ahida Batool.....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 Application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Tribunal.

DEPONENT

23/6/24

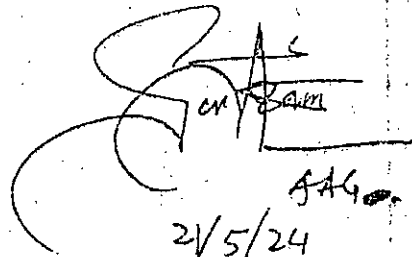
(4)
ATTENDANCE CERTIFICATE

(Amir)
- As

Mr Syed Hajjaj Shah L.O DEO (F)

ATD is appeared before the STE upk

Peshawar in connection with S.A No:18/24
title Javeria Ashraf vs govt upk etc &
41 others. on 21/5/2024 for filling of
instant comments.


2/5/24

Additional Advocate General
Khyber Pakhtunkhwa
Service Tribunal Peshawar

Attested

for
Office Education Officer
10/6/2024

5

5

Attendance Certificate

My Zahid Khan L.O DEO (F) AID appears & attend in case S.A No 218/24, Javeria Ashraf vs govt kpk etc cluded with (4) other's before the kpk STC Pakistan on 22/5/2024.

Wultraun
22/5/2024

Accepted

Justice Fiaz Khan Officer
General Administration

10/5/2024

(B)

Attendance Certificate (B)

Mr. Syed Hajjaj Shah, L.O DEO (F) A.T.D
is appear before the KPK S.T.C Peshawar in
connection of filling the Service appeal
No. 18/24 # Javeria Ashraf vs govt KPK etc
clubbed with (41) other's similar on 27/5/2024

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

Attested
[Signature]
10/5/2024

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR

Service Appeal No. 47 2023/

Abida Batool D/O Haq Nawaz Khan (SPST) GGPS Batala. 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.

Khyber Pakhtunkhwa
Service Tribunal

Case No. 10107

Dated 1/1/24

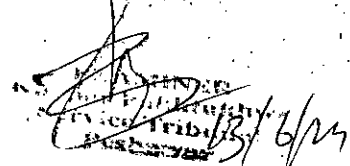
....RESPONDENTS

APPLICATION FOR SUSPENSION OF
IMPUGNED NOTIFICATION NO.
SO(POLICY)E&AD/1-3/2020, DATED
06/06/2023 AND PROMOTION ORDER DATED
29/08/2023 TO THE EXTENT OF
APPELLANT/APPLICANT TILL FINAL
DISPOSAL OF MAIN SERVICE APPEAL.

Respectfully Sheweth;

1. That the instant application may be treated as part and parcel of service appeal of the appellant.
2. That the appellant has brought a good prima facie case and balance of convenience also lies in favour of the appellant.

ATTESTED



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

Aamir 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.

ATTESTED

ECZA MEMBER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

(Kalim Arshad Khan)
Chairman

*Mutazem Shah *

Date of Presentation of Application 11-6-23
Number of Words 27
Copying Fee 10/-
Urgent _____
Total 10/-
Name of Customer _____
Date of Copying 13-6-23
Date of Delivery of Copy 22-6-23