


FORM OF ORDER SHEET

Court of _____

Appeal No. 1416/2024

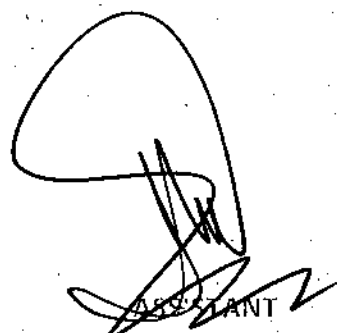
S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	09-Sep-24	<p>The appeal of Mr. WAJID resubmitted today by Mr. Yasir Saleem Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 20-Sep-24. Parcha Peshi given to counsel for the appellant.</p> <p>By order of the Chairman</p> <p> REGISTRAR</p>

The appeal of Wajid, received today i.e. on 20-08-2024 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

1. Page number 4, 6, 7 & 9 are not legible be replace with legible/better one.
2. Document mention in Para 5 through which the appellant approached the respondent is not attached which be placed on file.
3. Memorandum of appeal is not signed by appellant.
4. According to Sub-rule-4 of Rule 6 of Khyber Pakhtunkhwa Service Tribunal rules 1974 respondent No. 1 is un-necessary/improper parties, in light of rules ibid and on written direction of Worthy Chairman the above mentioned respondent number be deleted/struck out from the list of respondents.

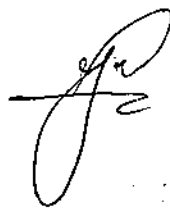
No. 662 /S.T

Dt. 05/09 /2024


ASSISTANT
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR

Mr. Yasir Saleem Adv. Pesh.

R/sir
All the objection are remove
today re-sumbitted.



BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

Service Appeal No:- 1416 /2024

Wajid, Ex-Ward Attendant District Health Office Nowshera.

..... Appellant

Versus

Secretary to Government of Khyber Pakhtunkhwa Health department
Peshawar and others


..... Respondents

INDEX

S#	Description of the Documents	Annex	Pages
1.	Memo of appeal		1-3
2.	Copy of the Office Order dated 30.06.2022	A	4-5
3.	Copy of arrival report dated 01.07.2022	B	5-7
4.	Copy of the letter dated 24.10.2022	C	8-9
5.	(Copy of the Office Order dated 04.12.2023	D	10
6.	Copy of the Order dated 25.04.2024	E	11-17
7.	Copy of the departmental appeal dated 03.05.2024	F	18-22
8.	Wakalatnama		23

Through

Appellant


YASIR SALEEM
Advocate Supreme Court
Office FR: 4 Fourth Floor
Bilour Plaza Peshawar Cantt.
Cell: 0331-8892589
Email: yasirsaleemadvocate@gmail.com.

1

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

Service Appeal No:- 1416 /2024

Wajid, Ex-Ward Attendant District Health Office Nowshera.

..... Appellant

Versus

1. Secretary to Government of Khyber Pakhtunkhwa health department Peshawar.
2. Director General Health Services Peshawar.
3. District Health Officer Nowshera.

..... Respondents

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974, AGAINST THE ORDER DATED: 04-12-2023 COMMUNICATED TO THE APPELLANT ON 25-04-2024, DURING HEARING OF HIS WRIT PETITION NO. 967/2024, VIDE WHICH THE APPELLANT WAS TERMINATED FROM SERVICE WITH IMMEDIATE EFFECT AGAINST WHICH HER DEPARTMENTAL APPEAL DATED 03.05.2024 HAS NOT BEEN RESPONDED WITHIN THE STATUTORY PERIOD OF 90 DAYS.

Prayer in appeal:

ON ACCEPTANCE OF INSTANT APPEAL THE TERMINATION ORDER DATED: 04.12.2023, MAY KINDLY BE SET-ASIDE AND THE APPELLANT MAY KINDLY BE RE-INSTATED IN SERVICE WITH ALL BACK AND CONSEQUENTIAL BENEFITS.

Respectfully Sheweth:-

The appellant humbly submit as under;

1. That appellant is a peaceful and law abiding citizen of Pakistan hailing from District Nowshera.
2. That the appellant was appointed as Ward Attendant (BPS-4) after fulfilling all the codal formalities vide order dated 30.06.2022. *(Copy of the Office Order dated 30.06.2022 is attached as Annexure A)*

3. That thereafter, the appellant was medically examined and when found fit, submitted his arrival report on 01.07.2022 and started performing his duties. *(Copy of arrival report dated 01.07.2022 is attached as Annexure B)*
4. That his bank account was also opened on the letter of DHO Nowshera dated: 24-10-2023, so as to pay him his due salary. *(Copy of the letter dated 24.10.2022 is attached as Annexure C)*
5. That ever since his appointment the appellant performed his duties, but even though he was not paid salary by the respondents. The appellant approached and requested the Respondent No. 3 for payment of his salary, but no positive response was made by the respondents.
6. That the appellant was constrained to file writ petition bearing No. 967-P/2024 for the release of his salary. The respondents therein were summoned with directions to file Para-wise comments which were accordingly filed by Respondent No. 03, and the matter was fixed for hearing for 25-04-2024. During the course of arguments it was transpired from the comments that he had been terminated (in back dates) vide Office Order dated: 04-12-2023. *(Copy of the Office Order dated 04.12.2023 is attached as Annexure D)*
7. That keeping in view the fresh development, the writ petition was disposed off leaving the appellant at liberty to avail the remedy if he so desires vide order dated 25.04.2024 *(Copy of the Order dated 25.04.2024 is attached as Annexure E).*
8. That the appellant also submitted his departmental appeal dated 03.05.2024 to the respondents however the same was not responded till the statutory period of 90 days, hence the instant appeal. *(Copy of the departmental appeal dated 03.05.2024 is attached as Annexure F)*
9. That the back dated fake termination letter/ impugned Office Order dated 04-12-2023 is illegal, unlawful and is liable to be set aside inter-alia on the following grounds.

GROUND:

- A. That the appellant has not been treated in accordance with law on the subject hence his right secured and guaranteed under the Constitution of Pakistan 1973 are badly violated.
- B. That the appellant never committed any act or omission which could be termed as misconduct even than his salaries were initially stopped and when he approached the Hon'ble Peshawar High Court Peshawar he was terminated with back dated letter which by itself is an illegal act on the part of the DHO Nowshera

3


- C. That it is pertinent to mention here that he was on the strength of the department at the time of filing his writ petition, however, when the notice was served upon the DHO Nowshera he in revenge, terminated him in back dates which is ineffective upon the rights of the appellant.
- D. That even otherwise no proper procedure was adopted by the department prior to termination. Not a single explanation letter or termination letter was ever communicated to the appellant.
- E. That no inquiry what so ever under E & D rules, was conducted in the matter to dig out the real truth and the impugned order was passed just to torture the appellant.

It is therefore most humbly prayed that on acceptance of this appeal, the order dated 04-12-2023 may kindly be set-aside and the appellant may kindly be re-instated in service with all back and consequential benefits.

Dated:-19.08.2024

Appellant

Through:-


YASIR SALEEM
Advocate Supreme Court
of Pakistan

OFFICE ORDER

(4)

Annex A

Consequent upon approval / recommendation accorded by the Departmental Selection / Appointment Committee constituted for the purpose, MR. WAJID S/O JEHAN ZEB KHAN is hereby appointed as Ward Attendant BPS-04 against the vacant post of Ward Attendant under the control of this office with immediate effect, with the following terms & conditions.

1. The appointment shall be subject to the Medical fitness and initially on probation for a period of 02-years.
2. The services can be dispensed with during the probation period on un-satisfactory performance.
3. You will not entitle to any TA / DA for Medical Examination and joining the first appointment.
4. In case if any of the documents submitted by you, with your application is found forged / fake, your service shall be liable to terminate without any notice and will also be liable to further legal proceeding.
5. The appointment will be governed by such rules and order issued by the Govt. from time to time.
6. If you wish to resign from service, you will have to submit resignation in writing one month in advance OR deposit one month pay in the Govt. treasury.
7. If the above terms & conditions are acceptable to you then you should report to DHO Office Nowshera within 07-days after the receipt of this appointment order.

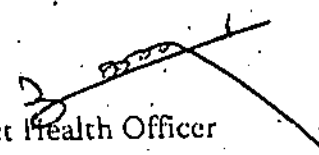
Sd _____
District Health Officer
Nowshera

No. 4701-05 / DHO NSR.

Date: 30/06 /2022.

Copy forwarded to the:

1. Director General Health Services Khyber Pakhtunkhwa Peshawar.
2. District Accounts Officer Nowshera.
3. Accounts Section DHO Office Nowshera.
4. Mr. Wajid S/O Jehan Zeb Khan, Mohallah Zaman Khel, Nowshera Kalan, District Nowshera.
5. Office record.


District Health Officer
Nowshera


Attested to be true
Copy

Annex 18

(2)

To

District Health Officer
Nowshera

Subject: ARRIVAL REPORT
Sir,

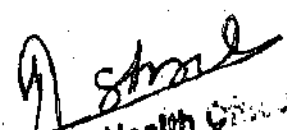
With reference Office order No. 4701-05 date 30-06-2022 on account of appointment as Ward Attendant BP5-04. I hereby submit my arrival report for official duty today on 01-07-2022.


Please accept my arrival report. I shall be thankful to you for this act of kindness



Your Obediently
Mr. Waheed S/O Jehan zeb Khan

Date 01-07-2022


District Health Officer
Nowshera


Attested to be true
Copy

Attested to be true
Copy



[Handwritten signature]

D.H.O. *[Handwritten text]*

[Faded handwritten text]

① *[Handwritten text]*

② *[Handwritten text]*

③ *[Handwritten text]*

[Handwritten text]

[Handwritten text]

[Handwritten text]

D.H.O. *[Handwritten text]*

④

Attested to be true
copy

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Annex rcy

8



OFFICE OF THE DISTRICT HEALTH OFFICER NOWSHERA

Phone & Fax: 0923-580759

E-Mail: nowshera.edoh@gmail.com

No. 9436 / DHO NSR

Date: 24/10 /2023

To

The Manager,
Allied Bank Limited
Nowshera Kalan, Branch Nowshera.

Subject:

OPENING BANK ACCOUNT

Memo;

Please open an account for salary purpose, in respect of Mr. Wajid Khan S/o Jehanzeb Khan working under the control of undersigned at DHO Office Nowshera, for further proceeding.

This office has got no objection on opening an account at your branch.

Shoaib
District Health Officer
Nowshera

JS
Attested to be true
Copy



OFFICE OF THE DISTRICT HEALTH OFFICER NOWSHERA

Phone & Fax: 0923-580759

E-Mail: nowshera.edoh@gmail.com

Annex D (10)

OFFICE ORDER

Reference explanation called vide this office letter No. 9581/DHO NSR, dated 13-11-2023 and No. 9838/ DHO NSR, dated 23-11-2023 on account of non-submission of arrival report/ not joining of official duty and continuous long absenteeism, the undersigned being competent authority is hereby terminate you (Mr. Wajid Ward Attendant) from service with immediate effect being in probation period.

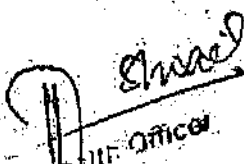
Sd _____
District Health Officer
Nowshera

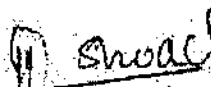
No. 9936-38 /DHO NSR


Dated 04/12/2023

Copy forwarded to the:

1. Director General Health Services Khyber Pakhtunkhwa Peshawar.
2. District Accounts Officer Nowshera.
3. Account Section DHO Office Nowshera.
4. Mr. Wajid S/O Jehanzeb Khan Mahallah Zaman Khel, Post Office Nowshera Kalan, Nowshera.


District Health Officer
Nowshera


District Health Officer
Nowshera


Attest to be true
Copy

Annex "E" (11)

BEFORE THE PESHAWAR HIGH COURT, PESHAWAR



W.P.No. _____ 2024

Wajid S/o Jehan Zeb Khan
R/o Mohallah Zaman Khel, Post Office Khas,
Nowshera Kalan, District Nowshera.

..... Petitioner

VERSUS

- 1) Govt. of Khyber Pakhtunkhwa through Secretary
Health, Civil Secretariat, Peshawar.
- 2) District Health Officer, Nowshera.
- 3) Accountant General Office, Khyber Pakhtunkhwa,
2-Fort Road, Peshawar.

..... Respondents

**WRIT PETITION UNDER ARTICLE
199 OF THE CONSTITUTION OF
ISLAMIC REPUBLIC OF PAKISTAN,
1973.**

Respectfully Sheweth:

The petitioner humbly submits as under:-

- 1) That petitioner is a peaceful and law abiding citizen of
Pakistan hailing from District Nowshera. (Copy of
CNIC is attached as Annexure "A")
- 2) That the petitioner was appointed as Ward Attendant
(BPS-4) after fulfilling all the codal formalities vide
order dated 30.06.2022 for the period of two years.

**ATTESTED
EXAMINER
Peshawar High Court**

(Copy of appointment order dated 30.06.2022 is attached as Annexure "B")

(2)
2

- 3) That thereafter, the petitioner submitted his arrival report for resumption of his duty on 01.07.2022 on the post of Ward Attendant in view of the appointment order as referred to in the above para. (Copy of arrival report is attached as Annexure "C")
- 4) That thereafter, respondent No.2 wrote a letter to the Manager Allied Bank, Nowshera Kalan Branch for open an account in the name of petitioner, so as to pay him his due salary. (Copy of letter dated 24.10.2023 is attached as Annexure "D")
- 5) That since his appointment the petitioner performed his services due diligently and honestly, but even though he was not paid salary by the respondents. The petitioner approached and requested the respondent No.2 for payment of his salary, but no positive response was made by the respondents. (Copy of the application is attached as Annexure "E")
- 6) That the petitioner time and again approached to respondent No.2, but of no avail.
- 7) That since no written orders with regard to stopping salaries of the petitioner has been passed by the respondents, nor any reason has been put forward in this respect, therefore, the petitioner feeling aggrieved having no alternate and efficacious remedy, hence constrained to approach this Hon'ble Court for redressal of his grievance on the following amongst other grounds:

ATTESTED
EXAMINER
Peshawar High Court

13

GROUNDS

- A. That the act of respondents to stop the salary of the petitioner is against the law, facts and material available on record.
- B. That the act of respondents is violative of Article 4, 9, 11, 25 and various other Articles of the Constitution of Pakistan as well as judgments rendered by the august Supreme Court of Pakistan that departmental authorities under law having no power to stop the salaries of their employees and that too without adhering/ adopting due process of law, which amounts to force labour, hence violative of Article 11 of the Constitution of Pakistan.
- C. That the treatment of the respondents with the petitioner had no legal footing to stand on, and the act of the respondents is unlawful, perverse, illogical, illegal and against the well-established principles of natural justice and the same needs to be set-aside.
- D. That according to constitution including Article 25 of the Constitution of Islamic Republic of Pakistan, 1973, the petitioner has to be treated equally therefore the refusal of respondent to reinstate into service is against the constitutional rights of the petitioner.
- E. That the petitioner has during his entire service has maintained unblemished record without ever violating any rules or regulations during his entire service, there has never been any complaint against the petitioner for his misconduct or misbehavior.

ATTESTED
EXAMINER
Peshawar High Court

(14)


F. That according to Article 25 of the constitution of Islamic Republic of Pakistan, 1973 and every citizen it to be dealt in accordance with law and fair treatment is to be made with every individual; every citizen is equal before the law and are entitled to equal protection of law. The treatment and discrimination of the respondent towards the petitioner is highly discriminatory and is violative of Article 25 of the Constitution.

G. That the petitioner reserve his right to urge additional grounds, after the stance of the Respondents becomes known to him.

PRAYER:

It is, therefore, most humbly prayed that on acceptance of this writ petition, this hon'ble Court may be pleased to;

- i. Direct respondent No.2 to 3 to forthwith release the salaries of the petitioner along with arrears of pay since date of his appointment till date.
- ii. Declare the act of respondent No.2 & 3 regarding stoppage of salaries of the petitioner as null and void, without lawful authority, and ineffective upon the accrued rights of petitioner;
- iii. To take action against the concerned officer for stopping the salary of the petitioner in the light of reported judgment in 1997 PLC (CS) 666 rendered by the Hon'ble Supreme Court of Pakistan.


ATTESTED
EXAMINER
Peshawar High Court

15

iv. Any other relief which this Hon'ble Court deems fit in the circumstances of the case may kindly be granted.

INTERIM RELIEF:

In the meanwhile by way of interim relief, respondents may kindly be restrained from taking any adverse action against the petitioner with further direction to release his pay immediately till final disposal of instant writ petition.

Petitioner
Through



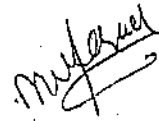
Mohsin Farooq
Advocate High Court

CERTIFICATE:

Certified as per information furnished by my clients that no such like writ petition has earlier been filed by them before this Hon'ble Court.

LIST OF BOOKS:

- 1) Constitution of Islamic Republic of Pakistan, 1973.
- 2) Khyber Pakhtunkhwa Civil Servants Pension Rules & Orders.
- 3) Khyber Pakhtunkhwa Khasadar Force Act, 2019.
- 4) Law books as per need.



Advocate

CERTIFIED TO BE TRUE COPY

EXAMINER
Peshawar High Court, Peshawar
Authorized Under Article 8, 7 of
the Qanoon-e-Shahadat Act 1984

12 JUL 2024

IN THE PESHAWAR HIGH COURT, PESHAWAR

6

W.P.No. _____ / 2024

Wajid.....Petitioner

Versus

The Govt. of Khyber Pakhtunkhwa
through Secretary Health and others..... Respondents

AFFIDAVIT

I, Wajid S/o Jehan Zeb Khan R/o Mohallah Zaman Khel,
Post Office Khas, Nowshera Kalan, District Nowshera.
(Petitioner), do hereby solemnly affirm and declare on oath that
the contents of accompanying Writ Petition are true and correct
to the best of my knowledge and belief and nothing has been
concealed from this Hon'ble Court.

Deponent

CNIC No.17201-7479143-9

Cell No.0326-9795293

Identified by:

Mohsin Farooq
Advocate High Court

4775

Certified that the above was read and ratified on solemn
affirmation before me in office, this 16
day of Feb 2024 by Hajid
s/o Jehan zeb Khan R/o Mohallah Zaman Khel
who was identified by Mohsin Farooq
Who is personally known to me:

16/2/2024
Commissioner
Peshawar High Court, Peshawar

CERTIFIED TO BE TRUE COPY

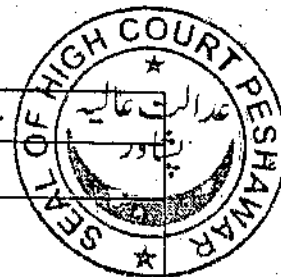
EXAMINER
Peshawar High Court, Peshawar
Authorized Under Article 11, 7 of
the Qanun-e-Shahadat Act 1984



12 JUL 2024

PESHAWAR HIGH COURT, PESHAWAR

ORDER SHEET

1



Date of Order of Proceedings	Order or other Proceedings with Signature of Judge(s).
1	2
25.04.2024	<p><u>W.P 967/2024 With IR.</u></p> <p>Present: Mr Mohsin Farooq, Advocate, for the petitioner.</p> <p>Mr. Javed Ullah, AAG, for the official respondents along with Dr. Asghar Khan Principal Medical Office.</p> <p>*****</p> <p><u>IJAZ ANWAR, J.</u> Perusal of the record depicts that in the comments the respondents have brought on record the order of termination of service of the petitioner. Since, the petitioner is already terminated from service, as such, it would be appropriate that he may question the impugned order of termination from service and may avail the remedy available to him under the law.</p> <p>If he is so advised.</p> <p>2. This writ petition is disposed of in the above manner.</p> <p><u>Announced</u> <u>Dt:25.04.2024</u></p> <p style="text-align: right;">  Senior Puisne Judge </p> <p style="text-align: right;">  Judge </p>

1688

Date of Presentation of Application 12/7/2024 (Amir Shehza) (DB) Hon'ble Mr. Justice Ijaz Anwar and Hon'ble Mr. Justice Shahid Khan

No of Pages 7

Copying fee 28-00

Total 28-00

Date of Preparation of Copy 12/7/2024

Date of Delivery of Copy 12/7/2024

Removal fee 0-10

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EXAMINER
 Peshawar High Court, Peshawar
 Attended Under Article 17 of
 the Constitution of Pakistan 1973

12 JUL 2024

Annex 'F'

18

**DIRECTORATE GENERAL HEALTH SERVICES
KHYBER PAKHTUN KHWA PESHAWAR**



No. 2986 / Personnel Date: 04/12/2024

To: The District Health Officer
Nowshera.

Subject: DEPARTMENTAL APPEAL AGAINST THE ORDER DATED 04-12-2023
COMMUNICATED TO THE APPELLANT ON 25-04-2024, DURING
HEARING OF HIS WRIT PETITION NO. 967/2024, VIDE WHICH THE
APPELLANT HAS BEEN TERMINATED WITH IMMEDIATE EFFECT

Memo

Enclosed please find herewith a copy of an application submitted by Mr. Vajid Ex-Ward Attendant which is self explanatory for further necessary action with the remarks to furnish your comments in this regard alongwith all relevant documents/ proceedings so as to proceed further in the matter.

[Handwritten signature]

BY: DIRECTOR (ADMN)
DIRECTORATE GENERAL HEALTH
SERVICES, KP PESHAWAR.

[Handwritten signature]

Attested to be true
[Signature]
Copy

Attested to be true
C.S.

(performing his duties)

That thereafter, the appellant was medically examined and when

fulfilling all the codal formalities vide order dated 30.06.2022.

2 That the appellant was appointed as Ward Attendant (BPS-4) after

hailing from District Nowshera.

1 That appellant is a peaceful and law abiding citizen of Pakistan.

The appellant humbly submit as under:

Respected Sir,

ON ACCEPTANCE OF INSTANT DEPARTMENTAL APPEAL, THE TERMINATION ORDER DATED: 25-01-2024, MAY KINDLY BE SET-ASIDE AND THE APPELLANT MAY KINDLY BE RE-INSTATED IN SERVICE WITH ALL BACK AND CONSEQUENTIAL BENEFITS.

PRAYER:

IMMEDIATE EFFECT.

APPELLANT HAS BEEN TERMINATED WITH

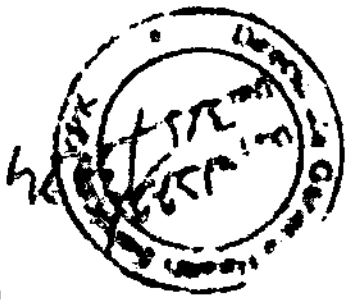
WRT PETITION NO. 967/2024, VIDE WHICH THE

APPELLANT ON 25-01-2024, DURING HEARING OF HIS

DATE: 04-12-2023 COMMUNICATED TO THE

SUBJECT: DEPARTMENTAL APPEAL AGAINST THE ORDER

Director General,
Health Services,
Khyber Pakhtunkhwa
Peshawar



19

19

To,

Director General,
Health Services,
Khyber Pakhtunkhwa
Peshawar

SUBJECT: DEPARTMENTAL APPEAL AGAINST THE ORDER
DATED: 04-12-2023 COMMUNICATED TO THE
APPELLANT ON 25-04-2024, DURING HEARING OF HIS
WRIT PETITION NO. 967/2024, VIDE WHICH THE
APPELLANT HAS BEEN TERMINATED WITH
IMMEDIATE EFFECT.

PRAYER:

ON ACCEPTANCE OF INSTANT DEPARTMENTAL
APPEAL THE TERMINATION ORDER DATED: 25-04-
2024, MAY KINDLY BE SET-ASIDE AND THE
APPELLANT MAY KINDLY BE RE-INSTATED IN
SERVICE WITH ALL BACK AND CONSEQUENTIAL
BENEFITS.

Respected Sir,

The appellant humbly submit as under;

1. That appellant is a peaceful and law abiding citizen of Pakistan hailing from District Nowshera.
2. That the appellant was appointed as Ward Attendant (BPS-4) after fulfilling all the codal formalities vide order dated 30.06.2022.
3. That thereafter, the appellant was medically examined and when found fit, submitted his arrival report on 01.07.2022 and started performing his duties.

Attested to be true
Copy

21

4. That his bank account was also opened on the letter of DHO Nowshera dated: 24-10-2023, so as to pay him his due salary.

5. That since his appointment the appellant performed his services due diligently and honestly, but even though he was not paid salary by the respondents. The appellant approached and requested the DHO Nowshera for payment of his salary, but no positive response was made by the respondents.

6. That the appellant was constrained to file writ petition bearing No. 967-P/2024 for the release of his salary. The respondents therein were summoned with directions to file parawise comments which were accordingly filed by respondent No. 02, and the matter was fixed for hearing for 25-04-2024. During the course of arguments it was transpired from the comments so filed by the DHO Nowshera that he had been terminated (in-back dates) vide office order dated: 04-12-2023.

7. That keeping in view the fresh development, the writ petition was disposed off leaving the appellant at liberty to avail the remedy if he so desires.

8. That the back dated termination letter dated 04-12-2023 is illegal, unlawful and is liable to be set aside inter alia on the following grounds.

GROUND:

A. That the appellant has not been treated in accordance with law on the subject hence his right secured and guaranteed under the Constitution of Pakistan 1973 are badly violated.


Attested to be true
8/09/24

- 22
- B. That the appellant never committed any act or omission which could be termed as misconduct even than his salaries were initially stopped and when he approached the Hon'ble Peshawar High Court Peshawar he was terminated with back dated letter which by it self is a illegal act on the part of the DHO Nowshera.
- C. That it is pertinent to mention here that he was on the roll of the department at the time of filing his writ petition, however, when the notice was served upon the DHO Nowshera he in revenge, terminated him in back-dates which is ineffective upon the rights of the appellant.
- D. That even otherwise no proper procedure was adopted by the department prior to termination. Not a single explanation letter or termination letter was ever communicated to the appellant.
- E. That no proper inquiry was conducted in the matter to dig out the real truth and the impugned order was passed just to torture the appellant.
- F. That the appellant want to be heard in person.

It is therefore most humbly prayed that on acceptance of instant departmental appeal the order dated 04-12-2023 may kindly be set-aside and the appellant may kindly be reinstated in service with all back and consequential benefits.

Dated: 03/05/2024

Appellant

Wajid 
Ex-Ward Attendant
DHO Nowshera
Cell: 0326-9795293


Attested to be true
Wajid

7

POWER OF ATTORNEY

In the court of Service Tribunal,

Wajid, Ex-ward

Versus

Sec. to Govt.

..... Petitioner/Plaintiff/Appellant

..... Respondent/Defendant

KNOW ALL to whom these presents shall come that I the undersigned appoint:


Mr. YASIR SALEEM, Advocate Supreme Court of Pakistan, (herein after called the advocate) to be the Advocate for the Petitioner/Plaintiff/Appellant or Respondent/Defendant in the above mentioned case, to do all the following acts, deeds and things or any of them, that is to say imran ullah
adv

- 1) To act and plead in the above mentioned case in this court or any other Court in which the same may be tried or heard in the first instance or in appeal or review or execution or in any other stage of its progress until its final decision.
 - 2) To sign, verify and present pleadings, appeals, cross-objections, petitions for execution, review, revision, withdrawal, compromise or other petition or affidavits or other documents as shall be deemed necessary or advisable for the prosecution of said case in all its stages.
 - 3) To withdraw or compromise in the said case or submit to arbitration any difference or dispute that shall arise touching or in any manner relating to the said case.
 - 4) To receive money and grant receipts therefore and to do all other acts and things which may be necessary to be done for the progress and the course of the prosecution of the said case.
 - 5) To engage any other Legal practitioner authorizing him to exercise the power and authorities hereby conferred on the Advocate whenever he may think fit to do so.
- AND I hereby agree to ratify whatever the Advocate or his substitute shall do in the promises.

AND I hereby agree not to hold the Advocate or its substitute responsible for the result of the said case and in consequence of his absence from the court when the said case is called up for hearing

AND I hereby that in the event of the whole or any part of the fee agreed by me to be paid to the Advocate remaining unpaid, He shall be entitled to withdraw from the prosecution of the said case until the same is paid.

IN WITNESS WHEREOF I hereunto set my hand to these presents the contents of which have been explained to and understood by me, this _____ day of _____ 2023.

Executant/Executants 

Accepted subject to the terms regarding Professional Fee



Be-21-4806

48
YASIR SALEEM

Advocate Supreme Court of Pakistan
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