

BEFORE THE HON'BLE SERVICE TRIBUNAL
PESHAWAR

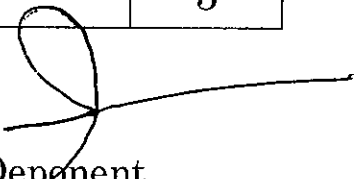
In Re S.A No. 1419/2023

Government of KPK through Provincial Police
Officer/Inspector General of Police at Peshawar & others

VERSUS
Sabir Hussain Shah

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Deponent

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR

SERVICE APPEL NO.1419 of 2023

1) Government of Khyber Pakhtunkhwa through Provincial Police Officer/Inspector General of Police at Peshawar.

2) The Additional Inspector General of Police establishment central police office at Peshawar.

3) The Regional Police officer/ DIG Hazara Range, Abbottabad.

4) The District Police officer Mansehra. Applicants

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 13711

Dated 24-06-24

VERSUS

Sabir Husain Shah son of Hayat Shah, Ex-Cook Constable No. 1077 district Mansehra. Respondent


APPLICATION FOR SETTING ASIDE EXPARTEE PROCEEDINGS DATED 28-02-2024

RESPECTFULLY SHEWETH:-

- 1) That the above mentioned service appeal is pending before this Honorable Tribunal and next date of hearing has been fixed as 22-07-2024.
- 2) That applicants have come to know that ex parte proceedings have been initiated against them vide order dated 28-02-2024 .
- 3) That applicant was totally unaware about the pendency of the instant service appeal before this tribunal.
- 4) That respondent arrived in the office of applicant No. 04 on 13-06-2024 and informed regarding filing and pendency of his service appeal before this tribunal.
- 5) That applicants have not been served through any notice or any other means for appearance before this tribunal.
- 6) That applicants may be given opportunities to defend themselves and may not be condemned unheard.
- 7) That as per decision of superior judiciary, lis between the parties should be decided on merits and applicants may not be knocked out on technical grounds.

Prayer:-

In view of above , it is most humbly prayed that ex parte proceedings may kindly be set aside and applicants may be given chance to defend themselves , please.


District Police Officer,
Mansehra
Shafi ullah Gandapur (psp)
(Applicants No. 04 & for 1,2,3)
District Police Officer,
Mansehra.

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR

SERVICE APPEL NO.1419 of 2023

- 1) Government of Khyber Pakhtunkhwa through Provincial Police Officer/Inspector General of Police at Peshawar.
- 2) The Additional Inspector General of Police establishment central police, officer at Peshawar
- 3) The Regional Police officer/ DIG Hazara Range, Abbottabad.
- 4) The District Police officer Mansehra.Applicants

VERSUS

Sabir Husain Shah son of Hayat Shah, Ex- Cook Constable No. 1077 district Mansehra.....Respondent

APPLICATION FOR SETTING ASIDE EXPARTEE PROCEEDINGS Dated 28-02-2024

AFFIDAVIT

I, Shafi ullah Gandapur district police officer do solemnly affirm and declare that the contents of the application are true and correct to our knowledge and belief and that nothing has been concealed from this Honorable tribunal.

District Police Officer,
Mansehra

Shafi ullah Gandapur (psp)
*(Applicant No. 04)

District Police Officer,
Mansehra.



20/2/24

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR

SERVICE APPEL NO.1419 of 2023

Sabir Hussain Shah son of Hayat Shah, Ex- Cook Constable No. 1077
district Mansehra**Appellant**

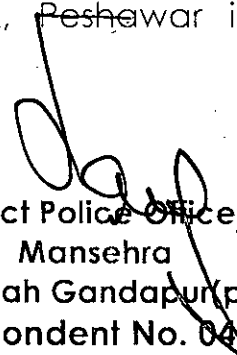
VERSUS

- 1) Government of Khyber Pakhtunkhwa through Provincial Police Officer/Inspector general of Police at Peshawar. ~~CONFIDENTIAL~~
- 2) The Additional Inspector general of Police establishment central police office at Peshawar
- 3) The Regional Police officer/ DIG Hazara Range, Abbottabad.
- 4) The District Police Officer, Mansehra.

.....**Respondents**

AUTHORITY LETTER

I, District Police Officer, Mansehra, hereby authorized Mr. Gul Shahzad Khan SI Legal Mansehra to attend Honorable Court of Service Tribunal, KPK, Peshawar in above mentioned Service Appeal.


District Police Officer,
Mansehra
Shafi ullah Gandapur (psp)
(Respondent No. 04)

**District Police Officer,
Mansehra.**

BEFORE THE SERVICE TRIBUNAL KHYBER
PAKHTUNKHUWA, PESHAWAR



Service Appeal No. 1419 /2023

Sabir Hussain Shah son of Hayat Shah, Ex Cook Constable No. 1077, District Police Office Mansehra.

...APPELLANT

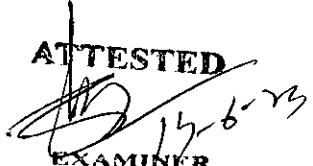
VERSUS

1. Government of Khyber Pakhtunkhwa, through Provincial Police Officer/Inspector General of Police at Peshawar.
2. The Additional Inspector General of Police (Establishment) Central Police Officer at Peshawar.
3. The Regional Police Officer/DIG Hazara Region at Abbottabad.
4. The District Police Officer Mansehra.

...RESPONDENTS

SERVICE APPEAL UNDER SECTION 4 OF
SERVICE TRIBUNAL ACT 1974 FOR
DECLARATION TO THE EFFECT THAT THE
APPELLANT WAS RETIRED ON MEDICAL
GROUND ON 01/08/2022. THEREAFTER
APPELLANT HAS BEEN REGAINED HIS
PHYSICAL HEALTH FROM DISEASE (SCIATICA
LEADING TO ANXIETY) THROUGH MEDICAL

ATTESTED


EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Appeal No. 1419/2023
Sabir Hussain Shah vs Govt

28th Feb. 2024

1. Appellant in person present. Mr. Asad Ali Khan, Assistant Advocate General present.
2. Nobody is present on behalf of the respondents nor they have submitted written reply despite opportunities, therefore, they are placed ex-parte. To come up for ex-parte arguments on 30.05.2024 before D.B at Camp Court, Abbottabad. P.P given to the appellant.



ATTESTED

*Mutazem Shah * EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

(Kalim Arshad Khan)
Chairman
Camp Court, Abbottabad

Date of Presentation of Application 14-6-24
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