

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. 337/2024

C.M. No. 667/2024

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 14117

Dated 09/07/2024

1. Region Police Officer, Kohat
2. District Police Officer Kohat

Appellant

VERSUS

1. Ajmal Sadiq, Ex-Constable No.1464 District Police Kohat.

Respondents.

APPLICATION FOR SETTING ASIDE EX-PARTE DATED
03.05.2024 AND RESTORING RIGHT OF FILING PARA-
WISE COMMENTS

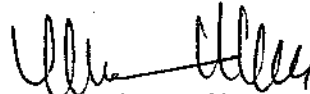
Respected Shewith,

1. That the above captioned Service Appeal filed by the appellant namely Ajmal Sadiq & Asadullah wherein they are seeking ~~and~~ reinstatement. *against dismissal order.*
2. That this Hon'ble Court Tribunal issued-ex parte order dated 03.05.2024 without taking into consideration the stance of police department, which is not in accordance with natural justice.
3. That the notice of captioned Service Appeal received to the respondent department much lately and after this the record collection taken much time.
4. That from ex-parte order the answering respondents deprived of their right of defence.
5. That, the para-wise comments accordingly prepared and are ready for its submission.
6. That, respondents department always complied with the direction of Hon'ble Court in letter and spirit.
7. That feeling aggrieved the respondents seek right for restoration of file para-wise comments on the following grounds.

Grounds

- A. That the valuable rights of the department/ respondents are involved with the instant service appeal.
- B. That the application is within ^{time} ~~time~~ and there is no disobedience on the part of respondents.
- C. That there is no legal bar in acceptance of the application in hand.
- D. That the delay was not intentional but due to the above justification reason, the respondents will show punctuality in future.
- E. That accordance to the rules of natural justice, Audi alteram partem no one cannot be condemned unhead.

It is, therefore most humbly prayed that the instant application the ex-parte proceedings vide order dated 0305.2024 against the respondents may set aside and right to file para-wise comments may kindly be restored please.



District Police Officer Kohat
(Respondent No.2)
(Muhamamd Umar Khan) PSP

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. 337/2024
&
Service Appeal No. 338/2024

Ajaml Sadiq, Ex-Constable No.1464 District Police Kohat and others

Appellant

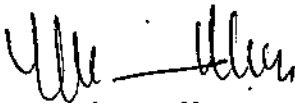
VERSUS

Region Police Officer, Kohat and others

Respondents.

Affidavit

I, **Muhammad Omar Khan PSP** District Police Officer, Kohat, do hereby solemnly affirm and declare on Oath that the contents of the application for restoring right of submission of para-wise on behalf of respondents are correct to the best of my knowledge and belief.


District Police Officer Kohat
(Respondent No.2)
(Muhamamd Omar Khan) PSP



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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR.

SERVICE APPEAL NO. 337 /2024

Khyber Pakhtunkhwa
Service Tribunal

Dary No. 11229

Dated 19.02.2024

Ajmal Sadiq, Ex-Constable No.1464,
District Police, Kohat.

VERSUS

1. The Regional Police Officer, Kohat Region Kohat.
2. The District Police Officer, Kohat.



(RESPONDENTS)

APPEAL UNDER SECTION 4 OF THE KHYBER
PAKHTUNKHWA SERVICE TRIBUNALS ACT, 1974
AGAINST THE ORDER DATED 24.09.2023, WHEREBY
THE APPELLANT WAS DISMISSED FROM SERVICE
AND AGAINST THE ORDER DATED 16.01.2024
RECEIVED BY THE APPELLANT ON 31.01.2024,
WHEREBY THE DEPARTMENTAL APPEAL OF THE
APPELLANT HAS REJECTED FOR NO GOOD
GROUND.

PRAYER:

THAT ON THE ACCEPTANCE OF THIS APPEAL, THE
ORDER DATED 24.09.2023 AND 16.01.2023 MAY
KINDLY BE SET ASIDE AND THE APPELLANT MAY
BE REINSTATED INTO HIS SERVICE WITH ALL
BACK AND CONSEQUENTIAL BENEFITS. ANY
OTHER REMEDY, WHICH THIS HONORABLE
TRIBUNAL DEEMS FIT AND APPROPRIATE THAT,
MAY ALSO, BE AWARDED IN FAVOUR OF
APPELLANT.

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

09.7.24

①

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR**

SERVICE APPEAL NO. 338/2024

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 11230

Dated 19-02-2024

Asad Ullah, Ex-Constable No.1487,
District Police, Kohat.

(APPELLANT)

VERSUS

1. The Regional Police Officer, Kohat Region Kohat.
2. The District Police Officer, Kohat.



(RESPONDENTS)

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNALS ACT, 1974 AGAINST THE ORDER DATED 24.09.2023, WHEREBY THE APPELLANT WAS DISMISSED FROM SERVICE AND AGAINST THE ORDER DATED 16.01.2024 RECEIVED BY THE APPELLANT ON 31.01.2024, WHEREBY THE DEPARTMENTAL APPEAL OF THE APPELLANT HAS REJECTED FOR NO GOOD GROUND.

File No. - 11230

Register No. -

PRAYER:

THAT ON THE ACCEPTANCE OF THIS APPEAL, THE ORDER DATED 24.09.2023 AND 16.01.2023 MAY KINDLY BE SET ASIDE AND THE APPELLANT MAY BE REINSTATED INTO HIS SERVICE WITH ALL BACK AND CONSEQUENTIAL BENEFITS. ANY OTHER REMEDY, WHICH THIS HONORABLE TRIBUNAL DEEMS FIT AND APPROPRIATE THAT, MAY ALSO, BE AWARDED IN FAVOUR OF APPELLANT.

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

[Signature]
09/02/24

A. No. 337/2024
Ajmal gadi v. Govt



3rd May, 2024

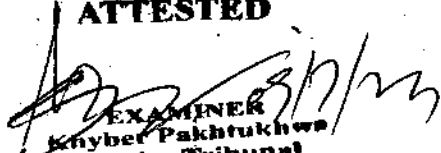
1. Learned counsel for the appellants and Mr. Muhammad Jan

District Attorney present.

2. Despite service, respondents are not before the Tribunal nor the have submitted reply, therefore, they are placed ex-parte. The appeal is admitted for regular hearing subject to all just and legal objections. Appellant is directed to deposit security fees within seven days. To come up for arguments on 09.07.2024 before D.B. P.P given to the appellants' counsel.


(Kalim Arshad Khan)
Chairman

Mutazem Shah

ATTESTED

EXAMINER
Kyber Pakhtunkhwa
Service Tribunal
Peshawar

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