


**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**

E.P No.62/2024

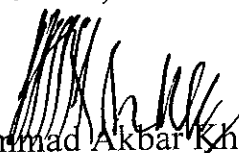
M. Rafique Khan---Versus---Government of Khyber Pakhtunkhwa

S. No. of Order & Date of Proceedings	Order or other proceedings with signature of Chairman/Member (s)/Registrar and that of parties or counsel where necessary
<p>Order-15 31<sup>st</sup> October, 2024</p> <p>SCANNED KPST Peshawar</p>	<p>Present:</p> <ol style="list-style-type: none"><li>1. Mr. Arbab Saiful Kamal, Advocate on behalf of the petitioner present.</li><li>2. Mr. Arshad Azam, Assistant Advocate General alongwith Mr. Qesro Khan, Inspector Legal for the respondents present.</li><li>3. Implementation report not submitted. Representative of the respondents requested for further time for submission of implementation report. Absolute Last chance is given to the respondents to submit implementation report on the next date positively, failing which the respondents shall appear in person and explain the reason for non-compliance of order. To come up for implementation report on 13.11.2024 before S.B. P.P given to the parties.</li></ol> <p style="text-align: right;"> (Muhammad Akbar Khan) Member (E)</p> <p>*Kamranullah*</p>

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**

Execution Petition No. 62/2024

M. Rafique 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-16 13 <sup>th</sup> November, 2024.	<p><b><u>Muhammad Akbar Khan, Member, (E)</u></b></p> <p>Present:</p> <ol style="list-style-type: none"><li>1. Mr. Amjid Nawaz, Advocate on behalf of the petitioner present.</li><li>2. Mr. Arshad Azam, Assistant Advocate General for the respondents present.</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 the same restored and reconsider after decision of the High Court. Consign.</li><li>4. <i>Pronounced in open Court at Peshawar and given under my hand and the seal of the Tribunal on this 13<sup>th</sup> day of November, 2024.</i></li></ol> <p style="text-align: right;"> (Muhammad Akbar Khan) Member (E)</p> <p><small>*Kamranullah*</small></p>