

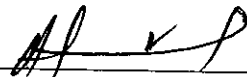
BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR
CHECK LIST

Case Title: **QAREEB ULLAH** vs **EDUCATION DEPTT:**

S.#	Contents	Yes	No
1.	This appeal has been presented by: Afrasiab Khan wazir Advocate	✓	
2.	Whether Counsel / Appellant / Respondent / Deponent have signed the requisite documents?	✓	
3.	Whether Appeal is within time?	✓	
4.	Whether the enactment under which the appeal is filed mentioned?	✓	
5.	Whether the enactment under which the appeal is filed is correct?	✓	
6.	Whether affidavit is appended?	✓	
7.	Whether affidavit is duly attested by competent oath commissioner?	✓	
8.	Whether appeal/annexures are properly paged?	✓	
9.	Whether certificate regarding filing any earlier appeal on the subject, furnished?	✓	
10.	Whether annexures are legible?	✓	
11.	Whether annexures are attested?	✓	
12.	Whether copies of annexures are readable/clear?	✓	
13.	Whether copy of appeal is delivered to A.G/D.A.G?	✓	
14.	Whether Power of Attorney of the Counsel engaged is attested and signed by petitioner/appellant/respondents?	✓	
15.	Whether numbers of referred cases given are correct?	✓	
16.	Whether appeal contains cuttings/overwriting?	✓	
17.	Whether list of books has been provided at the end of the appeal?	✓	
18.	Whether case relate to this Court?	✓	
19.	Whether requisite number of spare copies attached?	✓	
20.	Whether complete spare copy is filed in separate file cover?	✓	
21.	Whether addresses of parties given are complete?	✓	
22.	Whether index filed?	✓	
23.	Whether index is correct?	✓	
24.	Whether Security and Process Fee deposited? on _____		
25.	Whether in view of Khyber Pakhtunkhwa Service Tribunal Rules 1974 Rule 11, notice along with copy of appeal and annexures has been sent to respondents? on _____		
26.	Whether copies of comments/reply/rejoinder submitted? on _____		
27.	Whether copies of comments/reply/rejoinder provided to opposite party? on _____		

It is certified that formalities/documentation as required in the above table have been fulfilled.

Name: **AFRASIAB KHAN WAZIR**
ADVOCATE HIGH COURT

Signature: 

Dated: 14.07.2022

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR**

APPEAL NO. 1122 /2022

QAREEB ULLAH

VS

EDUCATION DEPTT:

INDEX

S.NO.	DOCUMENTS	ANNEXURE	PAGE
1	Memo Appeal	1- 3.
2	Affidavit	4
3	Condonation of delay application	5
4	Copy of appointment order dated 25.08.2020 (Impunged)	A	6
5	Copy of short List 2013 and revised final merit list dated 10.08.2016	B & C	7- 8
6	Copy of the appointment orders dated 30.11.2016, 27.12.2016, 01.02.2017	D	9- 11
7	Copy of the writ petition No.431-B/2016 and order sheet 19.02.2019 & COC No.114/2019	E	12- 22
8	Copy of the departmental representation	F	23
9	Vakalat Nama	24

APPELLANT

THROUGH:


AFRASIAB KHAN WAZIR
ADVOCATE HIGH COURT

OFFICE:

Room No.6 Ground Floor, Afridi Tower,
Government College Chowk, Faqir Abad,
Peshawar City.

Mobile No: 0312-9888752

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

APPEAL NO. _____/2022.

Mr. Qareeb Ullah, CT (BPS-15),
GHS Spulga Tehsil Miranshah, North Waziristan District.....**APPELLANT.**

VERSUS

- 1- The Secretary Elementary & secondary Education department, Khyber Pakhtunkhwa, Peshawar.
- 2- The Director Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Peshawar.
- 3- District Education Officer Miranshah, North Waziristan District.

.....**RESPONDENT.**

APPEAL UNDER SECTION-4 OF THE SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUNGED ORDER DATED 25.08.2020 WHEREBY THE APPELLANT HAS BEEN APPOINTED ON THE POST OF CT (BPS-15) WITH IMMEDIATE EFFECT NOT w.e.f FROM THE DATE OF COLLEAGUES APPOINTMENT DATED 30.11.2016 EFFECTED SENIORITY OF THE APPELLANT AND AGAINST NO ACTION TAKEN ON THE DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD OF NINTY DAYS.

PRAYER:

That on acceptance of this instant service appeal the impugned order dated 25.08.2020 may very kindly be modified to extent of seniority the appellant and the respondents may please be directed to grant seniority to the appellant w.e.f the dated 30.11.2016 whereby colleagues of the appellant were appointed to the post of TT (BPS-15) with all back benefits. Any other remedy which this August Tribunal deems fit that may also be granted in favor of the appellant.

R/SHEWETH:

ON FACTS:

BRIEF FACTS OF THE APPEAL

- 1- That the appellant is the employee of education department and appointed as CT (BPS-15) vides dated 25.08.2020 and since

appointment the appellant performed his duties up to mark. Copy of appointment order dated 25.08.2020 attached as annexure.....A.

2- That before appointment of the appellant the respondents in 2013 ignored appellant from appointment being in Short list after fulfilling all the Codal formalities. However, the respondents were not interested in appointment of the appellant despite eligibility and the appellant time and again requested the respondents to issue their appointment letter but all went in vain and in the meanwhile after considerable time the respondents issued revised final merit list vides dated 10.08.2016 in which appellant was placed in the merit list. Copy of short List 2013 and revised final merit list dated 10.08.2016 are attached as annexure.....B & C.

3- That the respondents even after inclusion of his name in the revised final merit list the appellant was then again ignored deliberately and the respondent appointed colleagues of the appellant vides order dated 30.11.2016 & 27.12.2016 & 01.02.2017. Copy of the appointment orders dated 30.11.2016, 27.12.2016, 01.02.2017 are attached as annexure.....D.

4- That the appellant felt aggrieved filed Writ Petition No.431-B/2016, before the Peshawar High Court, Bannu bench, which was disposed of as reproduced "***in view of the above, this petition is treated as representation and sent to respondent No.4 for consideration in accordance with law and if the petitioners are not found eligible to be appointed on merits, they will be given the reasons within a period of one month from the date of receipt of this order***" vide order dated 19.02.2019 and later on COC No.114/2019 was filed due in compliance of the respondents . Copy of the writ petition No.431-B/2016 and order sheet 19.02.2019 & COC No.114/2019 are attached as annexure.....E.

5- That the respondents in compliance of the Honorable Peshawar High Court, Bannu Bench, and abovementioned order issued "supra" order of the appellant of appointment vides dated 25.08.2020 with immediate effects, not w.e.f colleagues appointment order dated 30.11.2016.

6- That the appellant feeling aggrieved of the impugned order dated 25.08.2020 moved an departmental representation to the appellate authority which is still pending. Copy of the departmental representation is attached as annexure.....F

7- That the appellant having no other remedy but to file this instant service appeal on the following grounds inter alia.

ON GROUNDS:

- A- That the inaction of the respondents by not issuing order of appointment of appellant w.e.f his colleagues appointment dated 30.11.2016 is against law, rules, norms of natural justice hence the impugned order dated 25.08.2020 may be modified to the extent of seniority of the appellant.
- B- That the appellant has not been treated in accordance with law and rules, hence respondents violated Article 4 and 25 of the Constitution of Islamic Republic of Pakistan, 1973.
- C- That the respondent acted in sheer discrimination while appointing appellant with immediate effect vide dated 25.08.2020 instead w.e.f the dated of his colleagues appointment dated 30.11.2016, hence action of the respondents is not tenable.
- D- That the respondents acted against the aforementioned orders of the Peshawar High Court, Bannu Bench, thus the inaction and action of the respondents is against law and rules.
- E- That the action of the respondents is against the Article 38(e) of the constitution of Islamic Republic of Pakistan, 1973.
- F- That the appellant have the right to be issued appointment order and granted seniority w.e.f from his colleague's appointment i.e 30.11.2016, otherwise it's against the Principle of Consistency.
- G- That the appellant seek permission to advance any other grounds at the time of regular hearing.

It is therefore the appeal of the appellant may very kindly be accepted as prayed for.

Dated:

APPELLANT


QAREEB ULLAH

THROUGH:


AFRASIAB KHAN WAZIR

&

**NAZUREHMAN MEHSOOD
ADVOCATES**

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. _____/2022

QAREEB ULLAH

VS

EDUCATION DEPTT:

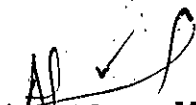
AFFIDAVIT

I Afrasiab Khan Wazir, Advocate High Court, do hereby solemnly affirm and declare that the contents of this instant service appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Tribunal.


AFRASIAB KHAN WAZIR
ADVOCATE HIGH COURT,
PESHAWAR

CERTIFICATE:

It is certified that no earlier service appeal has been filed between the parties.


AFRASIAB KHAN WAZIR
ADVOCATE HIGH COURT,
PESHAWAR



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

APPEAL NO. _____ /2022

QAREEB ULLAH

VS

EDUCATION DEPTT:

APPLICATION FOR CONDONATION OF
DELAY IN FILING THE ABOVE NOTED
APPEAL

R.SHEWETH:

- 1- That the appellant has filed an appeal along with this application in which no date has been fixed so far.
- 2- That the appellant prays for the condonation of delay in filing the above noted appeal inter alia on the following grounds:

GROUND OF APPLICATION:

A- That the valuable rights of the appellant are involved in the case hence the appeal deserves to be decide on merit.

B- That it has been the consistent view of the Superior Courts, that cases should be decided on merit rather on technicalities including the limitation. The same is reported in 2002 PLC C.S 1388, 2004 PLC (CS) 1014 and 2003 PLC (CS) 76.

It is therefore prayed that on acceptance of this application the delay in filing the above noted appeal may please be condoned.

APPELLANT

QAREEB ULLAH

THROUGH:


AFRASIAB KHAN WAZIR
ADVOCATE HIGH COURT



**OFFICE OF THE DISTRICT EDUCATION OFFICER
NORTH WAZIRISTAN TRIBAL DISTRICT.**

No. _____ DEO/NWTD.
Dated _____ / _____ /2020.



A-6

APPOINTMENT/COURT ORDER

Consequent upon the judgment of Peshawar High Court Bannu bench vide W.P.No.43-B/2016 & COC No.114-B/2019, Mr. Qareeb ullah S/O Husain Ahmad is hereby appointed as CT teacher at GMS Masher Kot Tehsil Ghuiam Khan in BPS. 15 (Rs: 16120-1330-56020) per month plus usual allowances as admissible under the rule with immediate effect in the best interest of public interest.

TERMS & CONDITIONS.

1. Charge Report should be submitted to all concerned.
2. Appointment of the candidate is made purely on temporary basis and is liable to terminate at any time without any notice.
3. If the candidate wishes to resign his post, he will give one month prior notice or his pay for one month will be forfeited in lieu thereof.
4. His documents, CNIC & other testimonials should be checked before handed over charge of the post and attested photo copies thereof may be kept on record of the school.
5. He should produce his health & age certificate from the medical Superintendent DHQ Hospital Miran Shah North Waziristan Tribal District.
6. He may not be handed over charge if he is below 18 years or above 40 years.
7. If he fails to report his arrival within 15 days of the issue of this appointment order then it will be treated as cancelled.
8. If any technical, legal flaw is pointed out, the appointment will stand as cancelled.
9. He will get 09 month in service, mandatory professional induction training from PITE or Rite.

Sd/-

**DISTRICT EDUCATION OFFICER
NORTH WAZIRISTAN TRIBAL DISTRICT**

Dated 25 / 08 / 2020

Endstt: No. 8163-70 / Court case/CT/DEO/NWTD

Copy to;

1. The Registrar Peshawar High Court Bannu bench.
2. The Director of Education Newly Merged Districts KPK.
3. The Deputy Commissioner North Waziristan at Miran Shah.
4. The District Account Officer (NWTD) Miran Shah.
5. Head Master/ Head Teacher concerned.
6. ADEO of the Circle concerned.
7. Candidate concerned.
8. Pay clerk concerned.

*Attested
[Signature]*

[Signature]
**DISTRICT EDUCATION OFFICER
NORTH WAZIRISTAN TRIBAL DISTRICT**

OFFICE OF THE AGENCY EDUCATION OFFICER

OFFICE OF THE AGENCY EDUCATION OFFICER NORTH WAZIRISTAN AGENCY MIRANSHAH
 SHORT LIST OF TRAINED MALE CT (Tehsil Miran Shah)

Sl. No.	Name	Full Name	DOB	SSC			FAIF.Sc			BAUB.Sc			MAM.Sc			CT			Total Score	Remarks	
				Total Marks	Obt. Marks	Score	Total Marks	Obt. Marks	Score	Total Marks	Obt. Marks	Score	Total Marks	Obt. Marks	Score	Total Marks	Obt. Marks	Score			
1	Khakamin Khan	Ismail Khan	13/1/1983	850	520	13.647	1100	746	13.55	550	370	13.45	2400	1460	9.25	1200	848	14.13	15	79.05	
1	Khakamin Khan	Ismail Khan	13/1/1983	850	520	13.647	1100	746	13.55	550	370	13.45	2400	1460	9.25	1200	848	14.13	15	79.05	
2	Muhammad Naveed	Muhammad Ayaz Khan	24/5/1987	850	549	12.918	1100	745	13.55	550	370	13.69	1200	818	10.73	900	673	14.96	15	78.78	
3	Muhammad Ullah	Hussain Ahmad	23/3/1988	850	513	12.071	1100	655	12.47	550	438	15.93	1200	734	3.175	900	636	14.13	15	75.53	
4	Muhammad Ullah	Israt Khan	20/3/1988	850	539	12.471	1100	743	12.27	550	258	13.24	3300	2405	10.93	900	606	13.47	15	75.02	
5	Muhammad Ullah	Eadshah Mir Khan	13/1/1983	850	520	13.647	1100	746	13.55	550	370	13.45	2400	1460	9.25	1200	848	14.13	15	79.05	
6	Muhammad Ullah	Abdullah Mir Khan	13/1/1983	850	520	13.647	1100	746	13.55	550	370	13.45	2400	1460	9.25	1200	848	14.13	15	79.05	
7	Muhammad Ullah	Abdullah Mir Khan	13/1/1983	850	520	13.647	1100	746	13.55	550	370	13.45	2400	1460	9.25	1200	848	14.13	15	79.05	
8	Muhammad Ullah	Abdullah Mir Khan	13/1/1983	850	520	13.647	1100	746	13.55	550	370	13.45	2400	1460	9.25	1200	848	14.13	15	79.05	
9	Muhammad Ullah	Abdullah Mir Khan	13/1/1983	850	520	13.647	1100	746	13.55	550	370	13.45	2400	1460	9.25	1200	848	14.13	15	79.05	
10	Muhammad Ullah	Abdullah Mir Khan	13/1/1983	850	520	13.647	1100	746	13.55	550	370	13.45	2400	1460	9.25	1200	848	14.13	15	79.05	
11	Muhammad Ullah	Abdullah Mir Khan	13/1/1983	850	520	13.647	1100	746	13.55	550	370	13.45	2400	1460	9.25	1200	848	14.13	15	79.05	
12	Muhammad Ullah	Abdullah Mir Khan	13/1/1983	850	520	13.647	1100	746	13.55	550	370	13.45	2400	1460	9.25	1200	848	14.13	15	79.05	
13	Muhammad Ullah	Abdullah Mir Khan	13/1/1983	850	520	13.647	1100	746	13.55	550	370	13.45	2400	1460	9.25	1200	848	14.13	15	79.05	
14	Muhammad Ullah	Abdullah Mir Khan	13/1/1983	850	520	13.647	1100	746	13.55	550	370	13.45	2400	1460	9.25	1200	848	14.13	15	79.05	

Member
 (Habib Ullah Jan)
 AAEO, NWVA

Member
 (Hamid Ullah Jan)
 Headmaster, GHS
 Miran Shah

Member
 (Fazal Ghani)
 Superintendent, AEO NWVA

Member
 (Akhtar Niaz)
 Accountant, AEO NWVA

Member
 (Asad Razaq)
 Superintendent,
 PA Office

Chairman
 (Muhammad Zaveel Wazir)
 Agency Education Officer
 North Waziristan Agency

19

0/3/1983
 Total Male CT

B-7

[Handwritten signature]

Better Copy Annexure B-7

OFFICE OF THE AGENCY EDUCATION OFFICER NORTH WAZIRISTAN AGENCY MIRANSHAH
SHORT LIST OF TRAINED MALE CT (Tehsil Miran Shah)

s.No	Name	f/name	DOB	SSC	FA/FSC	BA/BSc	MA/Msc	CT	service	science	Total score	remarks
1	Khakamin khan	Ismail khan	13.1.1983	580/850	746/1100	370/550	1460/2400	848/1200	5	10	79.05	
2	Muhammad naveed	Muhammad ayaz khan	42.05.1985	549/850	762/1100	330/550	818/1200	673/900		15	78.95	
3	Qarib ullah	Hussain ahmad	23.3.1988	513/850	686/1100	438/550	734/1200	636/900		15	78.78	

19

OFFICE OF THE AGENCY EDUCATION OFFICER NORTH WAZIRISTAN AGENCY MIRANSHAH
 REVISED FINAL MERIT LIST BEFORE VERIFICATION OF MALE CT TEHSIL MIRANSHAH 10/8/2016

Sl. No.	Name	Father's Name	DOB	SSC			FA/ISE			HAB. Sci			MAJIA. Sci			CT	Science ASIKs	Total Score	Remarks
				1	2	3	1	2	3	1	2	3	1	2	3				
1	Muhammad Ali	Muhammad Khan	1961	650	360	115	1100	746	13.56	370	1125	200	1680	9.25	1200	648	14.13	79.04	In Service PETITIONER
2	Muhammad Iqbal	Amjad Khan	1967	650	360	129	1100	762	13.24	330	1200	200	1680	10.23	900	673	14.96	78.99	PETITIONER
3	Zabihullah	Jalal Khan	20.03.1988	650	330	129	1100	708	12.67	350	1208	10.54	1300	2406	10.93	650	13.71	75.84	MAJIA. Reserved
4	Rahimullah	Elis Khan	03.1960	650	330	120	1100	716	13.07	360	1343	12.47	1300	1207	9.53	1200	12.55	74.80	PETITIONER
5	Shahidullah	Dana Khan	03.1988	650	330	129	1100	731	13.15	360	1264	12.56	1300	1245	10.16	1200	11.00	74.62	In Service PETITIONER
6	Muhammad Ali	Muhammad Khan	03.1962	650	330	129	1100	686	12.65	350	1276	12.59	1300	1173	8.59	1200	11.25	72.89	In Service PETITIONER
7	Muhammad Ali	Muhammad Khan	20.03.1979	650	330	129	1100	758	13.21	330	1211	12.11	1100	999	8.17	1500	9.89	70.89	MAJIA. Reserved
8	Ali Muhammad	Ali Muhammad	01.1989	650	330	129	1100	708	12.67	330	1211	12.11	1100	999	8.17	1500	9.89	70.89	MAJIA. Reserved
9	Muhammad Ali	Amrullah Khan	11.1979	650	330	129	1100	716	13.07	360	1264	12.56	1300	1245	10.16	1200	11.00	74.62	In Service PETITIONER
10	Muhammad Ali	Ali Muhammad	12.1984	650	330	129	1100	716	13.07	360	1264	12.56	1300	1245	10.16	1200	11.00	74.62	In Service PETITIONER
11	Muhammad Ali	Hussain Khan	23.03.1988	650	330	129	1100	716	13.07	360	1264	12.56	1300	1245	10.16	1200	11.00	74.62	In Service PETITIONER
12	Muhammad Ali	Dilawar Khan	05.1981	650	330	129	1100	716	13.07	360	1264	12.56	1300	1245	10.16	1200	11.00	74.62	In Service PETITIONER

Handwritten signature

Chairman
 Member
 Member
 Member

1. Muhammad Saleem Wazir
 2. Ahmad Khyber Agency
 3. Abdul Mahan
 4. Mr. Fazal Wadoodi
 Political Tehsil Dar MRN

SO Education FATA

BETTER COPY ANNEXURE (C - 8)

OFFICE OF THE AGENCY EDUCATION OFFICER NORTH WAZIRISTAN AGENCY MIRANSHAH
REVISED FINAL MERIT LIST BEFORE VERIFICATION OF MALE "CT" TEHSIL MIRANSHAH 10/08.2016

S.N O	NAME	F/NAME	DOB	SSC	FA/FSC	BA/BSC	MA/MSC	CT	SCIENCE MARKS	TOTAL MARKS	REMARKS
1	Khakemin khan	Ismail khan	13.1.1983	580/85 0	746/110 0	370/550	1480/2400	848/1200	15	79.04	In service Petitioner
2	Muhammad naveed	Muhamma d ayaz khan	42.05.1985	549/85 0	762/110 0	330/550	818/1200	673/900	15	78.96	petitioner
3.	Zabetullah	Izzat khan	20.3.1988	530/85 0	708/110 0	298/550	4205/3300	606/900	15	75.58	petitioner
5	Shahid ullah	Ghazi janan	6.3.1983	680/10 50	733/110 0	264/550	1569/2100	572/900	15	74.80	petitioner
11	Qarib Ullah	Hussain Ahmad	23.3.1988	513/85 0	686/11 00	438/55 0	734/1200	636/900	5	68.78	

Qarib Ullah

OFFICE OF THE AGENCY EDUCATION OFFICER N.W. AGENCY MIRANSHA

APPOINTMENT ORDER / COURT DECISION

In the light of Peshawar High Court, Bannu Bench decision vide Writ Petition/C- No.111-B/2016, W.P No.387-B/2015,138-B,2014,408-B/2013, the approval of the Departmental Selection Committee constituted by Director Education FATA K.P.K Peshawar order No. 5518-29 dated 16/5/2016 and the review committee of the merit list No.1122-29 dated 09/11/2016, the following candidates are hereby appointed against the vacant post of CT (Male) BPS-09 at Rs: (9860-610-20160) Per Month plus usual allowances as admissible under the rules with immediate effect in the interest of Justice /Public Service.

SN.	Name	Place of Posting	Remarks
0			
1.	Fazal Wali S/O Haji Jalil	GHS Tall Village	Vacant Post
2.	Asimullah S/O Sakhiu Mar Jan	GMS Dandil Dossali	Vacant Post
3.	Haseenullah S/O Haqi ur Rehman	GMS Samar Gul Kot Mirali	Vacant Post
4.	Khakemin Khan S/O Ismail Khan	GHS Tall Village Miranshah	Vacant Post
5.	Muhammad Naveed S/O Muhammad Ayas Khan	GHS Raghzi Killa Miranshah	Vacant Post
6.	Zahir Ayub Khan S/O Mir Dal Khan	GHS Sidiqi Kot Shewa	Vacant Post
7.	Badshah Zair Khan S/O Saif Rauf	GMS Muhammad Amin Kot Ghulam Khan	Vacant Post
8.	Rasool Amin S/O Sadat Khan	GHS Ghazlama Datta Khel	Vacant Post
9.	Sherin Muhammad S/O Ghazi Muhammad	GHS Paryat Dossali	Vacant Post
10.	Sirajullah S/O Fazal Mehmood	GHS Spuwani	Vacant Post
11.	Rehmatullah S/o Sher Badshah	GMS Pipali Picket	Vacant Post
12.	Sher Ahmad S/O Ilyas Khan	GHS Rarmak Camp	Vacant Post

Terms & Condition:

1. His/Her appointments shall be on regular basis in accordance with the Government Policy in vogue.
2. His/Her appointment shall be subject to the provision of medical fitness Certificate issued by the concern Medical Superintendent.
3. He/She shall be governed under such rules, regulation, orders and ordinances etc relating to appointment and promotion.
4. At any time without notice and without assigning any reason his/her Service Will be Considered Terminal during the period of his/her appointment on probation i.e his/her work during the initial period of one year of services was not found satisfactory.
5. His/Her appointment shall stand cancelled from the date of issue of this order, if his/her documents are not be verified.
6. His/Her salary shall not be drawn till the verification of all the concerned documents/Testimonials.
7. One month prior notice shall be given to the Government in case of resignation or leaving the service.
8. If he/she fail to assume his/her charge within 15 days, his/her order shall be treated as cancelled.
9. He/She will be terminated if he/ her certificates found fake/bogus and tempered.
10. He/She should not be handed over charge if he/she below 18 years and above 35 year of age.

(Handwritten signature)

Agency Education Officer
North Waziristan Agency

Ends:- No. 1318-35 / Appointment/ CT(M)/AEO/MRN Dated 30/11/2016.

- Copy To:-
1. The Registrar honorable Peshawar High Court, Bannu Bench Bannu.
 2. The Director of Education (FATA) Secretariat Peshawar.
 3. The Political Agent NWA Miranshah.
 4. The Agency Accounts Officer Miranshah.
 5. AAO Concerned.
 6. Candidate concerned

(Handwritten signature)

(Handwritten signature)

30

10

OFFICE OF THE AGENCY EDUCATION OFFICER N.W. AGENCY MIRAN
APPOINTMENT ORDER / COURT DECISION

In the light of Peshawar High Court, Bannu Bench decision vide Writ Petition/CCS
0.111-B/2016, W.P No.387-B/2015,138-S,2014,408-B/2013, the approval of the Departmental
election Committee constituted by Director Education FATA K.P.K Peshawar order No. 5518-29
dated 16/5/2016 and the review committee of the merit list No.1122-29 dated 09/11/2016, the following
candidates are hereby appointed against the vacant post of CT (Male) BPS-09 at Rs: (9960-610-28160)
per Month plus usual allowances as admissible under the rules with immediate effect in the interest
of Justice /Public Service.

SX.	Name	Place of Posting	Tehsil	Remarks
1	Saqeemullah S/O Nour Saly Din	GHS Eidak ✓	Mir Ali	Vacant Post
2	Zaherullah S/O Izzat Khan	GHS Darpa Khel ✓	Miran Shah	Vacant Post
3	Muhammad Younas Khan S/O Najimullah	GMS Kam Rughra ✓	Datta Khel	Vacant Post
4	Salimullah S/O Gul Raut	GMS Dandil ✓	Dossali	Vacant Post
5	Muhammad Aman S/O Gul Raut Jan	GHS Pir Sahib Jan ✓	Dossali	Vacant Post
6	Husamullah S/O Afsar Gul	GHS Razmak ✓	Razmak	Vacant Post

APPOINTMENT ORDER

1. His/Her appointments shall be on regular basis in accordance with the Government Policy in vogue.
2. His/Her appointment shall be subject to the provision of medical fitness Certificate issued by the concerned Medical Superintendent.
3. He/She shall be governed under such rules, regulation, orders and ordinances etc relating to appointment and promotion.
4. At any time without notice and without assigning any reason his/her service will be considered terminated during the period of his/her appointment on probation i.e his/her work during the initial period of one year of services was not found satisfactory.
5. His/Her appointment shall stand cancelled from the date of issue of this order, if his/her documents could not be verified.
6. His/Her salary shall not be drawn till the verification of all the concerned documents/Testimonials.
7. One month prior notice shall be given to the Government in case of resignation or leaving the service.
8. If he/she fail to assume his/her charge within 15 days, his/her order shall be treated as cancelled.
9. He/She will be terminated if his/ her certificates found fake/bogus and tempered.
10. He/She should not be handed over charge if he/she below 18 years and above 35 year of age.

[Signature]
Agency Education Officer
North Waziristan Agency

[Signature]
Agency Education Officer
North Waziristan Agency

Ends:- No. 1726-35 / Appointment CT/NWAEO/MRN Dated 27 / 12 / 2016

- Copy To:-
1. The Registrar honorable Peshawar High Court, Bannu Bench Bannu.
 2. The Director of Education (FATA) Secretariat Peshawar.
 3. The Political Agent NWA Miran Shah.
 4. The Agency Accounts Officer Miran Shah.
 5. AAEO Concerned.
 6. Candidate concerned.

[Signature]
Agency Education Officer
North Waziristan Agency

- 3.
 - 4.
 - 5.
 - 6.
- The Political Agent NWA Miran Shah.
The Agency Accounts Officer Miran Shah.
AAEO Concerned.
Candidate concerned.

[Signature]

[Signature]
Agency Education Officer

OFFICE OF THE AGENCY EDUCATION OFFICER N.W. AGENCY MIRANSHAH

APPOINTMENT ORDER / COURT DECISION:

11

Consequent upon the Departmental Selection/Recruitment Committee/Constituted by Director Education (FATA) K.P.K Peshawar Vide his NO:5518-29 Dated 16/05/2016, & review Committee of the Merit list NO:1122-29 Dated 09/11/2016, on decision of Honorable Peshawar High Court Bannu Bench Bannu Vide; Writ Petition 330-B of 2015 Announced on 10/09/2015 & COC NO:111-B/2016, the following candidates are hereby Appointed against the vacant post of CT (Male) BPS-15 at Rs: (13510-1120-47110) Per Month plus usual allowances as admissible under the rules with effect from date of taking over charge in the interest of Justice /Public Service.

SN. O	Name	Place of Posting	Tehsil	Remarks
1.	Shahid Ullah S/O Ghazi Janan	GMS Ahmad Khel	Miran Shah	Vacant Post

Terms & Condition:

1. His/Her Appointment is made purely on Temporary Basis and is Liable to Termination at any Time with out any prior notice, if he/she wish to resign from his/her Service, he/she Should give one month's prior notice or forfeit one Month Pay in lieu thereof.
2. His/Her appointment shall be subject to the provision of medical fitness Certificate issued by the concerned Medical Superintendent.
3. He/She shall be governed under such rules, regulation, orders and ordinances etc relating to appointment and promotion.
4. His/Her Service is placed for one year probation period, and his/her Service will be Terminated with out any notice if not found Satisfactory.
5. His/Her appointment shall stand cancelled from the date of issue of this order, if his/her documents could not be verified.
6. His/Her salary shall not be drawn till the verification of his/her Educational/Professional documents from the Concerned Board/University/Testimonials.
7. If he/she fail to assume his/her charge within 15 days, his/her order shall be treated as cancelled.
8. He/She will be terminated if he/ her certificates found fake/bogus and tempered.
9. He/She should not be handed over charge if he/she below 18 years and above 35 year of age.

[Signature]
 Assistant Agency Education Officer
 North Waziristan Agency

[Signature]
 Agency Education Officer
 North Waziristan Agency

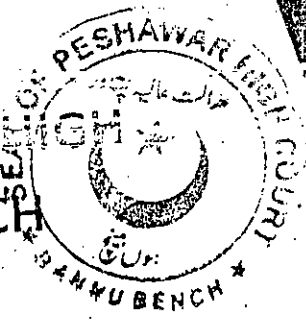
Ends:- No. 22/11-15 Appointment/ CT (MVAFO/MRN) Dated 01/10/2017

- Copy To:-
1. The Registrar honorable Peshawar High Court, Bannu Bench Bannu.
 2. The Director of Education (FATA) Secretariat Peshawar.
 3. The Political Agent NWA Miran Shah.
 4. The Agency Accounts Officer Miran Shah.
 5. AAEO Concerned.
 6. Candidate concerned.

[Signature]
 Agency Education Officer
 North Waziristan Agency

[Handwritten initials]
 H.V.D

BEFORE THE PESHAWAR HIGH COURT,
BANNU BENCH



WRIT PETITION NO: 4311-R/2016

Handwritten signature/initials

1. RAFIQ ULLAH S/O GUL ZAR, VILLAGE, MULLAGAN.
2. HAMID REHMAN S/O MATI UR REHMAN, VILLAGE HASSU KHEL.
3. INAM ULLAH S/O ABDUL ALAHI, VILLAGE HURMAZ.
4. NADIM ULLAH S/O FALAK NAZ KHAN, VILLAGE HURMAZ.
5. BILQIS NAWAZ D/O MUHAMMAD NAWAZ, VILLAGE HASSU KHEL.
6. MIS AMROZIA D/O MUHAMMAD RAUF, VILLAGE HASSU KHEL.
7. MIS REFAHAT SHAHEEN D/O MUHAMMAD UL ALLAH, VILLAGE HASSU KHEL.
8. JEHAN ZEB S/O SHAH ALAM KHAN VIAALGE, ISSURI.
9. ASIM ULLAH S/O SAKHI MAR JAN, VILLAGE MUSSAKI.
10. MUHAMMAD AHMED S/O MUHAMMAD ALAM, VILLAGE MULLAGAN.
11. NOORSALIM S/O RAB NAWAZ KHAN, VILLAGE, HAIDER KHEL.
12. HUFFRAN NAWAZ S/O HAJI MUHAMMAD SHAFI, VILLAGE, ISSURI.
13. ASHRAF ALI S/O FAIZ ULLAH, VILLAGE, IDAK
ALL RESIDENT OF TEHSIL MIR ALI, NWA
14. RASHID ULLAH S/O HAJI DAULAT KHAN, VILLAGE HAKIM KHEL.
15. NOOR QAYUM KHAN S/O ZAMIDAR KHAN, VILLAGE, HAKIM KHEL.
16. MUHAMMAD ILYAS S/O MUHAMMAD ROMAN, VILLAGE, KHADDI.
17. ASWA BIBI D/O BAKHT ULLAH, VILLAGE, HAKIM KHEL.
18. HAMID ULLAH S/O HABIB ULLAH, VILLAGE, HURMAZ.
19. TEHSIN ULLAH S/O AJAB KHAN, VILLAGE, MIRAN SHAH.
20. REHMAN TARIN S/O GUL TARIN, VILLAGE IDAK.
21. SHER ULLAH S/O AKRAM ULLAH, VILLAGE MIR ALI,

28/5/2016

Additional Registrar
Handwritten signature

ATTESTED
EXAMINER
Peshawar High Court
Bannu Bench

Handwritten signature/initials

[Handwritten mark]

- 22. RAHIM ULLAH S/O ABDULLI TATIF. VILLAGE, MIR ALI,
- 23. JASIMA ZEB D/O AMPANZIR. VILLAGE KHADDI,
- 24. MAHBOOB REHMAN S/O GHULAM KHAN, VILLAGE, HAKIM KHEL
- 25. SHAMS UL HAQ ABD ULLAH, VILLAGE, HAKIM KHEL
- 26. ABDULLAH S/O MUSEL KHAN, VILLAGE INGHAR KALA.
- 27. GHULAM HUSSAIN GUL HUSSAIN, VILLAGE TAPPI.
- 28. FIDA MUHAMAMD S/O NOOR MUHAMMAD, RESIDENT OF TAPPI.
- 29. HAFIZ MUJABI DIN S/O AMAN KHAN, VILLAGE, TAPPI.
- 30. IHSAN ULLAH S/O KHAN AWAL SHAH, VILLAGE, TAPPI.
ALL RESIDENTS OF TEHSIL MIRAN SHAH, NWA
- 31. NOOR JEHAN S/O HABIB ULLAH, RESIDENT OF CHAHMA
- 32. QARIB ULLAH S/O HASSAN AHMAD, VILLAGE, SPULGA.
- 33. SHAQIB ULLAH S/O HAMID ULLAH VILLAGE, DARPA KHEL.
- 34. ANWAR ULLAH S/O NOOR ULLAH, VILLAGE, TAPPI.
- 35. Sardaraz S/O Zaray Khoon R/O village Miranshah
- 36. MUHAMMAD YASIN S/O HAZRAT ULLAH, VILLAGE, DOSSALI,
- 37. SALIM ULLAH S/O REHMAT ULLAH VILLAGE DOSSALI, ALL RESIDENTS OF
TEHSIL DOSSALI, NWA
- 38. NAZIR ULLAH S/O MUHAMAMD HAKIM, VILLAGE, WOTCH FAQIRAN,
- 39. HASSINA BIBI D/O REHMAT ULLAH, VILLAGE, DOSSALI,
- 40. SHAMRAN ULLAH S/O KHALID KHAN, RESIDENT OF DATTA KHEL.
- 41. IHSAN ULLAH S/O AFSAR GUL, RESIDENT OF KHAISOOR
- 42. SALAH UDDIN S/O MIR JANDAD KHAN, RESIDENT OF KHUSHALI,
ALL RESIDENTS OF TEHSIL RAZMAK, NWA.
- 43. RASOOL AHMAD S/O MIR PAYO JAN, VILLAGE, KHUSHALI;
- 44. REHMAN GUL S/O ALI MAR JAN, VILLAGE MALIK SHAHI, KABUL KHEL
- 45. MUHAMAMD SALEH S/O ABD REHMAN, VILLAGE MIAMI KABUL KHEL
- 46. SALAM UDDIN S/O UMER UDDIN, VILLAGE SAIFALI KABUL KHEL.
ALL RESIDENTS OF TEHSIL SHEWA, NWA.
- 47. IBRAHIM KHAN S/O ALIF KHAN, VILLAGE MAMA KHEL.



2016
preby
usual
over

any
or
st
if

[Handwritten signature]
28/5/2016

Filed To my
31 MAY 2016
Additional Registrar

[Handwritten signature]
Attested
[Signature]

ATTESTED

CLERK
District Court
Razmak District

Handwritten signature

- 48. SHAHBAZ KHAN S/O MUSTA KHAN
- 49. AMIR MUHAMMAD SHAH S/O MURSALIN, VILLAGE, GURZAB,
- 50. MUHAMMAD SHAH S/O GUL ZAMAN, VILLAGE, SHER KHEL,
ALL RESIDENTS OF TEHSIL GHULAM KHAN, NWA.
- 51. ZAR SA GUL S/O DARYA KHAN, RESIDENT OF KHUSHALI,
RESIDENT OF TEHSIL, GARYUM, NWA.
- 52. ISHAFAQ ULLAH S/O LAL MAR JAN, VILLAGE MUHAMMAD KHEL,
- 53. UMER NAWAZ KHAN S/O ZAR NAWAZ KHAN, VILLAGE, MUHAMMAD KHEL,
- 54. SHAMS UL ISLAM S/O AKBAR ALI KHAN, VILLAGE, MUHAMAMD KHEL
- 55. MUHAMMAD RASOOL S/O MUHAMAD HASSAN, VILLAGE, MUHAMMAD KHEL,
ALL RESIDENTS OF TEHSIL, DATTA KHEL, NWA.
- 56. ABD UL HAQ S/O MUHAMAMD LAL MAR JAN, VILLAGE MUHAMMAD KHEL,
- 57. MUHAMAD YOUNIS S/O NAJIB ULLAH, VILLAGE, LAND MUHAMMAD KHEL,
- 58. NOOR UDDIN S/O SHAMS UDDIN, VILLAGE, SHAMIRI
- 59. SALIM ULLAH S/O KHARAM KHAN, VILLAGE, SHAMIRI,
ALL RESIDENTS OF TEHSIL SPIN WAM, NWA.
- 60. GUL ZADA S/O BARA KHAN, VILLAGE, SHAMIRI..... (PETTIGNERS)

016
eby
ual
er

9/20/16

and Today
 1 MAY 2016
 Additional Registrar

VERSUS

Tehsil Spinwam NWA
7/5/2016

- I. ADDITIONAL CHIEF SECRETARY- FATA,
SECRETARIAT, WORSAK ROAD PESHAWAR.
- II. DIRECTOR EDUCATION (FATA) -- FATA,
SECRETARIAT, PESHAWAR.
- III. POLITICAL AGENT- North Waziristan AGENCY, MIRAN
SHAH.
- IV. AGENCY EDUCATION OFFICER – North Waziristan
AGENCY, MIRAN SHAH.

Handwritten signature

ATTESTED
 JUDGE
 District Court
 Miran Shah

(RESPONDENTS)

4
27

(15)

4

Writ Petition under Article 199 of the Constitution of
Islamic Republic of Pakistan, 1973.

On acceptance of this Writ Petition, an appropriate writ may very graciously be issued with directions to the respondents for appointment of the petitioners on the basis of merit list already prepared for appointment on various posts of different categories. Other relief if any may also be granted.

Respectfully Sheweth:

1. That, the petitioners are the bona fide residents of North Waziristan Agency and have the required qualifications for various posts advertised by the respondent# 3.
2. That, the respondents have prepared various merit lists for the appointment of the petitioners alongwith other candidates. (Copy of the merit list is annexed as A).
3. That, time and again the respondents have been extending lame excuses and are not ready to appoint the petitioners according to the merit list.
4. That, the respondents have withheld all the merit lists mentioned above, on the pretext that on account of "OPERATION ZARAB GHAZAB" all the lists are missing from the concerned office of Agency Education Officer, Miranshah.
5. That, the respondents have also advertised some of the posts of various categories in the newspapers and are bent upon making the

16
by
il
r

28/5/82
28/5/82
VA
L010
and Registrar

ATTESTED

WAZIR
Miranshah

Attested
H/C

5
228

appointment on the basis of newly prepared merit lists of their favourite candidates.

6. That, the petitioners have been approaching the respondents for appointment on the basis of already prepared merit lists but they are paying no heed to the earnest request of the petitioners.

7. That, the petitioners have given application and sent legal notice to the respondents but of no avail. (Copy of application, legal notice and registry receipt are annexed as B, C and D).

8. That, the petitioners have no equate remedy available to them, hence this Writ Petition inter alia on the following grounds:-

GROUND:-

1. That the petitioners after interviews and thorough scrutiny of their testimonials have been shown entitled for the appointment on the basis of merit lists.

2. That, the delaying tactics used by the respondents, not appointing the petitioners have no legal grounds or justification.

3. That, the majority of the petitioners are likely to become over-aged because of the conduct and self-styled policies of the respondents.

4. That, the respondents are not ready to make appointment of the petitioners according to the merit lists as they are suffering from nepotism and favoritism.

That, petitioners seek permission of this Hon'ble Court to advance other points at the time of arguments.

It is therefore, humbly prayed that on acceptance of this writ petition under article 199 of the constitution of Islamic Republic of Pakistan 1973, an appropriate writ may very graciously be issued with directions to the respondents for appointment of the petitioners on the basis of merit list already

Attended
A.L.D.

ATTESTED
BY
CLERK
COURT

16
by
al
er

28/8/2016

FILED
K. Adnan
K. Adnan

6
29
prepared for appointment on various posts of different categories. Other relief if any may also be granted.

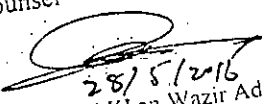
INTERIM RELIEF.

In wake of above submissions, the respondents may kindly be restrained from making fresh appointment in NWA till the final disposal of the instant Writ Petition.

Dated: 27/05/2016

Petitioners.

Through Counsel


28/5/2016
Muhammad Rashid Khan Wazir Advocate
High Court Bannu Bench

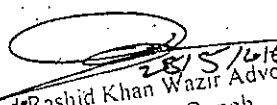
16
y
il
r

CERTIFICATE

It is certified that no such like petition has been filed nor the same is pending before this honorable court or any other forum.

Petitioners


Through Counsel


28/5/2016
Muhammad Rashid Khan Wazir Advocate
High Court Bannu Bench

List of Books:-

1. Constitution of Islamic Republic of Pakistan 1973.
2. Any other judgment.

Note: The instant Writ Petition falls within the domain of D.B.

ATTESTED

Wazir Advocate
High Court Bannu Bench

Attested
A.Y.D

28/5/2016
3.1
11/05/2016

JUDGMENT SHEET
IN THE PESHAWAR HIGH COURT
BANNU BENCH.

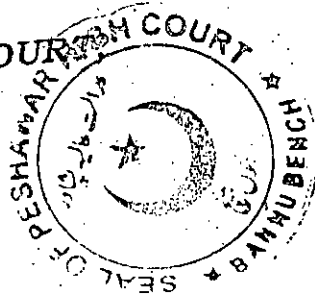
(Judicial Department)

W.P No. 431-B of 2016

Hamid-ur-Rehman etc:

Vs

Addl: Chief Secty: FATA etc:



016
eby
ual
ver

JUDGMENT

Date of hearing 19/02/2019.

Appellant-Petitioner

By Khosh Aman Khattak Adl

Respondent

By Shahid Hamid Bannu
Addl: A-5

SHAKEEL AHMAD, J.--- By means of this petition, filed

U/A-199 of the Constitutional of Islamic Republic of Pakistan

1973, the petitioners seeks the following relief:-

"On acceptance of this writ petition, an appropriate writ may very graciously be issued with directions to the respondents for appointment of the petitioners on the basis of merit list already prepared for appointment on

Imranullah (D.II) Muhammad Nasir Mufsoz and Justice Shakeel Ahmad

ATTESTED

EXAMINER
Peshawar High Court
Bannu Bench

Attested
HL

19

various posts of different categories. Other relief, if any, may also be granted."

2. At the very out-set, the learned counsel appearing on behalf of the petitioners stated at the bar that he would not press the instant petition provided their case is send to the respondent No.4 for consideration in accordance with law.

3. In view of the above, this petition is treated as representation and sent to respondent No.4 for consideration in accordance with law and if the petitioners are not found eligible to be appointed on merits, they will be given the reasons within a period of one month from the date of receipt of this order. Writ petition is disposed of accordingly.

Announced.
19.02.2019.

Sd/Mr Justice Muhammad Nasir Mahfooz, J
Sd/Mr Justice Shakeel Ahmad, J

[Handwritten signature]

CERTIFIED TO BE TRUE COPY

[Signature]
Peshawar High Court Sanno Bench
Authorised Under Article 21 of
The Qanun-e-Shariat Ordinance 1984

Imranullah (D:3) Muhammad Nasir Mahfooz and Justice Shakeel Ahmad

[Handwritten signature]

16
by
al
er

BEFORE THE PESHAWAR HIGH COURT BENCH

Contempt of Court Petition of 2019

IN

Writ Petition No 431-B/2016

Qarib Ullah S/O Hussain Ahmad R/O Miran Shah

District North Waziristan

(Petitioner)

VERSUS

1. Saif Ullah Khan District Education Officer District North Waziristan.

2. Sharif Ullah Assistant District Education Officer Miran Shah

(Respondents)

Subject: APPLICATION FOR INITIATING CONTEMPT OF COURT PROCEEDING UNDER CONTEMPT OF COURT ORDINANCE READ WITH ALL RELEVANT LAWS AND ARTICLES OF THE CONSTITUTION OF 1973 OF PAKISTAN

ADDRESSES GIVEN IN THE TITLE OF COURT ARE CORRECT AND SUFFICIENT FOR SERVICE TO THE PARTIES.

Respected Sir,

The Petitioner most humbly submits as under:-

1. That, the petitioner instituted a writ petition before this Hon'ble Court for appointment as CT Teacher (copy of writ petition is annexed A)

2. That, this Hon'ble Court accepted / disposed of the writ petition with the direction to the respondents as follows:-

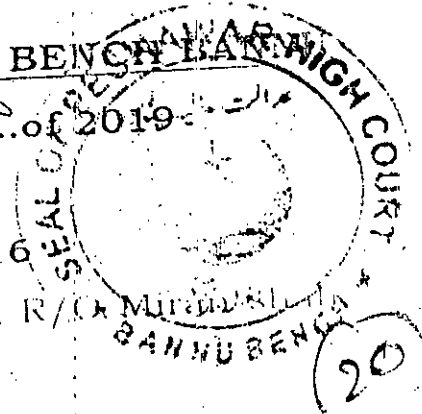
"in view of the above, this petition is treated as representation and sent to respondent no.4 for consideration in accordance with law and if the petitioners are not found eligible to be appointed on merits, they will be given the reasons with a period of one month from the date of receipt of this order. Writ petition is disposed of

ATTESTED

EXAMINER
Peshawar High Court
Bannu Bench

Attested
4/5/19

Filed Today
14 MAY 2019
Additional Registrar



3. That the petitioner produce the judgment of this Hon'ble court to the respondent; but they neither redressed the grievance of the petitioner nor provided reasons in writing. It is also pertinent to mentioned that vacant post is available. **(Copy of letter of availability of post is enclosed as annexure C)**
4. That, higher authorities has also issued letter to the respondents to vacate vacancy / posts in all categories which were lying vacant in 2013 and now filled up by transfer may vacated through court order but respondent are reluctant to obey orders/ directions of this Hon'ble court and have re advertised those posts for appointment which is clear cut contempt of this Hon'ble Court. **(copies of the availability of the vacant post and letter No. 6685 dated 17/03/2017 is annexed as annexure and copy of advertisement C&D.E)**

It is, therefore, humbly prayed that contempt of Court proceeding may kindly be initiated against the respondents.

9168 Dated 10/5/2019
 I declare that the above was verified on solemnly

in my office this 14 May 2019 by Sharifullah Khan
Gul Paraz Banna
Alamzeb Khan Adv

PETITIONER Shc
 Qarib Ullah

THROUGH COUNSEL ATTESTE

AFFIDAVIT

12 July
 Bench

Filed Today 14
14 MAY 2019
Shc
 Additional Registrar

Mr. Sharif Ullah special attorney for the petitioner Qarib Ullah, do hereby solemnly affirm and declare on oath that all the contents of the instant contempt of court application are true and correct to the best of my knowledge and belief and nothing has been concealed from this honorable court.

Alamzeb

Shc
Shc

Respondent

Shc

(22)

PESHAWAR HIGH COURT,
BANNU BENCH.

FORM 'A'

FORM OF ORDER SHEET

Date of order or proceedings (1)	Order or other proceedings with signature of Judge (s). (2)
02.10.2019	<p><u>COC No.114-B of 2019.</u></p> <p>Present:</p> <p style="padding-left: 40px;">Mr. Alam Zeb Khan Advocate for petitioner.</p> <p style="text-align: center;">***</p> <p style="padding-left: 40px;">Respondents shall submit their reply to reach this Court within fortnight.</p> <p style="text-align: center;"><i>Sd/Justice Muhammad Nasir Mahfooz, J</i> <i>Sd/ Justice Sanibzada Asadullah, J</i></p> <p style="text-align: center;">CERTIFIED TO BE TRUE COPY</p> <p style="text-align: center;">Peshawar High Court Bannu Bench Authorised Under Article 67 of The Qanun-e-Shahadat Ordinance 1984</p> <p style="text-align: center;">25/10/19</p> <p style="text-align: center;">Attested [Signature]</p> <p>[Signature]</p>

To

The Director E&SE department,
Khyber pakhtunkhwa, Peshawar.

F-23

Subject: For Seniority and Back Benefits from the date of my colleagues appointment.

Respected sir,

I am teacher in education department and appointed as CT (BPS-15) dated 25.08.2020. Before my appointment the department in 2013 ignored me due to their inefficiencies for appointment, even I had fulfilled all formalities and being in merit list in 2013. However, the department was not interested in issuance of my appointment order, despite eligibility and i time and again requested the department to issue appointment letter and after prolong time they issued revised final merit list dated 10.08.2016 in which my name was included, and in the meanwhile the department appointed my colleagues on the post of CT (BPS-15) orders dated 30.11.2016 & 27.12.2016 & 01.02.2017 during the pendency of Writ Petition No.431-B/2016, which I filed before the Peshawar High Court, Bannu bench, and was disposed of with the direction to the department that *"in view of the above, this petition is treated as representation and sent to respondent No.4 for consideration in accordance with law and if the petitioners are not found eligible to be appointed on merits, they will be given the reasons within a period of one month from the date of receipt of this order"* order dated 19.02.2019 and COC No.114/2019. After the direction to the department they issued my appointment order dated 25.08.2020 with immediate effects, not w.e.f colleagues appointment order dated 30.11.2016. Thus the department discriminated in granting seniority and back benefits by issuing my appointment letter with immediate effect.

Therefore it is requested that my case may very kindly be considered and granted seniority and back benefits with effect from my colleague's appointments.

Dated: 06.04.2022.

APPLICANT
Qareeb Ullah, CT (BPS-15)
GHS Spulga Tehsil Miranshah,
North Waziristan District

Form- A
FORM OF ORDER SHEET

Court of _____

Case No.- 1122/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	18/07/2022	<p>The appeal of Mr. Qareeb Ullah presented today by Mr. Afrasiab Khan Wazir Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on _____ . Parcha peshi is given to the appellant/counsel.</p>
		<p>By the order of Chairman</p>
		<p>REGISTRAR</p>

24

VAKALATNAMA

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

_____ OF 2022

Qanis ulah

(APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Education Dept

(RESPONDENT)
(DEFENDANT)

I/We Qanis ulah

Do hereby appoint and constitute **AFRASIAB KHAN WAZIR, Advocate, Peshawar** to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate Counsel on my/our cost. I/we authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter.

Dated. ____/____/2022

Qanis ulah

CLIENT(S)

ACCEPTED
AFRASIAB KHAN WAZIR
&
NAZUREHMAN MEHSOOD
ADVOCATES

OFFICE:

Room No.6 Ground Floor, Afridi Tower,
Government College Chowk, Faqir Abad,
Peshawar City.

Mobile No: 0312-9888752