

Service Appeal No. 6882/2020 titled "Naseer Badshah Vs.
Government of Khyber Pakhtunkhwa "

ORDER

3rd July, 2024 Kalim Arshad Khan, Chairman: Learned counsel for the appellant present. Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

2. Appellant's case in brief is that he had earlier filed Service Appeal No.1203/2019 and the same was dismissed by the Tribunal vide order dated 0411.2019. That after adding some documents, he has again approached this Tribunal through filing the instant service appeal.

3. Arguments heard. Record perused.

4. The appellant has filed the instant service appeal without filing of departmental appeal, rather his earlier appeal on the same issue has been dismissed. In such situation, Rule-23 of the Khyber Pakhtunkhwa Service Tribunal Rules, 1974 bars this appeal. Rule-23 is reproduced as under:

"23. No entertainment of appeal in certain cases:-The Tribunal shall not entertain any appeal in which the matter directly and substantially in issue has already been finally decided by a Court or a Tribunal of competent jurisdiction."

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

6. *Pronounced in open Court at Peshawar under our hands and seal of the Tribunal on this 3rd day of July, 2024.*



(Rashida Bano)
Member (J)



(Kalim Arshad Khan)
Chairman