


6. As the period of two years, for which he was penalized, has been completed. Therefore, the appeal in hand has rendered fruitless.

7. Dismissed accordingly. Consign.

8. *Pronounced in open Court at Peshawar and given under our hands and the seal of the Tribunal on this 6<sup>th</sup> day of November, 2024*



(Rashida Bano)  
Member (J)



(Kalim Arshad Khan)  
Chairman

\*Mutazem Shah\*

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**

Service Appeal No.1531 of 2022

Waqas Masih

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-15 6 <sup>th</sup> November, 2024.	<p><b><u>Kalim Arshad Khan, Chairman</u></b></p> <p>Present:</p> <ol style="list-style-type: none"><li>1. Mr. Fazal Shah Mohmand, Advocate, on behalf of appellant.</li><li>2. Mr. Naseer Ud Din Shah, Assistant Advocate General on behalf of respondents.</li><li>3. Appellant's case in brief is that he was proceeded against by issuing show cause notice and statement of allegations that he, with the connivance of one Imran Ullah, Moharrir, had issued attested copies of Vakalat Namas to one Syed Mubashir Shah, Advocate. Show cause notice was replied by him; that an inquiry was conducted and the Inquiry Officer placed recommendations before the authority; that the competent authority vide order dated 01.07.2021, he was punished by withholding of increments for two years w.e.f December, 2021 vide decision dated 26.06.2021; that feeling aggrieved, he filed departmental appeal but the same was not responded, hence, the instant service appeal.</li><li>4. Arguments heard. Record perused.</li><li>5. On the charges of attesting fake Vakalat Nama to a lawyer, he was proceeded against departmentally and was awarded penalty of withholding of increments for two years with effect from December, 2021.</li></ol>

**MEMO OF COSTS**  
**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR**

**Service Appeal No.1531/2022**

Date of presentation of Appeal 25.10.2022  
Date of hearing 06.11.2024  
Date of Decision 06.11.2024

Waqas Masih, (Moharrir) son of James Masih, Judicial Complex, Swabi  
.....(Appellant)

Versus

1. District & Sessions Judge, Swabi.
2. Registrar, Peshawar High Court, Peshawar .....(Respondents)

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SERVICE APPEAL UNDER SECTION 4 OF THE KHYBER  
PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974.


**PRESENT**


1. Mr. Fazal Shah Mohmand, Advocate, for the Appellant
2. Mr. Naseer Ud Din Shah, Assistant Advocate General, for official 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
<b>Total</b>	<b>Rs. 100/-</b>	<b>Total</b>	<b>Rs. Nil</b>

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

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

  
Rashida Bano  
Member (Judicial)

  
Kalim Arshad Khan  
Chairman