

BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR
SERVICE APPEAL NO. 228 OF 2024

1. Secretary to Govt. of Khyber Pakhtunkhwa Health Department
2. Medical Superintendent DHQ Hospital District Nowshera.
3. District Health Officer District Nowshera
4. Director General Health Services Khyber Pakhtunkhwa..... Applicants

Versus

Fayaz Muhammad S/O Fida Muhammad R/O DHQ Hospital Nowshera
..... Respondent

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Deponent

(Dr. Muhammad Saleem)

Director General Health Services

Khyber Pakhtunkhwa

APPLICANTS NO. 1 to 4

BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR
SERVICE APPEAL NO. 228 OF 2024

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 16371

Dated 07-10-24

1. Secretary to Govt. of Khyber Pakhtunkhwa Health Department
2. Medical Superintendent DHQ Hospital District Nowshera.
3. District Health Officer District Nowshera
4. Director General Health Services Khyber Pakhtunkhwa..... Applicants

Versus

Fayaz Muhammad S/O Fida Muhammad R/O DHQ Hospital Nowshera
.....Respondent

APPLICATION FOR PERMISSION TO SUBMIT JOINT PARAWISE
COMMENTS, ^{ON} SETTING ASIDE EX-PARTE ORDER DATED
14/05/2024

Respectfully Sheweth,

1. That the above cite case is pending in the Honorable Tribunal and is fixed for hearing on 06/11/2024.
2. That the applicants received the summon alongwith Service Appeal for submission of reply on 11/03/2024.
3. That the absence of the representative of the applicants was not intentional or will-full but due to busy in some others routine cases in the Honorable Tribunal.
4. That no prejudice will be cost to the respondent if orders dated 14/05/2024 set aside rather it would offer an opportunity for the appellants to put forth their side of facts before this Honorable Tribunal. So that this Honorable Tribunal may reach at the just and proper decision of the case.

It is therefore humbly prayed that the Ex-Party order dated 14/05/2024 may kindly be set aside in the interest of justice, and applicants please be allowed to file / submit parawise comments.

(Appellants through)



(Dr. Muhammad Saleem)
Director General Health Services
Khyber Pakhtunkhwa

APPLICANTS No. 1 to 4

**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR
SERVICE APPEAL NO. 228 OF 2024**

1. Secretary to Govt. of Khyber Pakhtunkhwa Health Department
2. Medical Superintendent DHQ Hospital District Nowshera.
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Versus

Fayaz Muhammad S/O Fida Muhammad R/O DHQ Hospital Nowshera
.....**Respondent**

Affidavit

I, Dr. Muhammad Saleem, Director General Health Services, Khyber Pakhtunkhwa, Peshawar, do hereby solemnly affirm that the contents of the Application is true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Tribunal.



Deponent

(Dr. Muhammad Saleem)
Director General Health Services
Khyber Pakhtunkhwa

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BEFORE THE HON'BLE SERVICE TRIBUNAL
PESHAWAR

In Re S.A No. 228 /2024

Electro medical Tech.

Fayaz Muhammad S/o Fida Muhammad DHQ
Hospital Nowshera

...Appellant

VERSUS

1. Secretary Health Govt of KPK Health Deptt.
Peshawar.
2. Medical Superintendent DHQ Hospital District
Nowshehra.
3. District Health Officer District Nowshera.
4. District Account Officer District Nowshera.
5. Account Section DHQ District Nowshera.
6. Director General Health Service, Khyber
Pakhtunkhwa, Peshawar.

...Respondents

APPEAL U/S-4 OF THE KHYBER
PAKHTUNKHWA SERVICES TRIBUNAL ACT
1974 FOR DIRECTING THE RESPONDENTS TO
RELEASE THE MONTHLY SALARIES OF
APPELLANT FOR THE POST OF ELECTRO
MEDICAL TECHNICIAN W.E.F 14/07/2022 TILL
DATE AND ONWARDS AND AGAINST NOT

28.03.2024 01. Learned counsel for the appellant present. Mr. Umair Azam,
Additional Advocate General for the respondents present.

02. Reply/comments on behalf of respondents not submitted.
Learned Additional Advocate General seeks time to contact the
respondents for submission of reply/comments. Granted. To come up
for reply/comments as well as preliminary hearing on 14.05.2024
before S.B. P.P given to the parties.

(Muhammad Akbar Khan)
Member (E)

Kamranullah

14th May. 2024 1. Junior to counsel for the appellant and Mr. Umair Azam,
Additional Advocate General present.

2. There is no representative of the respondents nor the reply
has been submitted. Therefore, respondents are placed ex-parte.
The appeal is admitted to full hearing subject to all just and legal
objections. Appellant is directed to deposit security fee, within
three days. To come up for ex-parte arguments on 25.07.2024
before D.B. P.P given to the appellant's junior counsel.

(Kalim Arshad Khan)
Chairman

*Mutazem Shuh *



**DIRECTORATE GENERAL HEALTH SERVICES
KHYBER PAKHTUNKHWA PESHAWAR**

*All communications should be addressed to the Director General Health Services
Peshawar and not to any official by name
Office # 091-9210269 Fax # 091-9210230*

AUTHORITY LETTER

Muhammad Yousaf Jamal Focal Person Litigation Section Directorate General Health Services Khyber Pakhtunkhwa is hereby authorized to attend/defend the court cases and file Parawise Comments / Reply on behalf of the undersigned before the Honorable Khyber Pakhtunkhwa Service Tribunal and its Camp Courts.

**Director General Health Services
Khyber Pakhtunkhwa, Peshawar**