

BEFORE THE KHYBER PAKHATUNKHWA SERVICE TRIBUNAL PESHAWAR.

Execution Petition No. 613/2023 out of Service Appeal No. 13588/2020.

Muhammad Zulqarnain Haider PST, GPS No. 6, D.I Khan.....Appellant.

VERSUS

Government of KP through Secretary (E&SE) Department & others..... Respondents.

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Samina Altaf
SAMINA ALTAF
DIRECTOR

E&SE Department Khyber
Pakhtunkhwa, Peshawar.

17-09-24.

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.

Execution Petition No. 613/2023 out of Service Appeal No. 13588/2020.

Muhammad Zulqarnain Haider PST, GPS No. 6, D.I Khan.....Appellant.

**Khyber Pakhtunkhwa
Service Tribunal**

VERSUS

Diary No. 13795

Dated 26-06-2024

Government of KP through Secretary (E&SE) Department & others..... Respondents.

REQUEST FOR RELEASE OF MONTHLY SALARY OF RESPONDENT NO. 1 & 2.

Respectfully Sheweth:-

The Applicants submit as under: -

- 1. That** the titled petition is pending before this Honorable Tribunal for implementation of the Judgment dated 28-10-2022.
- 2. That** on the last date of hearing dated 21-02-2024, the titled appeal was posted for hearing for submission of compliance report on behalf of the Respondents No. 1 & 2 which could not submit before this Honorable Tribunal due to the inter Department correspondence & work load & as a result thereof, salaries of the worthy Director E&SE & DEO (M) D.I Khan, being Respondent No. 1 & 2 respectively, were attached vide order dated 21-02-2024 under the provision of Section-260 (1)(i) CPC, 1908. *(Copy of the order is Annex-A).*
- 3. That** in compliance of the order dated 21-02-2024 of this Honorable Tribunal, a letter No. 3204/F.No. Pay & Allowances dated 30-05-2024 has been processed & forwarded to the Section Officer (Budget E&SED KP Peshawar for the grant of sanction of investigation of arrears, claim of pay & allowances in respect of the appellant along with other necessary documents including original service book, brief of the case, non-drawl certificate & arrear bill amounting to Rs. 977505 dully counter signed by the DEO (M) D.I Khan with a copy of letter No. 4934 dated 06-04-2024 addressed to the District Account Officer with the request for crediting the mentioned amount in the account of DDO concerned for clearing of pending liabilities of the appellant. *(Copy of the cited letter is Annex-B).*

Therefore, in view of the afore-mentioned submissions, this Honorable Tribunal may graciously be pleased to pass an order to the extent of release of monthly salaries of the Respondents N. 1 & 2 by re-calling the order dated 21-02-2024 in the interest of justice please.

Dated: ___/___/2024.


SAMINA ALTAF
DIRECTOR

**E&SE Department Khyber
Pakhtunkhwa, Peshawar.**

E

BEFORE THE KHYBER PAKHATUNKHWA SERVICE TRIBUNAL PESHAWAR.

Execution Petition No. 613/2023 out of Service Appeal No. 13588/2020.

Muhammad Zulqarnain Haider PST, GPS No. 6, D.I Khan.....Appellant.

VERSUS

Government of KP through Secretary (E&SE) Department & others..... Respondents.

AFFIDAVIT

I, Samina Altaf Director E&SE Department Khyber Pakhtunkhwa, do hereby solemnly affirm & declare on oath that the contents of the instant application for release of monthly salary of Respondent No. 1 & 2 are true & correct to the best of my knowledge & belief. It is further stated on oath that in this appeal the answering Respondents have neither been placed Ex-Partee nor their defense has been struck off/cost.


DEPONENT
SAMINA ALTAF
DIRECTOR

E&SE Department Khyber
Pakhtunkhwa, Peshawar.

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**DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION
KHYBER PAKHTUNKHWA, PESHAWAR**

No. 3204/F.No. Pay & Allowances

Dated: Peshawar the 30/05/2024.

To

The Section Officer (Budget), Govt. of Khyber Pakhtunkhwa
Elementary & Secondary Education Department
Peshawar.

Subject:

**SANCTION FOR GRANT OF INVESTIGATION OF ARREAR
CLAIM OF PAY AND ALLOWANCES IN RESPECT OF MR.
ZULOARNIAN HAIDER SPST GMPS KHATAM-E-NABWAT D I
KHAN.**

I am directed to refer to your office letter No: SO (B&A) 1-07/2023/Investigation of arrear dated 08.12.2023, on the subject noted above and to enclose herewith the following document"

1. Original service Book of the above named official.
2. Brief of the case duly flagged (all documents).
3. Non drawl certificate issued by DAO D I Khan bearing No.314 dated 01.01.2023.
4. Arrear bill amounting to Rs. 977505/ duly countersign by DFO (Male) D I Khan with a copy of letter No. 4934 dated 06.04.2024, address to DAO D I Khan.
5. The CPEA has not yet been filed on the service appeal No. 13588/2020, against the judgment of Honourable Service Tribunal dated on 03.03.2023.

ATTESTED

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You are therefore again requested to submit the case to the Finance Department Govt Khyber Pakhtunkhwa, along with all supporting documents (being court matter) for granting sanction of investigation of arrear claim of the aforesaid amount may be placed at the disposal of DDO Concerned for clearance of pending liabilities of the official concerned please.

Enclose: As above original service Book:

Endst: No. _____

Copy of the above is forwarded to the:-

1. District Education Officer (Male) D I Khan.
2. P.A. to Director (E&SE) Local Directorate.

[Signature]
Deputy Director (F&A)
Directorate of Elementary & Secondary Education
Khyber Pakhtunkhwa, Peshawar

[Signature] 30/5/24
Deputy Director (F&A)
Directorate of Elementary & Secondary Education
Khyber Pakhtunkhwa, Peshawar

B.P. No. 613/2023
Zulqarnain Haider vs Govt



21.02.2024

1. Petitioner alongwith his counsel present. Mr. Asad

learned Assistant Advocate General present.

2. On preceding date respondents were directed to submit proper compliance report but today neither implementation submitted nor well conversant representative of the respondents present. The attitude of the respondents is deplorable, compelling the Tribunal to attach the salaries of the respondents No. 1 and 2 in the manner prescribe under section 260(1)(i) of the Code of Civil Procedure, 1908, till further orders. The Accountant General Khyber Pakhtunkhwa and District Accounts Officer, D.I. Khan are directed to attach salaries of Respondents No. 1 & 2 till further order. Adjourned. To come up for implementation report on 18.03.2024 before S.B at camp court D.I Khan. P.P given to the parties.

ATTESTED

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ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Kaleemullah

(Rashida Bano)
Member (J)
Camp Court, D.I.Khan

Date of Presentation of Application 26/6/24
Number of ~~Words~~ page 2
Copying Fee 10/-
Urgent 5/-
Total 25/-
Name of Copyist _____
Date of Completion of Copy 26/6/24
Date of Delivery of Copy 26/6/24



**DIRECTORATE ELEMENTARY & SECONDARY EDUCATION
KHYBER PAKHTUNKHWA, PESHAWAR.**

AUTHORITY LETTER

I, Samina Altaf, Director (E&SE) Khyber Pakhtunkhwa Peshawar do hereby authorized Mr. Muhammad Rizwan, Assistant Director Litigation-II of this Directorate for submission of **CM application in Execution Petition No. 613/2023 out of Service Appeal No. 13588/2020 case titled Muhammad Zulqarnain Haider, District D.I Khan Vs Government of Khyber Pakhtunkhwa & others**, hence, an authority is hereby issued in favor of the above-named officer.

Samina Altaf
SAMINA ALTAF
DIRECTOR

E&SE Department Khyber
Pakhtunkhwa, Peshawar.