BEFORE THE HONOURABLE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA PESHAWAR

Service Appeal No 515 /2024	C.M.No.901/2	4
Akhtar Zeb		
	Versus	
Government of Khyber Pakhtunkl	hwa, Peshawar & others	(Respondents)

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Respondents Through

Department Representative

Before Peshawar high court

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BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 515/2024 Akhtar Zeb VS Govt of KP & Others

- 1. Additional Chief Secretary, Home & Tribal Affairs Khyber Pakhtunkhwa,
- 2. Inspector General of Police, Khyber Pakhtunkhwa.
- 3. Deputy Inspector General of Police Telecommunication & Transport Khyber Pakhtunkhwa.
 - 4. Superintendent of Police Telecomm & Transport Khyber Pakhtunkhwa.

******************	(Appellants)
VERSUS	

Akhtar Zeb(Respondent)

APPLICATION FOR SETTING ASIDE EX-PARTE PROCEEDING VIDE ORDER SHEET DATED 15.07.2024 AND RESTORING RIGHT OF FILING PARA-WISE COMMENTS

RESPECTFULLY SHEWETH:

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- 1. That, the above titled appeals was fixed on 15.07.2024 for submission of respondents reply/comments before this Hon'ble Tribunal.
- 2. That, the subject appeal is connected with 16 others appeals are Sub judice before this Hon'ble Tribunal.
- 3. That due to collection of record of Police officials, Para wise comments could not be submitted before the Hon'ble Tribunal within time, therefore the Hon'ble Tribunal placed the respondents Ex-parte vide order Sheet dated 15.07.2024 and struck off the respondent's right of defense.
 - 4. That, respondent department always complied with the directions of this Hon'ble Tribunal.
- That feeling aggrieved the respondents seek right for restoration to file Para-wise comments. 3.2

PRAYERS:

It is, therefore, most respectfully prayed that on acceptance of this application, the exparte proceedings against the respondents may be set aside and right to file Para-wise comments may kindly be restored, please.

> (MUHAMMAT NISAR KHAN) Superintendent of Police, Telecommunication & Transport Khyber Pakhtunkhwa Peshawar.

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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

Service Appeal No. 5/5 /2024

Akhtar Zeb son of Muhammad Aslam, Head Constable, Belt No. 750, Khyber Pakhtunkhwa Police, Telecommunication Department, Peshawar.

. Appellant

Versus

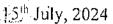
- 1. Government of Khyber Pakhtunkhwa, Through Secretary, Home & Tribal Affairs, Khyber Pakhtunkhwa, Peshawar.
- Inspector General of Police (IGP), Provincial Police Officer (PPO), Khyber Pakhtunkhwa, Central Police Office, Peshawar.
- 3. Deputy Inspector General of Police (DIG), Telecommunication & Transport, Khyber Pakhtunkhwa, Peshawar.
- 4. Superintendent of Police (SP),
 Telecommunication & Transport, Khyber Pakhtunkhwa,
 Peshawar.

....Respondents

SERVICE APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNALS ACT, 1974 AND IN THE LIGHT OF JUDGMENT OF PESAHWAR HIGH COURT PESHAWAR DATED 05.03.2024, PASSED IN THE WRIT PETITION NO. 2290-P OF 2021. AGAINST THE IMPUGNED INACTION / OMISSION OF THE RESPONDENTS WHEREBY THE APPELLANT WAS NOT OFFERED PROMOTIONAL COURSES AND CONSEQUENT EXAMS / TESTS, ON

ATTESTED.

EXAMINER to fee Pakhtukhwa Service Tribunai



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13.4

Learned for the appellant present. Mr. Arshad Azam, Assistant Advocate General present.

Written reply on behalf of the respondents has not been filed nor is there anybody present as representative, therefore, they are placed exparte. The appeal is admitted to full hearing subject to all just and legal objections. The appellant is directed to deposit security fee within 10 days. To come up for arguments on 09.10.2024 before D.B. P.P given to the learned counsel for the parties.

(Kalim Arshad Khan) Chairman

EXAMINER

Service Tribunal

*Adman Shah, P.A.

Date of Presentation of App	olication/3_8-24
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<u>BEFORE THE HON'BLE SERVICE TRIBUNAL KHYBER PAKHTUNKWA PESHAWAR</u>

Service Appeal No. 515/2024

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Akhtar Zed(Appe	ellant)
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VERSUS

AFFIDAVIT

I, Nisar Muhammad Khan Superintendent of Police, Telecommunication & Transport Khyber Pakhtunkhwa, Peshawar (representative of respondents/department) do hereby solemnly declared that the contents of accompanying application on behalf of Respondents Department are correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble court.

(NISAR MUHAMMAD KHAN)

Superintendent of Police, Telecomm:&Transport Khyber Pakhtunkhwa, Peshawar.

ATTESTED



AUTHORITY

(4)

It is certified that Muhammad Saeed Khan DSP (BPS-17) of Police Telecommunication is hereby authorized/nominated to submit the application on behalf of respondents department in S/Appeal No.515/2024 in case titled Akhtar Zeb VS Government of Khyber Pakhtunkhwa Peshawar & Others.

Nisar Muhammad Khan Superintendent Police, Telecomm: & Transport Khyber Pakhtunkhwa Peshawar

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