


6. Disposed of as above under the ADR (Alternate Dispute Resolution).  
Costs shall follow the event. Copy of this order be placed on file of  
connected case. Consign.

7. *Pronounced in open Court at Peshawar and given under our hands  
and the seal of the Tribunal on this 14<sup>th</sup> day of November, 2024*

  
(Rashida Bano)  
Member (J)

  
(Kaam Arshad Khan)  
Chairman

\*Mutazem Shah\*

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**

Service Appeal No.1252/2022

Muhammad Rafiq

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-16<br>14 <sup>th</sup><br>November,<br>2024. | <p><b><u>Kalim Arshad Khan, Chairman</u></b></p> <p>Present:</p> <ol style="list-style-type: none"><li>1. Mr. Taimur Ali Khan, Advocate, on behalf of appellants.</li><li>2. Mr. Muhammad Jan, District Attorney on behalf of respondents.</li><li>3. Through this single order this appeal and the connected Service Appeal No.1253/2022 are being decided as both are of similar nature and can be conveniently decided together.</li><li>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).</li><li>5. Learned counsel for the appellant stated that seniority appeals of the appellants have already been dismissed by this Tribunal but made a simple submission that the appellants intend to challenge the judgment of the Tribunal, disallowing their seniority appeal, therefore, he submits that the appeals may be disposed of in a manner providing them an opportunity that in case that this appeal against judgment of the Tribunal succeeds, they may re-agitate the matter.</li></ol> |



**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

Service Appeal No. 1252/2022

Muhammad Rafiq

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>  |
|---|--|
| <u>Order-15</u><br>12 <sup>th</sup><br>November,<br>2024. | <p>Present</p> <ol style="list-style-type: none"><li>1. Mr. Maaz Madani, Advocate present as proxy counsel on behalf of learned counsel for the appellant.</li><li>2. Mr. Muhammad Jan, District Attorney for the official respondents.</li><li>3. Mr. Bilal Ahmad Kakazai on behalf of private respondents.</li><li>4. Former requested for adjournment on the ground that learned counsel for the appellant is not available today. Being an old case of the year 2022, therefore, absolute last and final chance is given, filing which case will be decided on the basis of available record without providing chance of hearing. To come up for arguments 14.11.2024 before D.B. P.P given to the parties.</li></ol> <p style="text-align: center;"><br/>(Muhammad Akbar Khan)<br/>Member (E)</p> <p style="text-align: right;"><br/>(Rashida Bano)<br/>Member (J)</p> <p>*Kaleemullah*</p> |

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

**Service Appeal No.1252/2022**

Date of presentation of Appeal 16.08.2022  
Date of hearing 14.11.2024  
Date of Decision 14.11.2024

**Muhammad Rafiq Inspector (Weights & Measures) District Swabi**

.....(Appellant)

Versus

1. **The Chief Secretary, Khyber Pakhtunkhwa, Peshawar.**
2. **The Secretary Labour Department, Khyber Pakhtunkhwa, Peshawar.**

**Respondents)**

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


**PRESENT**

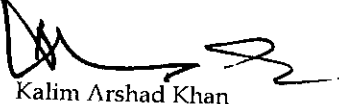
1. Mr. Taimur Ali Khan, Advocate, for the Appellant
2. Mr. Muhammad Jan, District Attorney, for respondents

| 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        |
| <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 14<sup>th</sup> day of November, 2024.

  
Rashida Bano  
Member (Judicial)

  
Kalim Arshad Khan  
Chairman