

Service Appeal No.1111/2024 titled “Malik Yousaf Khan Vs. Police Department”

ORDER

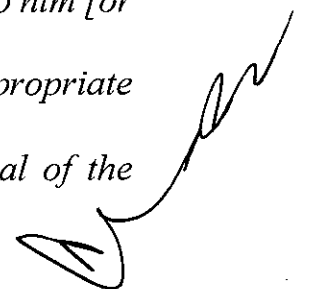
30th Sept. 2024 . **Kalim Arshad Khan, Chairman:** Learned counsel for the appellant present.

2. Against the impugned order dated 22.02.2023, whereby the appellant was dismissed from service, he filed departmental appeal on 08.03.2023 followed by a revision petition and both the requests were dismissed on 11.04.2023 and 05.06.2023 respectively, hence, the instant service appeal.

3. Arguments heard. Record perused.

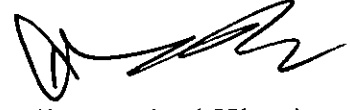
4. The impugned order of dismissal from service was passed on 22.03.2023. The appellant filed departmental appeal on 06.03.2023 which was dismissed on 11.04.2023. He filed revision petition before the Inspector General of Police, Khyber Pakhtunkhwa, which was dismissed on 05.06.2023, where-after, he filed appeal before the Tribunal on 25.07.2024 which is barred by time in view of Section-4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974. The same is reproduced as under:

“4. Appeal to Tribunals.--- Any civil servant aggrieved by any final order, whether original or appellate, made by a departmental authority in respect of any of the terms and conditions of his service may, within thirty days of the communication of such order to him [or within six months of the establishment of the appropriate Tribunal, whichever is later,] prefer an appeal of the Tribunal having jurisdiction in the matter.”



5. in view of the above, instant service appeal, being barred by time, is dismissed in *limine*. Consign.

6. *Pronounced in open Court at Peshawar and given under my hand and seal of the Tribunal on this 30th day of September, 2024.*



(Kalim Arshad Khan)
Chairman

Mutazem Shah