



DISTRICT JUDICIARY, KHYBER PAKHTUNKHWA, PESHAWAR

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No. 1591-97
Khyber Pakhtunkhwa Service Tribunal Dated Peshawar 08/3/24

Diary No. 1169/24
Dated 11/3/24

OFFICE ORDER

The Khyber Pakhtunkhwa Service Tribunal Peshawar vide its Judgment/Order dated 14/09/2023, passed in Departmental Appeal No. 1091/2014, has accepted an appeal filed by Mr. Mehboob Ali, Ex-Senior Scale Stenographer of this Sessions Division, and ordered that *the appellant/official be reinstated in service for the purpose of de-novo inquiry, with direction to the respondents to conduct de-novo inquiry within a period of ninety days after receipt of copy of this judgment.*

After receipt of copy of the abovementioned judgment on 03/10/2023, the same was thoroughly perused and a few points were noted to be clarified. One and the most important point was that no post of Senior Scale Stenographer was available at the moment to accommodate the appellant/official, therefore, the august Peshawar High Court and the Finance Department, were approached for clarification. A response is still awaited.

Meanwhile, one Senior Scale Stenographer (BPS-16), Maqsood Ahmad, stand retired via this Office Order bearing No. 1504-08 dated 04/03/2024, making a vacancy available to re-instate the appellant/official. The requisite clarifications are yet to be received, but in order to comply with the judgment/order of KP Service Tribunal, the following is hereby ordered, in the interest of public service.

Mr. Mehboob Ali s/o Noroz Khan is reinstated in service for the purpose of de-novo inquiry, with immediate effect, and without any back benefits as the judgment of KP Service Tribunal is silent about the same. The recovery of pensionary benefits received by him after his compulsory retirement is kept pending till a response is received by the Finance Department.

Mr. Nasir Khan, learned AD & SJ-XVI Peshawar shall conduct de-novo inquiry against the official concerned in accordance with the relevant law/rules on the subject, and submit report within a month. Mr. Muhammad Allah Yar, Senior Clerk shall represent this Office during the inquiry proceedings.

[ASHFAQUE TAJ]

District & Sessions Judge,

Peshawar.