

MEMO OF COSTS
KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

12(2) Petition No. 890/2024 in Service Appeal No.508/2021

Date of presentation of Appeal 12.08.2024
Date of hearing 06.11.2024
Date of Decision 06.11.2024

Ahmad Khan, Computer Programmer (BPS-17) office of the Advocate General, Khyber Pakhtunkhwa, Peshawar.

Zia Ullah, Web Administrator (BPS-17) office of the Advocate General, Khyber Pakhtunkhwa, Peshawar.

.....(Appellant)

Versus

1. The Secretary Government of Khyber Pakhtunkhwa, Law, Parliamentary Affairs Department.
2. The Advocate General, Khyber Pakhtunkhwa, Office at Peshawar High Court, Peshawar.
3. Mr. Sher Khan, Computer Operator Office of the Advocate General, Khyber Pakhtunkhwa Peshawar.

.....(Respondents)

PETITION UNDER SECTION 12(2) OF THE CPC FOR SETTING ASIDE ORDER/JUDGMENT DATED 05.06.2024 PASSED BY THIS HONORABLE TRIBUNAL IN SERVICE APPEAL NO. 508/2020 ON THE BASIS OF FRAUD AND MISREPRESENTATION.


PRESENT

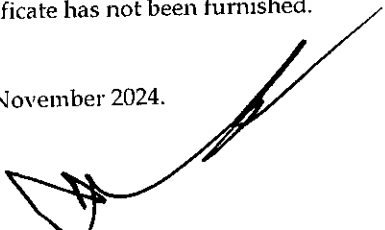
Mr. Noor Muhammad Khattak, Advocate.....For Petitioners
Mr. Naseer Ud Din Shah, Assistant Advocate GeneralFor respondents.

Appellants	Amount	Respondent	Amount
1. Stamp for memorandum of appeal	Rs. Nil	1. Stamp for memorandum of appeal	Rs. Nil
2. Stamp for power	Rs. Nil	2. Stamp for power	Rs. Nil
3. Pleader's fee	Rs. Nil	4. Pleader's fee	Rs. Nil
4. Security Fee	Rs.100/-	4. Security Fee	Rs. Nil
5. Process Fee	Rs. Nil	5. Process Fee	Rs. Nil
6. Costs	Rs. Nil	6. Costs	Rs. Nil
Total	Rs. 100/-	Total	Rs. Nil

Note: 1. Counsel Fee is not allowed as the required certificate has not been furnished.

Given under our hands and the seal of this Court, this 6th day of November 2024.


Rashida Bano
Member (Judicial)


Kalim Arshad Khan
Chairman



KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

12(2) CPC Petition No. 890/2024 in Service Appeal No. 508/2021

Ahmad Khan

versus

Government of Khyber Pakhtunkhwa

S.No. of Order & Date of proceeding	Order or other proceedings with signature of Chairman/Member(s)/Registrar and that of parties or counsel where necessary
Order-08 6 th November, 2024.	<p><u>MR. KALIM ARSHAD KHAN, CHAIRMAN:</u></p> <p>Present:</p> <ol style="list-style-type: none">1. Mr. Noor Muhammad Khattak, Advocate on behalf of the petitioner.2. Syed Naseer Ud Din Shah, Assistant Advocate General assisted by Mr. Muhammad Arshad Khan, Senior Administrator Officer for respondents.3. Learned counsel for the petitioner submitted that in the prayer made in the main appeal, the petitioner (respondents herein) had sought back benefits alongwith promotion etc., the appeal was allowed vide the judgment dated 05.06.2024 and the private respondents were granted the back benefits. Learned counsel says that the petitioners apprehend that their promotion might not be affected because of this relief granted to the private respondents. We clarify that in the judgment under discussion we have not set aside the promotion order of the petitioners. Besides, the learned counsel for petitioners pointed out that there was an affidavit sworn in by the private respondents that they would not claim antedated promotion. However, with the above clarification, we dispose of this petition. Consign.4. <i>Pronounced in open court at Peshawar and given under our hands and seal of the Tribunal this 6th day of November, 2024.</i> <p style="text-align: center;"> (Rashida Bano) Member (J)</p> <p style="text-align: center;"> (Kalim Arshad Khan) Chairman</p>



KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

12(2) CPC Petition No. 890/2024

Ahmad Khan

Versus

Government of Khyber Pakhtunkhwa

S.No. of Order & Date of proceeding	Order or other proceedings with signature of Chairman/Member(s)/Registrar and that of parties or counsel where necessary
<u>Order-07</u> 5 th November, 2024.	<p>Present</p> <ol style="list-style-type: none">1. Petitioners alongwith Mr. Mujeeb ur Rehman, Advocate junior to Mr. Noor Muhammad Khattak, Advocate.2. Mr. Naseer Uddin Shah, Assistant Advocate General alongwith Mr. Muhammad Arshad Khan, Senior Administrator Officer for the respondents.3. Private respondent No. 3 alongwith Mr. Farooq Afridi, Advocate. <p>Junior to counsel for the petitioner requested for adjournment on the ground that senior learned counsel for the petitioner is busy before the Hon'ble Peshawar High Court, Peshawar. To come up for arguments on 06.11.2024 before D.B. P.P given to the parties.</p> <p style="text-align: center;"> (Rashida Bano) Member (J)</p> <p style="text-align: center;"> (Kalim Arshad Khan) Chairman</p> <p>*Kaleem*</p>