

MEMO OF COSTS
KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No.961/2022

Date of presentation of Appeal 28.06.2024
Date of hearing 11.11.2024
Date of Decision 11.11.2024

Nizam Ullah Ward Orderly.

.....(Appellant)

Versus

1. The Director General Health Services, Khyber Pakhtunkhwa, Peshawar.
2. The DHO Nowshera

.....Respondents)

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


PRESENT

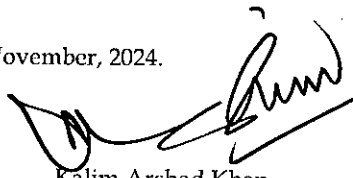
1. Mr. Mirzaman Safi, Advocate, for the Appellant
2. Mr. Muhammad Jan, District Attorney for respondents

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

Given under our hands and the seal of this Court, this 11th day of November, 2024.



Rashida Bano
Member (Judicial)


Kalim Arshad Khan
Chairman

6. This being so, while disposing of this appeal, we direct the District Health Officer to pursue the matter with the Accounts Office, so that the appellant could get his salaries. Costs shall follow the event. Consign.

7. *Pronounced in open Court at Peshawar and given under our hands and the seal of the Tribunal on this 11th day of November, 2024*


(Rashida Bano)
Member (J)


(Kalim Arshad Khan)
Chairman

Mutazem Shah

20th Sept, 2024

1. Learned for the appellant present. Mr. Naseer Ud Din Shah,
Assistant Advocate General present.

2. Respondent No.3 has been filed written reply, while respondents
1 and 2 have not been filed written reply nor is there anybody present as
representative, therefore, they are placed ex-parte. The appeal is admitted
to full hearing subject to all just and legal objections. The appellant is
directed to deposit security fee within 10 days. To come up for arguments
on 13.11.2024 before D.B. P.P given to the learned counsel for the
appellant.

SCANNED
KPST
Peshawar



(Kalim Arshad Khan)
Chairman

Adnan Shah, P.A.

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

Service Appeal No.961 of 2022

Nizam Ullah

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-05 11 th November, 2024.	<p><u>Kalim Arshad Khan, Chairman</u></p> <p>Present:</p> <ol style="list-style-type: none">1. Mr. Mirzaman Safi, Advocate, on behalf of appellant.2. Mr. Muhammad Jan, District Attorney alongwith Mr. Adnan Zeb Litigation Officer and Yousaf Jamal, Litigation Assistant on behalf of respondents.3. Learned counsel for the appellant submitted that the point involved in this case is release of salaries. Although, Health Department has been proceeded ex-parte yet, under the law, they could join the subsequent proceedings and could also put queries to seek clarification from official respondents, who are placed ex-parte.4. The matter was negotiated between the learned counsel for appellant and learned District Attorney with the efforts of the Court so that it could be resolved through Alternate Dispute Resolution (ADR).5. The reply of Accounts Officer shows that no source form was submitted by the Health Department to the Accounts Office, whereas, the representative of Health Department submits that the department had already submitted source form of the appellant.