

ORDER


25.10.2024 01. Learned counsel for the appellant present and heard.

02. The appellant through appeal requested the grant of one advance increment, which had already been awarded to employees of the Khyber Pakhtunkhwa Elementary & Secondary Education, Department vide notification Endst. No.SO (FR)FD/10-22(E)/2010 dated 16.07.2012 and one increment due as a result of upgradation vide order dated 07.02.2014. Appellant filed Writ Petition Bearing No. 413-B/2016 before Hon'ble Peshawar High Court, Bannu Bench for grant of two annual increments, which was decided on 03.09.2018, wherein writ petition was sent to department with direction to treat the same as departmental appeal and decided it within one month positively, strictly in accordance with law. So, date of filing departmental appeal of the appellant is 03.09.2018, after which he was required to file service appeal within next 30 days after lapse of statutory period of 90 days, in accordance with Section 4 of Khyber Pakhtunkhwa Service Tribunal Act, 1974 which read as:

"Any civil servant aggrieved by any final order, whether original or appellate, made by a departmental authority in respect of any of the terms and conditions of his service may, within thirty days of the communication of such order to him, prefer an appeal of the appeal having jurisdiction in the matter".

03. Appellant filed instant appeal on 19.08.2024, after considerable delay of six years, which is hopelessly barred by time and the same is hereby dismissed being not maintainable. Costs shall follow the event. Consign.

04. *Pronounced in open court at Peshawar and given under my hand and seal of the Tribunal on this 25th day of October, 2024.*


(Rashida Bano)
Member (J)