


Form-A
FORM OF ORDERSHEET

Court of _____

Case No. 1957 /2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	15.10.2024	<p>As per direction of the Hon'ble Member Judicial the present appeal is fixed for preliminary hearing before touring Single Bench at D.I.Khan on 22.10.2024. Counsel for the appellant has been informed telephonically.</p> <p style="text-align: right;"> REGISTRAR</p>

Respected Madam,

It is submitted that the present appeal was returned to counsel for the appellant for removing the deficiencies. Today i.e. 14.10.2024 the learned counsel re-filed the appeal without removing the objection with a note of request.

The appeal is now submitted to your honor under rules 7 (c) of the Khyber Pakhtunkhwa Service Tribunal rules 1974 for appropriate order please.

Amal Khatun
Addl. Registrar

Hon'ble Member-J

File it before SB for

R
15/10/24

The appeal of Mr. Muhammad Imran received today i.e on 04.09.2024 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

① Copy of impugned promotion order of respondent no.3 is not attached with the appeal be placed on it.

No. 773 /Inst./2024/KPST,

Dt. 12/9 /2024.


OFFICE ASSISTANT
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.


Qaiser Rahim Adv.
High Court at D.I.Khan.

Honorable Sir,

~~Dear~~ The Petitioner applied for copies of impugned Promotion Order of Respondent No 3 on 03 ⁶/₂₄ (Reference Page 17/18) to Respondent No 2, however till date they are refusing to provide copies. Hence Para No ~~11~~ of our appeal was the reason of our knowledge and in this regard Page 19/20 are ~~the~~ the source of our knowledge. Hence added. Submitted as directed please.

Yours Truly




Qaiser - Rahim
Advocate High Court
02/10/24

BEFORE THE SERVICE TRIBUNAL,
KHYBER PAKHTUNKHWA, PESHAWAR

Service Appeal No. ¹⁹⁵⁷ of 2024

Muhammad Imran Appellant

Versus

Commissioner Dera Ismail Khan and Others

Respondents

I N D E X

S #	Particulars	Annexure	Pages
1.	Copy of Service Appeal	—	01-06
2.	Memo of addresses of the parties	—	07
3.	Affidavit & Certificate	—	08-09
3.	Copy of Order No 996/BC (R) Dated 30/7/2015	<u>A</u>	10
4.	Copy of Order Dated 15/2/19 regarding appointment of Respondent No 3	<u>B</u>	11
5.	Copy of the Seniority List	<u>C</u>	12-13
6.	Copy of the Departmental Appeal Dated 13.05.2024	<u>D</u>	14
7.	Copy of Letter Dated 16/5/2024 by Respondent No 1	<u>E</u>	15
8.	Wakalatnama		16

Dated:- ____ .09.2024

Muhammad Imran
Muhammad Imran Son
of Rafi Ud Din (Naib Qasid at
DC Office Dera Ismail Khan)
Address:- Basti Nada Ali Shah
Near. Police Lines Dera Ismail
Khan

~~Through Counsel
Qaiser Rahim
Advocate High Court
Dera Ismail Khan~~

Saree-ul-Ehsan
Advocate High Court
Dera Ismail Khan

①

BEFORE THE SERVICE TRIBUNAL, KHYBER
PAKHTUNKHWA, PESHAWAR

1957
Service Appeal No. of 2024

Muhammad Imran Son of Rafi Ud Din (Naib Qasid at DC Office Dera Ismail Khan) Address:- Basti Nada Ali Shah Near Police Lines Dera Ismail Khan

Appellant

VERSUS

1. **Commissioner Dera Ismail Khan**
2. **Deputy Commissioner Dera Ismail Khan**
3. **Mr Fazal Qadir Naib Qasid /Now Muharrir Deputy Commissioner Office Dera Ismail Khan**

Respondents

Q1.

SERVICE APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AIMED AGAINST THE MINUTES OF DEPARTMENTAL PROMOTION COMMITTEE AND ILLEGAL PROMOTION ORDER OF MR FAZAL QADIR FROM NAIB QASID TO MUHARRIR WITH REQUEST TO SET ASIDE/STRUCK DOWN THE SAME AND ALSO AGAINST THE DEPARTMENTAL APPEAL'S REJECTION ORDERS (IF ANY) AND TO DIRECT THE RESPONDENTS TO PROMOTE THE APPELLANT ALONG WITH ALL CONSEQUENTIAL BENEFITS FROM THE DATE OF DPC.

2

PRAYER IN SERVICE APPEAL

- a) On acceptance of instant service appeal, this Tribunal may be pleased to direct the respondents to direct the respondents to promote the appellant along with all consequential benefits from the date of DPC.
- b) To grant any other relief *ex debito justitiae* due to the Appellant may please be extended in his favour as against the Respondents.

Note:- Addresses given above shall suffice the object of service

Respectfully Sheweth,

The Appellant humbly submits as under:-

1. That Appellant was appointed as Naib Qasid (BPS-03) in the Office of the Deputy Commissioner Dera Ismail Khan vide appointment Letter No 996/BC (R) Dated 30/7/2015 . Copy of Order is enclosed as Annexure-A.
2. That the Respondent No 3 was also appointed as Naib Qasid vide Order Dated 15/2/2019. Copy of Order is enclosed as Annexure-B.
3. That the appellant from the date of appointment till date served the Department with devotion and un-blemished service record without any complaint in credit and through out the service served the Superior with zest and zeal.
4. That the appellant in order to get Higher degrees in Education has passed the FA intermediate exam.
5. That as per the Seniority list issued on 22/6/2022 issued by the Deputy Commissioner Dera Ismail Khan, the appellant was placed at Serial No 26. Copy of the Seniority List is enclosed as Annexure-C.

10

6. **That** the appellant wants to highlight that there are different Head of accounts for appointment of Officials in the Department such as Head No D14336 is for Roadkahi while for the District Level Head of account is D161147.
7. **That** at the time of DPC two posts of Reader/Muharrir (BPS-07) were lying vacant in the Head No D14336 while One post of Junior Clerk (BPS-11) was lying vacant in the Head No D16147 out of which One Muhammad Arif Muharrir Reader/Muharrir BPS 07 was promoted to Jr.Clerk BPS 11 in the Head No D16417 so leaving three posts of Reader/Muharrir lying vacant in the Head No D14336.
8. **That** as per DSC and DPC on the two vacant posts of Reader/Muharrir in the Head No D14336, One Muhammad Huzaifa was appointed as Reader/Muharrir under the deceased son quota while the second vacant post was filled in by appointment of One Mudassir Nawaz on the quota reserved for incapacitated persons on medical grounds.
9. **That** on the third vacant seat of Reader/Muharrir (BPS-07) the Respondent No 3 (Naib Qasid BPS-03) whom was at Sr No 34 of the Seniority list Dated 22/6/2022 was promoted in the Head No 16147 by superseding the appellant whom was placed at Sr.No 26 in the Seniority list and was Senior to Respondent No 3.
10. **That** the Respondent No 1 & 2 totally concealed the above mentioned process of DPC and no one was informed of this action which was totally illegal and ineffective upon the rights of the appellant.
11. **That** the appellant came to know regarding this action from the pay slip of Respondent No 3 and after that the appellant initiated the process to question the act of the Respondent No 1 & 2 and to accept the appellant being senior to Respondent No 3.

12. That at last, the appellant assailed/question the same by filing departmental appeal vide appeal Dated 13.05.2024, however, the same has not been responded. Copy of the Departmental Appeal Dated 13.05.2024 is enclosed as Annexure D.

13. That the Departmental appeal of the appellant was marked by the Respondent No. 1 to Respondent No 2 vide Letter Dated 16/5/2024 however till date no action was taken. Copy of the Letter Dated 16/5/2024 is enclosed as Annexure E.

14. That the appellant requested several time verbally and in writing to provide the record to the appellant however the respondent No 1 & 2 refused to do so.

15. That now the appellant wants to assail/question the action of the Respondent No. 1 & 2 by filing instant service appeal on the following grounds: -

G R O U N D S

Di

- a. That the act of the Respondent No 1 & 2 of not promoting the appellant is against law, facts of the case and material available on the record, hence, not tenable in the eyes of law. Thus, the Promotion Order of the Respondent No 3 is illegal and against law.
- b. That as the appellant has already been notified as Senior to the Respondent No 3 in the Seniority list.
- c. That the appellant is legally entitled to be promoted with all back benefits.
- d. That at the moment the promotion of the Respondent No 3, having no legal sanctity and liable to be set aside with back date Promotion to the appellant.

e. **That** after insertion of Article-10(A) through 19th Amendment of the Constitution of Islamic Republic of Pakistan, 1973, it was inalienable fundamental rights of the undersigned to be dealt with in accordance with law and due process along with fair treatment be given to the Appellant.

f. **That** the Appellant rendered services with unblemished service record and it is great injustice to negate the services of the Appellant in such like manner and at the time when the appellant is entitled for the promotion being Senior to Respondent No 3. The impugned action amounts to convict a person without evidence and trial which is against the spirit of fundamental rights guaranteed in Chapter-1 by the Constitution of Islamic Republic of Pakistan, thus the impugned action needs to be rectified by issuing Promotion Order of the appellant with all back benefits.

g. **That** the instant Service appeal is being preferred within statutory period after the verbal rejection of the final mercy Petition as envisaged under the law, thus needs acceptance having sound and legal footings.

h. **Counsel** for Appellant may please be allowed to urge additional grounds at the time of final hearing.

It is, therefore, most humbly prayed that on acceptance of instant departmental appeal, the respondents may please be


directed to issue Promotion Order of the Appellant from the date of DPC with all consequential and back benefits.

Dated:- ____ 09.2024

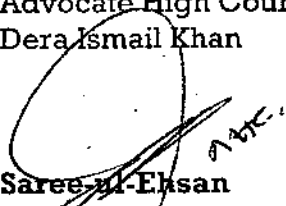


Muhammad Imran Son
of Rafi Ud Din (Naib Qasid at
DC Office Dera Ismail Khan)
Address:- Basti Nada Ali Shah
Near Police Lines Dera Ismail
Khan

Through Counsel



Qaiser Rahim
Advocate High Court
Dera Ismail Khan



Saree-ul-Ehsan
Advocate High Court
Dera Ismail Khan

BEFORE THE SERVICE TRIBUNAL,
KHYBER PAKHTUNKHWA, PESHAWAR

Service Appeal No. of 2024

Muhammad Imran Appellant

Versus

Commissioner Dera Ismail Khan and Others

Respondents

SERVICE APPEAL

MEMO OF ADDRESSES OF THE PARTIES

APPELLANT

Muhammad Imran Son of Rafi Ud Din (Naib Qasid at DC Office Dera Ismail Khan) Address:- Basti Nada Ali Shah Near Police Lines Dera Ismail Khan

RESPONDENTS

- 1. Commissioner Dera Ismail Khan**
- 2. Deputy Commissioner Dera Ismail Khan**
- 3. Mr Fazal Qadir Naib Qasid /Now Muharrir Deputy Commissioner Office Dera Ismail Khan**

Dated:-___.09.2024 Your Humble Appellant



Muhammad Imran Son of Rafi Ud Din (Naib Qasid at DC Office Dera Ismail Khan) Address:- Basti Nada Ali Shah Near Police Lines Dera Ismail Khan

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

Service Appeal No. of 2024

Muhammad Imran **Appellant**

Versus

Commissioner Dera Ismail Khan and Others

Respondents

AFFIDAVIT

I, **Muhammad Imran** , Naib Qasid DC Office Dera Ismail Khan the
Appellant, do hereby solemnly affirm and declare on Oath:-

1. **That** accompanying service appeal has been drafted by my
Counsel following my instructions
2. **That** all Para wise contents of the service appeal are true and
correct to the best of my knowledge, belief and information;
3. **That** nothing has been deliberately concealed from this August
Tribunal nor anything contained therein is based on exaggeration
or distortion of facts.

Handwritten signature and date: 09/09/24

Dated:- ____ .09.2024

Handwritten signature of the deponent
Deponent

09

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

Service Appeal No. of 2024

Muhammad Imran Appellant

Versus

Commissioner Dera Ismail Khan and Others

Respondents

SERVICE APPEAL

CERTIFICATE

Certified that this is first ever service appeal involving the instant subject matter and that the Petitioner has not filed any other petition or service appeal earlier in this tribunal regarding the above stated controversy.

Appellant

Note:-



Service Appeal with annexures along with Six sets thereof are being presented in Six separate enclosed covers.


Counsel for Appellant

OFFICE OF THE
DEPUTY COMMISSIONER
DERA ISMAIL KHAN

10
Annexure
- 4. A²

Phone #: 0966-9280115-16 / Fax #: 0966-9280110

No 996 /BC (R)

DIKhan Dated: 30/07/2015

OFFICE ORDER:-

Mr. Muhammad Imran, S/o Rafi ud Din, r/o Basti Nad Ali Shah, Tehsil & District DIKhan, working as Naib Qasid on temporary basis in Kamar Fund Rod Kohi office, DIKhan is hereby appointed as Naib Qasid in BPS-01 plus usual allowances admissible under the Rules on purely temporary basis against the vacant post of Naib Qasid in Rod Kohi Office, DIKhan attached with Deputy Commissioner, DIKhan on the following terms and conditions:-

- 1- That the appointment is ordered under the Government's appointment Policy and Civil Servants Amendment Act, 2012.
- 2- That the appointment is subject to the declaration of medically fit for the Government service by the Medical Superintendent DHQ, Teaching Hospital, DIKhan and produce his Medically fitness Certificate before reporting his duty at the Superintendent office, DIKhan along with original certificates in connection with his Qualification, Domicile etc.
- 3- That he will be governed by such approved orders as may be issued by the Government of Khyber Pakhtunkhwa from time to time in the category of Government Servants to which belong.
- 4- If he accepts the above offer of appointment on the above conditions, he should report for duty within 15 days after the receipt of this order, failing which his order will be considered as cancelled.

DEPUTY COMMISSIONER
DERA ISMAIL KHAN

Endst: No. & Date Even:
Copy to the:-

1. Assistant Commissioner, DIKhan.
2. Assistant Commissioner, Kulachi/Rod Kohi, DIKhan.
3. District Account Officer, DIKhan.
4. Appointee.



OFFICE OF THE
DEPUTY COMMISSIONER

DERA ISMAIL KHAN

Phone #: 0966-9200115-16 / Fax #: 0966-9200110
Email ID: deputycommissioner.dik@gmail.com

Annexure (ii)
B

No. 350/BC (R)

DIKhan Dated: 15 /02/2019

OFFICE ORDER:-

On the recommendation of Departmental Selection Committee Meeting dated: 15/02/2019, office of the Deputy Commissioner, DIKhan, Mr. Fazal Qadeer S/o Late Abdul Latif, Ex-kanungo, Revenue Department, DIKhan, died during the service on 06/03/1999, under Rule-10 (4) Deceased Government Servant Children Quota, 1989 is hereby appointed as Class-IV/Naib Qasid (BPS-03) (9610-390-21310) plus usual allowances admissible under the Rules on purely temporary basis in this office against the vacant post on the following terms and conditions:-

- 1- That his appointment Shall be subject to the verification of academic qualification.
- 2- That this appointment is ordered under the Government's appointment Policy and civil servants amendment Act, 2012.
- 3- That this appointment is subject to the declaration of medical fitness for the Government service by the Medical Superintendent DHQ, Teaching Hospital, DIKhan and produce his Medically fitness Certificate before reporting his duty at the Superintendent office, DIKhan along with original certificates in connection with his Qualification, Domicile etc.
- 4- That he will be governed by such approved order as may be issued by the Government of Hyber Pakhtunkhwa from time to time in the category of Government Servants to which he belongs.
- 5- He shall initially be on the probation for a period of one year in terms of Notification No. SOII. VI (E&AD) 1-3/2009, A/Vol: VIII, dated: 16/02/2010, if he work during the period of probation is not found satisfactory, he will be given a month's notice of termination from service or one month's pay in lieu thereof.
- 6- That his appointment is subject to the security clearance by Police Department, DIKhan.

If he accepts the above offer of appointment on above conditions, he should report for duty within 15 days, after the receipt of this order. falling which his order will be considered as cancelled.

Banna
DEPUTY COMMISSIONER,
DERA ISMAIL KHAN

Encl: No. & Date Even:

Copy to the:-

1. Secretary to Commissioner DIKhan, Division, DIKhan.
2. Additional Deputy Commissioner, DIKhan.
3. District Accounts Officer, DIKhan.
4. Assistant Commissioner, DIKhan.
5. Appointee.

Final Seniority List of Naib Qasid and including holders of other equivalent post
in the office of Deputy Commissioner, DIKhan up to 22-06-2022.

12

Annexure
C

S. No	Name	Father Name	Designation	Qualification	DOB	DOA	Remarks
1.	Muhammad Saeed	Sahib Jaan	Naib Qasid	B.A	5-3-1980	17-7-2001	TSD
2.	Iqbal Hussain	Ahmad Hussain (Late)	Naib Qasid	Metric	21-11-1975	28-06-2008	
3.	Muhammad Rashid	Sharf uddin	Naib Qasid	Hafiz/Qari	04-12-1985	28-06-2008	
4.	Maqbool Hussain	Manzur Hussain	Naib Qasid	Metric	04-04-1978	26-07-2008	
5.	Abdul Salam	Shah Zaman	Naib Qasid	M.A/PST	02-03-1987	26-07-2008	
6.	Syed Shamsheer Ali	Syed Karm Hussain	Naib Qasid	Metric	20-02-1987	17-01-2009	
7.	Asmat Ullah	Falak Sher	Naib Qasid	F.A	10-02-1986	04-02-2009	
8.	Muhammad Javed	Ghulam Shabir	Naib Qasid	BA	13-12-1980	01-02-2011	
9.	Mufazim Hussain	Khadim Hussain	NQ	Metric	8-9-1989	9-7-2011	
10.	Muhammad Hussain	Sibtul Hussain (late)	Bearer	Metric	01-02-1990	01-03-2012	
11.	Muhammad Ilyas Hussain	Hussain Ahmad	Bearer	Metric	20-09-1991	03-07-2013	
12.	Bilal Hussain	Fida Hussain	NQ	FA	10-9-1982	27-01-2014	
13.	Muhammad Usman	Muhammad Ramzan	Chowkidar	MA	24-10-1989	27-01-2014	SDC
14.	Faisal Saleem	Muhammad Saleem	Naib Qasid	MBA	28-03-1979	17-10-2014	SDC
15.	Imran Ul Akbar	Inayat Ul Akbar	Naib Qasid	M.A (Urdu) DIT,CT	14-04-1984	17-10-2014	SDC
16.	Sami Ullah	Shehryar	Chowkidar	Metric	01-01-1992	17-10-2014	SDC
17.	Amir Sohail	Muhammad Ishaq	Chowkidar	Metric	03-08-1975	20-10-2014	SDC
18.	Muhammad Kamran	Karm Elahi	Chowkidar	Metric	28-03-1986	20-10-2014	SDC
19.	Fahad Hassan	Aman Ullah Khan	Naib Qasid	F.A	30-09-1986	20-10-2014	SDC

N. J. [Signature]

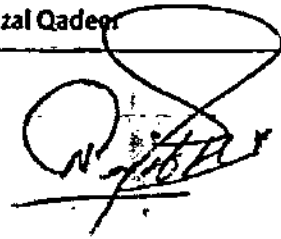
[Signature]

[Signature]

**Final Seniority List of Naib Qasid and including holders of other equivalent post
In the office of Deputy Commissioner, DIKhan up to 22-06-2022.**

13

20.	Muhammad Adnan-I	Nazeer ud Din	Chowkidar	Metric	01-01-1988	20-10-2014	SDC
21.	Muhammad Zeeshan	Rab Nawaz Khan	Naib Qasid	BA,DIT	15-12-1988	20-10-2014	SDC
22.	Muhammad Adnan-II	Zahoor U Din	Chowkidar	Metric	01-01-1990	20-10-2014	SDC
23.	Muhammad Asif	Abdul Qayyum	Chowkidar	FA	01-04-1995	20-10-2014	SDC
24.	Ehtesham Ul Haq	Abdula Jan	Naib Qasid	M.Phil	30-05-1985	06-01-2015	
25.	Qutab- u din	Amir Sultan	Chowkidar	FA	01-04-1989	06-01-2015	
26.	Muhammad Imran	Rafi u Din	Naib Qasid	FA	23-09-1984	30-07-2015	
27.	Rehmat Ullah	Faiz Muammad	Naib Qasid	Metric	10-11-1975	18-08-2015	
28.	Nauman Shehzad	Sattar Muhammad (late)	Naib Qasid	B.A	10-04-1979	09-03-2016	
29.	Muhammad nadeem		NQ	B.Com	20-3-1988	6-11-2017	TSD
30.	Qadeer Ahmad	Fazal Rehman	Chowkidar	FA/DIT	30-04-1993	20-11-2017	
31.	Gul Bahar		Process Server	B.A	15-4-1988	1-1-2018	TSD
32.	Muhammad Naveed	Muhammad Hanif	Naib Qasid	FA	28-04-1988	26-04-2018	
33.	Shahid Ali	Wazir Khan	Naib Qasid	FA	17/03/1994	26/04/2018	
34.	Fazal Qadeer	Abdul Latif	Naib Qasid	F.A	09/03/1984	18/02/2019	



DEPUTY COMMISSIONER,
DERA ISMAIL KHAN

Annexu.
"D"

DCC (DK)
Pl. explain
and
report
9/5/24
14

To

The Worthy Commissioner,
D.I. Khan Division, D.I. Khan
Proper Channel

Through:

Sub:

DEPARTMENTAL REPRESENTATION

Respected Sir,

May it please to bring few lines for consideration;

- 1) The appellant has been appointed as Naib Qasid (BPS-03) in the Office Deputy Commissioner, D.I. Khan DI4336, vide appointment letter dated: 30.07.2015 on regular basis under your patronage supervision. (Copy of appointment order is enclosed herewith).
- 2) From the date of appointment till date, the appellant served the department with devotion and un-blemish service without any complaint in credit throughout the career.
- 3) The appellant is educated person and has passed FA. (Copy of FA certificate is enclosed herewith)
- 4) The appellant is placed at Serial No: 26 in Final Seniority List of qualified Naib Qasids issued by the Deputy Commissioner D.I. Khan on 22.06.2022. (Copy of Seniority List enclosed herewith).
- 5) It is pertinent to mention that there are different head of accounts for appointment of officials in department such as Head No: DI4336 is for Rodkahi while 2nd Head DI6147 is for District Level, however two posts of Reader/Moharrir (BPS-07) were already vacant in Head No: DI4336 while one post of Jr. Clerk (BPS-11) was lying vacant in Head No: DI6147, out of which Mr. Muhammad Arif, Moharrir (BPS-07) was promoted to Jr. Clerk (BPS-11) in Head No DI6147, leaving 03 posts of Jr. Clerks in Head No: DI4336 and DI6147 respectively.
- 6) On the 02 posts of Reader/Moharrir (BPS-07) in Head No: 4336, one Muhammad Huznifa was appointed as Reader/Moharrir (BPS-07) under deceased's son quota while the second part was filled in by Medical Quota, Mudassar Nawaz on the basis of son quota reserved for incapacitated persons on medical basis. Similarly, Fazal Qadir, Naib Qasid (BPS-03) who was placed at Sr. No: 34 of the seniority lists dated: 22.06.2022, was promoted as Reader/Moharrir (BPS-07) in Head No: DI6147 by superseding the appellant who has been placed at Sr. No 26 and is senior to Mr. Fazal Qadir by totally concealing process of DPC held in the year 2023-24, which is against the law facts and is ineffective upon the legal rights of appellant.
- 7) The appellant came into knowledge about the fact of promotion of Mr. Fazal Qadir through salary slip for the month of March, 2024, wherein, nomenclature was changed from Naib Qasid to Moharrir, therefore, the appellant approached the concerned authority verbally regarding the discrimination but no positive response has been given to the appellant, thus in the circumstances the appellant has no other remedy than to approach your worthy honor.

It is therefore, humbly prayed that considering instant departmental representation, the appellant may be promoted to the post of Reader/ Moharrir (BPS-07) and obliged please.

Secy
10/15

Commissioner Office
Diary No. 1189
Date: 13.6.24
D.I. Khan Division, D.I. Khan

Yours humble servant

Muhammad Imran S/o Rafi Ud Din
Naib Qasid, DC office, D.I. Khan
CNIC: 12101-3300026-5
Mob No: 03339986495

09-05-24

(15)

Amir Khan
B



OFFICE OF THE
COMMISSIONER
DIKHAN DIVISION DIKHAN

①
②
③
④



No. JSSB /Gen:

Dated Dikhan the 16/05/2024

To

The Deputy Commissioner,
Dikhan

Subject:

DEPARTMENTAL PRESENTATION

I am directed to refer to the subject noted above and to enclose herewith a copy of a self-explanatory application dated 13/1/2024 submitted by Mr. Muhammad Imran s/o Razi Ullah Bin Nabil Qasid, Deputy Commissioner Office Dikhan and to state that worthy Commissioner has been pleased to pass the following remarks on the said application:

"Please explain and report."

Assistant to Commissioner (Rev & GA)
Dikhan Division, Dikhan

List No. & date given.

Copy to the PS to Commissioner, Dikhan Division Dikhan.

Assistant to Commissioner (Rev & GA)
Dikhan Division, Dikhan

وکالت نامہ



RS/-100

0007877



Honorable
Before the Service Tribunal KPK Peshawar

Muhammad Imran

محمد عمران

Service Petition

دعویٰ یا جرم
تفصیل دعویٰ یا جرم

باعث تحریر آنکہ

مقدمہ مندرجہ بالا عنوان میں اپنی طرف پیروی واسطے و جو اب دہی برائے پیشی یا تصفیہ مقدمہ بمقام

قندرحسبہ اربو و لدا...
کو حسب ذیل شرائط پر وکیل مقرر کیا ہے، کہ میں ہر پیشی پر خود بذریعہ مختیار خاص رو برو عدالت حاضر ہوتا ہوں گا۔ اور ہر پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دیکر حاضر عدالت کروں گے، اگر پیشی پر منظر حاضر نہ ہوں۔ اور مقدمہ میری غیر حاضری کی وجہ سے کسی طرح پر میرے برخلاف ہو گیا۔ تو صاحب موصوف اسکے کسی طرح ذمہ دار نہ ہوں گا۔ نیز وکیل صاحب موصوف صدر مقام پکھری کے علاوہ کسی جگہ یا پکھری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل پیروی کرنے کے ذمہ دار نہ ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام پکھری کے علاوہ کسی جگہ یا پکھری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل پیروی کرنے کے ذمہ دار نہ ہوں گے۔ اور مقدمہ پکھری کے علاوہ اور جگہ سماعت ہونے یا بروز تعطیل یا پکھری کے اوقات آگے پیچھے پیش ہونے پر منظر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا بخار نہ واپس کرنے کے بھی موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل ساختہ پر داخلہ صاحب موصوف مثل کردہ ذات خود منظور قبول ہوگا۔ اور صاحب موصوف کو عرضی دعویٰ یا درخواست اجراءے ڈگری و نظر ثانی اپیل نگرانی و ہر قسم درخواست پر دستخط تصدیق کرنے کا بھی اختیار ہوگا۔ اور کسی حکم یا ڈگری کرانے اور ہر قسم کاروبار وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے بیان دینے اور اس پر ثانی یا راضی نامہ و فیصلہ بر حلف کرنے، اقبال دعویٰ کا بھی اختیار ہوگا۔ اور بصورت مقرر ہونے تاریخ پیشی مقدمہ مذکورہ ہیرون از پکھری صدر پیروی مقدمہ مذکورہ نظر ثانی و اپیل و نگرانی و برآمدگی مقدمہ یا منہوشی ڈگری یک طرف یا درخواست حکم امتناع یا قرقنی یا گرفتاری قبل از فیصلہ اجراءے ڈگری بھی صاحب موصوف کو بشرط ادائیگی علیحدہ ضمانت پیروی کا اختیار ہوگا اور تمام ساختہ پر داخلہ صاحب موصوف مثل کردہ ذات خود منظور قبول ہوگا۔ اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہوگا کہ مقدمہ مذکورہ یا اسکے کسی جزو کی کارروائی یا بصورت درخواست نظر ثانی اپیل یا نگرانی یا دیگر معاملہ مقدمہ مذکورہ کسی دوسرے وکیل یا ایئر سز کو اپنے بجائے یا اپنے ہمراہ مقرر کریں۔ اور ایسے مشیر قانون کو بھی ہر امر میں وہی ویسے اختیارات حاصل ہوں گے، جیسے صاحب موصوف کو حاصل ہیں، اور دوران مقدمہ میں جو کچھ ہر جانہ التواء پڑیگا، وہ صاحب موصوف کا حق ہوگا۔ مگر صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا۔ تو صاحب موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ کی پیروی نہ کریں اور ایسی صورت میں میرا مطالبہ کسی قسم کا صاحب موصوف کے برخلاف ہوگا۔

لہذا وکالت نامہ لکھ دیا ہے۔ تاکہ سند رہے

مورخہ 28 ماہ 1 2024

مضمون وکالت نامہ سن لیا ہے۔ اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔

Accepted by
28/8/24

العبدال

28/8/2024

گواہ شاہ

گواہ شاہ