



**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**

Restoration Application No. 1323/2024 in Execution Petition No. 795/2023

Shakeel Ahmad

versus

Government of Khyber Pakhtunkhwa

S.No. of Order & Date of proceeding	<b>Order or other proceedings with signature of Chairman/Member(s)/Registrar and that of parties or counsel where necessary</b>
Order-02 8 <sup>th</sup> November, 2024.	<p><b><u>Mr. Kalim Arshad Khan, Chairman:</u></b></p> <p>Present:</p> <ol style="list-style-type: none"><li>1. Mr. Najam Ul Saleheen, Advocate on behalf of the Petitioner.</li><li>2. Mr. Naseer Ud Din Shah, Assistant Advocate General for the respondents.</li><li>3. Learned counsel for the petitioner submitted that he would like to argue the point that even if Clause (d) of Section-7(2) of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 has been deleted by the Provincial Assembly from the Act of 1974, the Tribunal would still have the power to implement the judgment on which the learned AAG submitted that the amendment has been challenged by a number of people before the Peshawar High Court and notices have also been issued to the Government, therefore, it would be appropriate to adjourn this petition sine die and may be taken after decision by the Hon'ble Peshawar High Court. Order accordingly. Parties are at liberty to get it resurrected, after decision of the Peshawar High Court, Peshawar. Consign.</li><li>4. <i>Pronounced in open court at Peshawar and given under our hands and seal of the Tribunal on this 8<sup>th</sup> day of November, 2024.</i></li></ol> <p style="text-align: center;"> (Rashida Bano) Member (J)</p> <p style="text-align: center;"> (Kalim Arshad Khan) Chairman</p> <p><small>*Adnan Shah*</small></p>