

**BEFORE THE WORTHY REGISTRAR SERVICE TRIBUNAL**  
**KHYBER PAKHTUNKHWA, PESHAWAR**

Muhammad Rasool.....Vs.....IG Prison & others

**APPLICATION FOR FIXATION OF INSTANT**  
**APPEAL WITH APPEAL NO. 1918/2023 TITLED**  
**ISHAN ULLAH.....VS.....IG PRISON.**

Khyber Pakhtunkhwa  
Service Tribunal

Case No. 16229

Dated 01-10-2024

**Respectfully Sheweth**


1. That the above titled appeal No. 612/23 was fixed for reply of respondents on 30.09.2024, worth to roof that reply/comments of respondent had already been received.
2. That appellant in appeal No. 612/23 and in another appeal No. 1918/23 are out of the same inquiry conducted by respondent department. Hence, to avoid legal complication equity, justice and law demands to hear the appeal on the same day by the same bench.
3. That another similar appeal No. 1918/23 are fixed for arguments on 09.10.2024 before division bench at swat therefore the instant appeal may also be fixed on the same day at swat for ends of justice.

4. That both the appellants were serving as sweepers at district Timergara Jail.
5. That there is no legal bar on fixation of the instant appeal with appeal No. 1918/23.

It is therefore most humbly prayed that on acceptance of the instant application the instant appeal may kindly be clubbed and fixed with appeal No. 1918/23 for ends of justice.

Applicant

Through

  
**MUJEEB ULLAH**  
Advocate High Court



(1)

**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL PESHAWAR.**

Service Appeal No. 612/2023.

Khyber Pakhtunkhwa  
Service Tribunal

History No. 4029

Dated 3/3/2023

Muhammad Rasool Khan S/O Muhammad Ayub presently Serving as  
Sweeper BPS-3 District Jhail Timergara Lower Dir.

**APPELLANT**

**VERSUS**

1. Govt; of Khyber Pakhtunkhwa through Secretary Home & Tribal Affairs Department, Secretariat Peshawar.
2. Inspector General of Prison Khyber Pakhtunkhwa, Peshawar
3. Deputy Director (E) Prison Khyber Pakhtunkhwa, Peshawar
4. Superintendent District Jhail, Timergara Lower Dir.

.....**RESPONDENTS**

**APPEAL UNDER SECTION-4 OF THE KHYBER  
PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST  
THE IMPUGNED ORDERS DATED 26/01/2023 WHEREBY  
PENALTY OF STOPPAGE OF TWO ANNUAL INCREMENTS  
WITH IMMEDIATE EFFECT HAS BEEN IMPOSED ON THE  
APPELLANT.**

~~File No. 612~~  
Prayer:

3/3/2023

By accepting the instant appeal, the impugned order dated 26/01/2023  
of 20/10/2022 may kindly be set aside and the respondents may kindly be directed to  
restore the forfeited increments. Any other relief, which this honorable  
court deems fit and appropriate, may also be granted to the appellant for  
the ends of justice.

**ATTESTED**

EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

01-10-2024



S.A No. 612/2023


24<sup>th</sup> July, 2024

Learned counsel for the appellant present.

Preliminary arguments heard.

Points raised need consideration, hence the appeal in hand is admitted to regular hearing subject to all legal and valid objections by the opposite side. The appellant is directed to deposit security fee within 10 days. Respondents be summoned through TCS, the expenses of which shall also be deposited by the appellant within 10 days, whereafter notices be issued to the respondents. To come up for written reply/comments on 16.08.2024 before the S.B. Parcha Peshi given to the appellant.


SCANNED  
KPST  
Peshawar

  
(Aurangzeb Khattak)  
Member (Judicial)

\*Naeem Amin\*

16.08.2024 1. Learned counsel for the appellant present. Mr. Arshad Azam, Assistant Advocate General alongwith Mr. Suleman, Senior Instructor for the respondents present.

2. Reply/comments on behalf of respondents not submitted Representative of the respondents requested for time to submit reply/comments. Granted. To come up for reply/comments on 09.09.2024 before S.B. P.P given to the parties.

  
(Muhammad Akbar Khan)  
Member (E)

ATTESTED

EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

01-10-24

SCANNED  
KPST  
Peshawar

