

**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE**

**TRIBUNAL PESHAWAR**

**SERVICE APPEAL NO. 2034 OF 2023**

1. District Health Officer Kohat.
2. Director General Health Services Khyber Pakhtunkhwa Peshawar
3. Secretary Health Govt. of Khyber Pakhtunkhwa Peshawar

..... **Applicants**

Versus

Muhammad Qasim, Clinical Technician (Pathology) Rural Health Centre,  
Chorlakkhi District Kohat, ..... **Respondent**

**Index**

S.No.	Description of Documents	Annex	Pages
1	Application		1
2	Affidavit		2
3	Service Appeal 1 <sup>st</sup> Page		3
4	Order Dated 13/08/2024		4
5	Authority Letter		5

**Deponent**



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

**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE**

**TRIBUNAL PESHAWAR**

**SERVICE APPEAL NO. 2034 OF 2023**

Khyber Pakhtunkhwa  
Service Tribunal

Date No. 15714

Dated 11-09-24

1. District Health Officer Kohat.
2. Director General Health Services Khyber Pakhtunkhwa Peshawar
3. Secretary Health Govt. of Khyber Pakhtunkhwa Peshawar

.....**Applicants**

Versus

Muhammad Qasim, Clinical Technician (Pathology) Rural Health Centre,  
Chorlakki District Kohat.....**Respondent**

**APPLICATION FOR REMITTANCE OF COST IMPOSED DATED  
13/08/2024**

Respectfully Sheweth,

1. That the above cite case is pending in the Honorable Tribunal and is fixed for hearing on 25/09/2024.
2. That the applicants received the summon alongwith Service Appeal for submission of reply on 29/11/2023.
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 13/08/2024 set aside, rather, it would offer an opportunity for the applicants 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.

Due non-availability of the specific head of account to pay of the cost of Rs: 5000/- It is therefore humbly prayed that remit the penalty imposed on 13/08/2024 may kindly be set aside in the interest of justice, and applicants please be allowed to file / submit parawise comments.

(Applicant through)



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

**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE**  
**TRIBUNAL PESHAWAR**  
**SERVICE APPEAL NO. 2034 OF 2023**

1. District Health Officer Kohat.
2. Director General Health Services Khyber Pakhtunkhwa Peshawar
3. Secretary Health Govt. of Khyber Pakhtunkhwa Peshawar

..... **Applicants**

Versus

Muhammad Qasim, Clinical Technician (Pathology) Rural Health Centre,  
Chorlakkai District Kohat..... **Respondent**

**Affidavit**

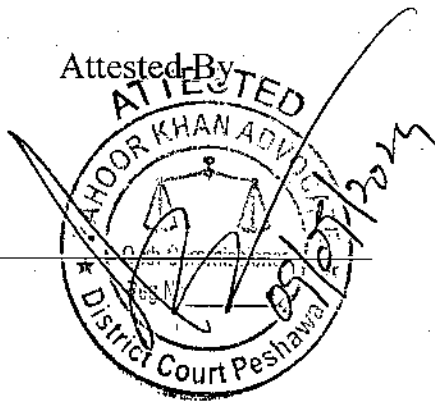
I, Dr. Muhammad Saleem, Director General Health Services, Khyber Pakhtunkhwa, Peshawar, do hereby solemnly affirm that the contents of the Application is true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Tribunal.

**Deponent**



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

Attested By



(1)

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

Service Appeal No 2034/2023

Muhammad Qasim, Clinical Technician (Pathology), Rural Health Centre, Chorlakki, District Kohat. .... **Appellant**

**V E R S U S**

1. District Health Officer, Kohat.
2. Director General, Health Services, Govt. of Khyber Pakhtunkhwa,, Peshawar.
3. Secretary, Health Department, Govt. of Khyber Pakhtunkhwa, Peshawar. .... **Respondents**

**APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT 1974 AGAINST THE NON-PAYMENT OF SALARIES THE APPELLANT AND AGAINST WHICH DEPARTMENTAL APPEAL OF THE APPELLANT HAS NOT BEEN RESPONDED SO FAR DESPITE THE LAPSE OF MORE THAN THE STATUTORY PERIOD OF NINETY DAYS.**

**PRAYER:-**


On acceptance of this appeal the Omissions and commissions may kindly be declared illegal and respondents may kindly be directed to release the appellant his monthly salaries, with effect from 01-01-2017 till date and onwards with all service benefits.

**Respectfully Submitted:-**

1. That the appellant is the permanent resident of District Kohat who passed his Secondary School Certificate in the year 2010, Higher Secondary School Certificate in the year 2014 and obtained his two years Diploma in Pathology in the year 2012. The appellant was appointed as Junior Clinical Technician (Pathology) by respondent No 1 vide Office Order dated 05-02-2013 who after being medically fit, reported arrival and was directed to report to Rural Health Centre Chorlakki where the appellant reported arrival accordingly. Since appointment the appellant performed his duties with honesty and full devotion and to the entire satisfaction of his high ups. **(Copies of Educational Testimonials, Office Order dated 05-02-2013, Medical Certificate & Arrival Reports are enclosed as Annexure A & B).**

13.08.2024 1. Learned counsel for the appellant present. Mr. Muhammad Jan, District Attorney alongwith Mr. Safiullah, Focal Person for the respondents present.

2. Reply/comments on behalf of respondents not submitted. On previous so many occasion opportunities were granted to the respondents to submit reply/comments but they failed to submit reply/comments. Today representative of the respondents requested for further time to submit reply/comments. Granted with direction to the respondents to submit reply/comments on the next date positively, failing which the next adjournment shall be granted subject to payment of costs of Rs. 5000/-. Adjourned. To come up for reply/comments as well as preliminary hearing on 25.09.2024 before S.B. P.P given to the parties.

  
(Muhammad Akbar Khan)  
Member (E)



**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**