

**IN THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

*In Implementation Petition No.143/2024*

*In Review Petition No. 444/2019*

*In Service Appeal No. 939/2015*

*Muhammad Sohail* ..... *Appellant*

**VERSUS**

*Govt. of Khyber Pakhtunkhwa & others* ..... *Respondent*

**APPLICATION ON BEHALF OF RESPONDENT NO. 3 i.e. SECRETARY, CLIMATE CHANGE,  
FORESTRY, ENVIRONMENT & WILDLIFE DEPARTMENT**

**Khyber Pakhtunkhwa  
Service Tribunal**

**Respectfully Sheweth**

Diary No. 14373

**ON FACTS:**

Dated 19-07-2024

1. That this Hon'ble Service Tribunal vide order dated 06.06.2024 attached the salary of respondent No. 3 i.e. Secretary Climate Change, Forestry, Environment & Wildlife Department in the above titled case (order dated 06.06.2024 is enclosed as Annex-I).
2. That in the instant case, Secretary Climate Change, Forestry, Environment & Wildlife Department may be declared as proforma dependent as the case primarily pertains to Establishment Department being Service matter of an Ex-PCS/ PMS officer. CPLA has also filed by the Establishment Department in the August Supreme Court of Pakistan against the order dated 01.02.2022 passed by this Hon'ble Service Tribunal in Review Petition No. 444/2019.

**PRAYERS**

*It is therefore most humbly prayed that Secretary, Climate Change, Forestry, Environment & Wildlife Department may be declared as proforma respondent and necessary directions may be given to the Accountant General, Khyber Pakhtunkhwa for detachment of salary of Secretary, Climate Change, Forestry, Environment & Wildlife Department, please.*



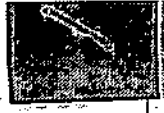
*Secretary to Govt. of Khyber Pakhtunkhwa,  
Climate Change, Forestry, Environment & Wildlife  
Department*

**SECRETARY**  
*Respondent No. 3 Climate Change Forestry, Environment  
& Wildlife Department, KP*

*Through:*

*Additional Advocate General,  
Khyber Pakhtunkhwa, Service Tribunal.*

BEFORE THE KPK SERVICE TRIBUNAL, PESHAWAR



Implementation Petition No. 143  
IN R.P No.444/2019  
IN S.A No.939/2015



10906  
31/1/24

Muhammad Sohail, Ex-Deputy Secretary (BPS-18),  
Industries, Commerce & Technical Education  
Department, Khyber Pakhtunkhwa (K.P), Peshawar  
Bco House No.31, Sheet No.B-A, Gulshan Colony  
No.2, Peshawar City.

.....Petitioner

**VERSUS**

- 1) Govt. of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
- 2) Secretary to Govt. of Khyber Pakhtunkhwa Commerce & Industries Department, Peshawar.
- 3) Secretary to Govt. of Khyber Pakhtunkhwa Environment Department, Peshawar.

...Respondents

**APPLICATION FOR IMPLEMENTATION OF  
JUDGMENT DATED 01.02.2022 OF THIS  
HON'BLE TRIBUNAL PASSED IN REVIEW  
PETITION NO.444/2019**

Sir,

Petitioner humbly submits as under:-

1. That petitioner filed titled Service Appeal No.939/2015 before this hon'ble Tribunal for his reinstatement in service and the penalty of removal was converted into that of compulsory retirement by this hon'ble Tribunal vide judgment dated 13.04.2016.

ATTESTED

EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

F-8. 110. 1951-02, Mr. Sohail | 13 Court 181

6<sup>th</sup> June, 2024

1. Petitioner in person present. Mr. Arshad Azam

Assistant Advocate General present.



2. Nobody is present on behalf of the respondents. On the previous date, the learned counsel for the petitioner had requested for providing enquiry report. It was directed to provide enquiry report on the next date i.e. today but today nobody is present on behalf of the respondents, therefore, salaries of the respondents are attached in the manner as prescribed under section 260(1)(i) of the Code of Civil Procedure, 1908 till implementation of the judgment. The Accountant General, Khyber Pakhtunkhwa is directed to attach salaries of respondents and submit report in writing that the salaries of the respondents are actually attached. To come up for implementation report on 15.07.2024 before S.B. P.P given to the parties. Copy of this order sheet be sent to the Chief Secretary, Khyber Pakhtunkhwa for looking into the conduct of his subordinates.

*[Handwritten Signature]*

(Kalim Arshad Khan)  
Chairman

ATTESTED

*[Handwritten Signature]*

\*Adnan Shah, P.A.\*  
EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

Date of Presentation of Application 18/7/24  
Number of Words 27  
Copying Fee 10/-  
Urgent 5/5  
Total 15/-  
Name of Copyist -  
Date of Completion 18/7/24  
Date of Delivery of Copy 18/7/24