

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR  
CHECK LIST

Case Title: Gul Shereen

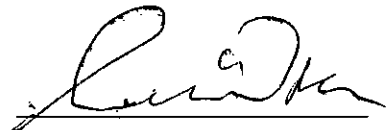
S#	CONTENTS	YES	NO
1	This Appeal has been presented by: <u>Mr. Zartaj Anwar</u>		
2	Whether Counsel/Appellant/Respondent/Deponent have signed the requisite documents?	✓	
3	Whether appeal is within time?	✓	
4	Whether the enactment under which the appeal is filed mentioned?	✓	
5	Whether the enactment under 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 AG/DAG?	✓	
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 cutting/overwriting?	x	
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: \_\_\_\_\_

Signature: \_\_\_\_\_

Dated: \_\_\_\_\_





**OFFICE OF THE DISTRICT EDUCATION OFFICER,**  
**(FEMALE) KARAK**

No. 5536 / Dated Karak the 26/11 /2021.

To

The District Education Officer  
(Female )Bannu.

SUBJECT:- INQUIRY.

Memo,

It is stated that I the undersigned and Razwana Liaqat DEO(F) Kohat appointed as inquiry Officers vide SO .Complaint) E&SED/1-17/2021/ASDEO (F) Estb:Bannu /SE-2320 dated 13.9.2021.

The Undersigned and Razwana Liaqat DEO(F) Kohat will visit your Office regarding inquiry against Ms. Gul Shareen Head Mistress GGCMs Hayat Muhammad Khel and Ms.Shahana Ex ASDEO Estb:of your Office on 30.11.2021.You are requested to inform the above named Officer to be present at your Office for formal inquiry as the matter is already inquired by Shazia Nawaz Ex Dy : DEO(F) Karak.

**DISTRICT EDUCATION OFFICER**  
**(FEMALE) KARAK**

Endst.No. 5537-39 / Dated Karak the 26/11 /2021.

Copy to the: \_

1. Sectionn Officer (Complaint) Elementary and Secondary Education Khyber Pakhtunkhwa w/r to his Office No & date cited above.
2. Director Elementary & Secondary Education Khyber Pakhtunkhwa Pes rawar.
3. Hayat Khan S/of Gul Khazanat Khan resident of Hayat Muhammad Khel District Bannu .

  
**DISTRICT EDUCATION OFFICER**  
**(FEMALE) KARAK.**



**GOVERNMENT OF KHYBER PAKHTUNKHWA**  
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT  
Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar

No. SO (PE)/E&SED/5-1/Gen-Misc/Shahana Hameed/2021  
Dated Peshawar (P), October 25<sup>th</sup>, 2021

To

Mst. Shahana Hameed,  
SST (G), GGHS No.02,  
District Bannu.

Subject: - PERSONAL HEARING.

I am directed to refer to your application dated 24.08.2021 on the subject noted above and to state that your personal hearing is scheduled to be hold on 02.11.2021 at 11:00 hours with Special Secretary, Elementary & Secondary Education Department Khyber Pakhtunkhwa in his office.

You are, therefore, directed to appear before Special Secretary, E&SE Department, for personal hearing alongwith complete documents, on the date, time and venue mentioned above.

  
(Mian Hussain Din)  
SECTION OFFICER (P.E)

Endst: No & date even  
Copy forwarded to the :-

1. Director Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Peshawar, with the request to depute a well conversant representative to attend the personal hearing as mentioned above, alongwith complete record pertaining to the case.
2. District Education Officer (F), Bannu.
3. PS to Secretary, Elementary & Secondary Education Department, Peshawar.
4. PA to Additional Secretary (General) Elementary & Secondary Education Department Khyber Pakhtunkhwa.

  
SECTION OFFICER (P.E)

**POWER OF ATTORNEY**

in the Court of Myhs Pachter Khura Service Tribunal  
Gul Shereen Peshawar

} For  
} Plaintiff  
} Appellant  
} Petitioner  
} Complainant

**VERSUS**

Govt of KPIC and others } Defendant  
} Respondent  
} Accused  
}

Appeal/Revision/Suit/Application/Petition/Case No. \_\_\_\_\_ of \_\_\_\_\_  
Fixed for \_\_\_\_\_

I/W. the undersigned, do hereby nominate and appoint

**ZARTAJ ANWAR & IMRAN KHAN ADVOCATES**, my true and lawful attorney, for me in my same and on my behalf to appear at Peshawar to appear, plead, act and answer in the above Court or any Court to which the business is transferred in the above matter and is agreed to sign and file petitions. An appeal, statements, accounts, exhibits. Compromises or other documents whatsoever, in connection with the said matter or any matter arising there from and also to apply for and receive all documents or copies of documents, depositions etc, and to apply for and issue summons and other writs or subpoena and to apply for and get issued and arrest, attachment or other executions, warrants or order and to conduct any proceeding that may arise there out; and to apply for and receive payment of any or all sums or submit for the above matter to arbitration. and to employ any other Legal Practitioner authorizing him to exercise the power and authorizes hereby conferred on the Advocate wherever he may think fit to do so. any other lawyer may be appointed by my said counsel to conduct the case who shall have the same powers.

AND to all acts legally necessary to manage and conduct the said case in all respects, whether herein specified or not, as may be proper and expedient.

AND I/we hereby agree to ratify and confirm all lawful acts done on my/our behalf under or by virtue of this power or of the usual practice in such matter.

PROVIDED always, that I/we undertake at time of calling of the case by the Court/my authorized agent shall inform the Advocate and make him appear in Court, if the case may be dismissed in default, if it be proceeded ex-parte the said counsel shall not be held responsible for the same. All costs awarded in favour shall be the right of the counsel or his nominee, and if awarded against shall be payable by me/us

IN WITNESS whereof I/we have hereto signed at \_\_\_\_\_  
the \_\_\_\_\_ day to \_\_\_\_\_ the year Wj  
Executant/Executants \_\_\_\_\_  
Accepted subject to the terms regarding fee \_\_\_\_\_

Imran Khan  
**IMRAN KHAN**  
Advocate High Court  
Mob. 0345-9090648

Zartaj Anwar  
**ZARTAJ ANWAR**  
Advocate High Courts  
ADVOCATES, LEGAL ADVISORS, SERVICE & LABOUR LAW CONSULTANT  
FR-3, Fourth Floor, Bilour Plaza, Saddar Road, Peshawar Cantt  
Mobile-0331-9399185  
BC-10-9851  
CNIC: 17301-1610454-5

7

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

Service Appeal No. 77551 2021

Gul Shereen SST (G) at Government Girls Community Model  
School Hayat Muhammad Khel Bannu.

(Appellant)

**VERSUS**

Government of Khyber Pakhtunkhwa through Secretary  
Elementary & Secondary Education and others.

(Respondents)

**INDEX**

S. No	Description of Documents	Annexure	Page No
1	Memo of Appeal + Affidavit		1-5
2	Addresses of Parties		6
3	Stay Application		7-8
4	Copy of the Committee documents and expenses detail	A & B	9-25
5	Copy of the First inquiry dated 08.11.2019	C & D	26-27
6	Copy of the Second inquiry dated 21.11.2019	D	28-31
7	Copy of the order dated 30.06.2021 and departmental appeal dated 15.07.2021	E & F	32-33
8	Other Documents		34-36
9	Vakalatnama		37

**Appellant**

Through

**ZARTAJ ANWAR**  
Advocate High Court  
Office FR , 3-4 Forth Floor  
Bilour Plaza Peshawar Cantt.  
Cell: 0331-9399185  
Email: [Zartaj9@yahoo.com](mailto:Zartaj9@yahoo.com)

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

Service Appeal No. \_\_\_\_\_ / 2021

Gul Shereen SST (G) at Government Girls Community  
Model School Hayat Muhammad Khel Bannu.

(Appellant)

**VERSUS**

1. Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education, Civil Secretariat Khyber road, Peshawar
2. Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (F) Bannu.

(Respondents)

**Appeal under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974, against the impugned order dated 30.06.2021 against which the appellant filed departmental appeal vide dated 15.07.2021, which is still not responded after lapse of 90 days of statutory period.**

**Prayer in Appeal: -**

**On acceptance of this appeal the impugned recovery order dated 30.06.2021 may kindly be set aside and may kindly be exonerated from all the false and baseless allegation leveled against the appellant. Any other relief which is not specifically asked may also be granted to the appellant.**

**Respectfully Submitted:**

- 1) That the Appellant was initially appointed as PST and since her appointment the appellant performed her duties with great zeal and devotion.

- 2) That due to her hard work the appellant was promoted to the post of SST BPS-16 vide notification dated 01.11.2014 and was posted at Government Girls Community Model School Hayat Muhammad Khel Bannu, where the appellant performed her duties with all her capabilities and become headmistress.
- 3) That while serving in the said capacity as a Head Teacher at GGCMS Hayat Muhammad Khel Bannu, amount was allocated /sanctioned by the Govt to the GGCMS Hayat Muhammad Khel Bannu, for necessary repair work at school i.e. Boundary Wall, Common Washroom and Water Supply.
- 4) That for this purpose the government transferred the amount to a joint account i.e Parent Teacher Account (PTC) to avoid embezzlement/corruption and also for the proper check and balance.
- 5) That in order to utilized the sanctioned amount for the purpose of necessary repair work the appellant in the light of lay down procedure duly constitute committee of the teachers and elders of the locality i.e. the land owner who provided land to the government for construction of school member of the said committee and whenever any work was done or issued amount to the government contractor that was in consultation of the said committee. *(Copy of the Committee documents and expenses detail are attached as annexure A & B).*
- 6) That the amount sanctioned and allocated for three type of different work in which the amount sanctioned for boundary wall was Rs.627500/-, 160000/- for Common washrooms and 200000/- for Water supply and sanitation, the said amount was spent on the mentioned distributions and the same was acknowledge by the committee as well as the amount issued to the contractor was duly signed by the members of the committee.
- 7) That in the year 2019 one namely Mr. hayat Muhammad who was the owner of the land of the school whose brother been appointed as Chowkidar on the school and having personal grudges with the appellant which developed later on, file a complaint before the competent authority by leveling false and baseless allegations of corruption and embezzlement for the amount sanctioned for the repair of school in the year 2015, which was duly completed and the complainant was also the

member of the committee constituted for the said work and satisfied from the work done.

- 8) That upon the complaint lodge against the appellant an inquiry was initiated, the inquiry officer duly conducted the inquiry while gone through all the available record as well as inspected the work done area i.e. School and recommended the exoneration of appellant from charges leveled against her. *(Copy of the First inquiry dated 08.11.2019 is attached as annexure C).*
- 9) That the respondent department without taking into consideration the inquiry conducted upon the order of the competent authority duly constituted and inspected all the work done and given their report but astonishingly rather illegally issued constituted another committee to inquire the matter without giving any reasons that on what point of law need to conduct a second inquiry or on what point of law the authority is not agreed the finding and recommendation of the first inquiry which is against the law and rule on subject matter i.e. E & D Rules 2011. *(Copy of the Second inquiry dated 21.11.2019 is attached as annexure D).*
- 10) That second inquiry which is illegal in the eyes of law on the subject matter and the inquiry officer without taking into consideration the report submitted by the appellant as well as the inquiry report of the first inquiry illegally ordered the recovery of amount spent on the developmental work and which did not mentioned any specific amount.
- 11) That the respondent department in the light of the second inquiry issued the recovery order dated 30.06.2021 upon which the appellant has submitted his departmental appeal vide dated 15.07.2021, which is till date not responded. *(Copy of the order dated 30.06.2021 and departmental appeal are attached as annexure E & F).*
- 12) That being aggrieved from the impugned order dated 30.06.2021, the appellant has filed this appeal on the following grounds inter alia.

**GROUND OF SERVICE APPEAL:**

- A. That the Appellant has not been treated in accordance with law, her rights secured and guaranteed under the law and Constitution has been violated.



- B. That the respondents are not acting in accordance with law and not treating the Appellant alike.
- C. That the conduct of the respondents is apparently tainted with malice, malafide and bias, and importantly based on personal grudges
- D. That an inquiry was initiated, the inquiry officer duly conducted the inquiry while gone through all the available record as well as inspected the work done area i.e. School and recommended the exoneration of appellant from charges leveled against her.
- E. That the respondent department without taking into consideration the inquiry conducted upon the order of the competent authority duly constituted and inspected all the work done and given their report but astonishingly rather illegally issued constituted another committee to inquire the matter without giving any reasons that on what point of law need to conduct a second inquiry or on what point of law the authority is not agreed the finding and recommendation of the first inquiry which is against the law and rule on subject matter i.e. E & D Rules 2011.
- F. That second inquiry which is illegal in the eyes of law on the subject matter and the inquiry officer without taking into consideration the report submitted by the appellant as well as the inquiry report of the first inquiry illegally ordered the recovery of amount spent on the developmental work and which did not mentioned any specific amount.
- G. That the respondent department in the light of the second inquiry issued the recovery order dated 30.06.2021, which is illegal, unlawful and against the law and violative upon the rights of the appellant.
- H. That the Appellant has not been treated as per notified gazetted rules by the respondents which deprived the Appellant from her due right of her due seniority.
- I. That the Appellant has at her credit the spot less service career and the appellant spent the amount after consultation with members of the committee.

- J. That inaction on the part of respondents is adversely affecting the Appellant career of the appellant and has not treated according to law
- K. That the Appellant seeks the permission of this honourable Tribunal to rely on additional grounds at the hearing of this Appeal.

*It is, therefore, humbly prayed that on acceptance of this appeal the impugned recovery order dated 30.06.2021 may kindly be set aside and may kindly be exonerated from all the false and baseless allegation leveled against the appellant. Any other relief which is not specifically asked may also be granted to the appellant.*

*[Signature]*  
Appellant

Through

*[Signature]*  
ZARTAJ ANWAR  
Advocate Peshawar

&

IMRAN KHAN  
Advocate Peshawar

**AFFIDAVIT**

I, Gul Shereen SST (G) at Government Girls Community Model School Hayat Muhammad Khel Bannu, do hereby solemnly affirm and declare on oath that the contents of the above appeal are true and correct and that nothing has been kept back or concealed from this Honourable Tribunal.

*[Signature]*  
Deponent

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

Service Appeal No. \_\_\_\_\_ / 2021

Gul Shereen SST (G) at Government Girls Community Model  
 School Hayat Muhammad Khel Bannu.

**(Appellant)**

**VERSUS**

Government of Khyber Pakhtunkhwa through Secretary  
 Elementary & Secondary Education and others.

**(Respondents)**

**ADDRESSES OF PARTIES**

**Appellant**

Gul Shereen SST (G) at Government Girls Community  
 Model School Hayat Muhammad Khel Bannu.

**Respondents**

1. Government of Khyber Pakhtunkhwa through Secretary,  
 Elementary & Secondary Education, Civil Secretariat Khyber  
 road, Peshawar
2. Director, Elementary & Secondary Education Khyber  
 Pakhtunkhwa Peshawar.
3. District Education Officer (F) Bannu.

  
**Appellant**

Through

  
**ZARTAJ ANWAR**

Advocate Peshawar

3 7

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

Service Appeal No. \_\_\_\_\_ / 2021

Gul Shereen SST (G) at Government Girls Community Model  
School Hayat Muhammad Khel Bannu.

(Appellant)

**VERSUS**

Government of Khyber Pakhtunkhwa through Secretary  
Elementary & Secondary Education and others.

(Respondents)

**APPLICATION FOR SUSPENSION OF ORDER DATED**  
**30.06.2021, TILL THE FINAL DECISION OF THE**  
**TITLED SERVICE APPEAL.**

**Respectfully Submitted:**

1. That the above titled service appeal is pending adjudication before this Honorable Tribunal in which no date of hearing is fixed.
2. That the facts and grounds taken in the titled service appeal may kindly be taken as integral part of the instant application.
3. That the respondents have issued recovery of amount vide notice dated 30.06.2021.
4. That the applicant has a good prima facie case in her favor and she is sanguine of its success. So all the three ingredients/ pre-requisites for the grant of status quo strongly lies in favor of the applicant.
5. That the applicant would be exposed to great hardship and inconvenience in case if order dated 30.06.2021 is not suspended.
6. That it would also serve the interest of justice if the respondents are restrained from making recoveries of the alleged amount from applicant, till the final decision of the titled service appeal.

*It is, therefore, humbly prayed that on acceptance of this application the order dated 30.06.2021 may kindly be suspended*

*and the respondent may kindly be stopped from making recovery of alleged amount till the final decision of the titled service appeal.*

Through Applicant

**ZARTAJ ANWAR**  
Advocate Peshawar

&

**IMRAN KHAN**  
Advocate Peshawar

**AFFIDAVIT**

I, Gul Shereen SST (G) at Government Girls Community Model School Hayat Muhammad Khel Bannu, do hereby solemnly affirm and declare on oath that the contents of the above application are true and correct and that nothing has been kept back or concealed from this Honourable Tribunal.

Deponent

مجلس کو اظہارِ کواپنٹ سے ایم۔ ایس۔ جیان سے منسلک ہونے

EMIS Code: 11972 PTA

آج جو رقم 23<sup>06</sup> کو PTA کی منسلک ہونے  
 کے منسلک ہونے کا آغاز تلاوتِ کلامِ پاک سے ہوا  
 دعا کے بعد تمام اراکین کو کمیٹی کا تعارف ہوا  
 کمیٹی کے تمام اراکان کو مسائل میں آنے والی رقم  
 987000/- کے متعلق بتایا اور تفصیل بھی بتائی کہ  
 627000/- بلڈنگ والے کام کے لیے اور 200000/-  
 سٹائلنگ اور 160000/- کے لیے آئے ہیں جو اس  
 اراکین نے فیصلہ کیا ہے جات خان صاحب مکمل ہو  
 گئے تو اسکی مدد اور نگرانی میں کام کرنا چاہئے گا

Head Mistress  
 G.S.M.S  
 Hayat Muhammad Khal Banu

Secretary/Chairperson PTA  
 GMS Hayat Muhammad Khal  
 Banu

عالمہ 0117

سیدنا

کافی

سیدنا



فارسہ برائے نو تشکیل شدہ شرح پی ٹی اے۔

EMIS کوڈ 11972	گماؤں خدروں محمد خلیل منوں	یونین کونسل	تعمیرات	جنس	عمر	ولایت	روہیت	نام شناختی کارڈ	غلط شمار
	محمد خلیل منوں	تاریخ 5.11-016	تاریخ 5.11-016	عورت	44 سال	لہور	اعظم شاہ	لہور شہرین	1
	محمد خلیل منوں	==	==	==	34	==	==	جانسردارہ	2
	محمد خلیل منوں	==	==	==	54	==	==	سپیل خانہ	3
	محمد خلیل منوں	==	==	==	27	==	==	صافیہ بی بی	4
	محمد خلیل منوں	5.11-016	==	==	45	==	==	گل پیاؤ زادہ	5
	محمد خلیل منوں	==	==	==	45	==	==	مینہ بی بی	6
	محمد خلیل منوں	==	==	==	50	==	==	بادشاہ ملہ	7
	بنوں	==	M.A M.ed	==	49	==	==	گل شہین	8
	بنوں	==	==	==	==	==	==	صیبر شہری	==

تاریخ

دستخط

11101-5742265-6



ANNEX "B" اصل و اخراجات 2015

12 گورنمنٹ گرنٹر گیسٹری ماڈل سکول حیات محمد ضلع بہاول

رقعہ -	باونڈری وال رقم	تاریخ
B/W	627500/-	18/8/05
B/W	474022	توکل فریڈ
<hr/>		
بقایا 153478		

تکفیلی رپورٹ

باونڈری وال کی چاروں طرف سے سرمت اور اونچائی  
خارجہ دار تار چاروں طرف نصب کی گئی بقایا رقم سے  
بچی کی سہی کی مشاورت سے رنگ ورائز اور دیگر مہر  
کاغذ بچنے جسکی تفصیل اس سے موجود ہے۔

28/08/05

2000  
G-1  
2000

2015

آمدن و اخراجات =  
گواہنت ریز کمپنی ماڈل سکول حیات محمد خیل  
گروپ لٹریچر میں آئی رقم =

RS = 160000/-

زیچ شدہ رقم = RS. 160000/-

تاریخ چین - کل رقم - اس مہینے آئی رقمی

2015-08-18 - RS 160000/- گروپ لٹریچر میں

(5 عدد وائش رقم)

گواہنت ریز کمپنی

16/09/2015 کو گواہنت ریز کمپنی ماڈل سکول حیات محمد خیل

میں 5 عدد گروپ لٹریچر نامہ مہینہ لیا گیا

16-09-2015

Muhammad  
S. S. S. S.  
Muhammad

آمدن و اخراجات (2015ء)

گواہانٹ (کنز کیوٹو) صاڈل سکول، صبا، (میر خیل)  
درمٹ بیلائی کی مد میں آئی ہوئی رقم -

فوج شہرہ رقم - RS 259140 -

صبا یخ چیت - کل رقم - سرمدہ بیلائی کی رقم -

18/08/2015 - 259140 - درمٹ بیلائی -

بکھی اگروٹ

گواہانٹ (کنز کیوٹو) صاڈل سکول، صبا، (میر خیل) میں ہونے والے  
بکھے سے موجود رقم - مگر خدشہ ہے کہ اس میں کھدائی اور منتیں نصب کی

ساتھ میں زمینیں ٹینٹ یا ٹی بھنڈا کرنے کے لیے بنایا گیا۔ ساتھ میں

ہیونٹ لائے کڑھیاں نصب کی گئی ہیں تاکہ کچے آرام سے استعمال  
کریں۔ کھلی کے مشاورت سے کام کیا گیا۔

18/08/2015

Head Mistress  
C.S.G.M.S  
Haya, Muhammad Pur, Faisalabad

آئین و اخراجات (2015ء)  
گواہٹ (کنزیمونگ ماڈل سکول حیات موہڑہ ضلع  
زیچ پور ڈسٹرکٹ (انٹروین)

خرچ شدہ رقم =

تاریخ حیات - خرچ شدہ رقم =

2015-08-18 - RS. 91838/-

مذکورہ رقم B/W کمر میں آئی رقم سے زائد  
مقی جس پر رنگ و روغن ہوا

تکلیف رکھوٹ =

22/8/2015 سکول میں رنگ و روغن کا کام ہوا۔ سیدرات  
طوائف تصاویر ہمراہ لف ہے۔

22/8/2015

Head Mistress  
G.C.M.I  
Hayat Muhammad (P.O.)

تفصيلی آراء و ترجیح

5

گواہانہ (الذی علیہ السلام) حیات محمد صلی اللہ علیہ وسلم

ردیف	شماره	مبلغ رقم	مبلغ رقم	مبلغ رقم	مبلغ رقم	مبلغ رقم
46	11 عدد	4400/-	4400/-	1	9875000/-	34
47	1 عدد	500/-	500/-	1	"	35
48	1 عدد	250/-	250/-	1	"	36
49	20	20	20	1	"	37
50	2 عدد	1400/-	1400/-	1	"	38
51	3 عدد	30/-	30/-	1	"	39
52	3 عدد	105/-	105/-	1	"	40
53	3 عدد	210/-	210/-	1	"	41
54	3 عدد	255/-	255/-	1	"	42
55	5 عدد	150/-	150/-	1	"	43
56	2 عدد	7320/-	7320/-	1	"	44
57	1 عدد	300/-	300/-	1	"	45
58	1 عدد	0	0	1	"	46

(2)

کفیل آمدن و خرج

کفیل آمدن و خرج

کفیل آمدن و خرج

تعداد	قیمت	قیمت	تعداد	قیمت	تعداد	قیمت
1	1700/-	1700/-	2	11	46	987500/-
1	300/-	300/-	"	"	47	"
5	250/-	250/-	"	"	48	"
1	1000/-	1000/-	"	"	49	"
1	1000/-	1000/-	"	"	50	"
3	2600/-	2600/-	"	"	51	"
2	600/-	600/-	3	"	52	"
4	200/-	200/-	"	"	53	"
2	1700/-	1700/-	"	"	54	"
2	860/-	860/-	"	"	55	"
1	350/-	350/-	"	"	56	"
1	510/-	510/-	"	"	57	"
1	1300/-	1300/-	"	"	58	"
1	1000/-	1000/-	"	"	59	"

(7)

تفصيل آمدن و خروج

گزارش (بررسی) اجماع حساب (محل) بزرگ 15/5/2007

شماره	تاریخ	شرح	مبلغ	مبلغ	تاریخ	شرح	مبلغ
		رسید مقرر				رسید مقرر	987500/-
69	5	5 عدد	3000/-	3000/-	5	5 عدد	
70			340/-	340/-			
		مجموع	3340/-				
71	5	5 عدد	7500/-	7500/-	6	6 عدد	
72	5	5 عدد	8250/-	8250/-	7	7 عدد	
	15	15 عدد	8500	8500	8	8 عدد	
73							
		14 عدد	14000/-	14000/-	9	9 عدد	
		6 عدد	6000/-	6000/-			
	10	10 عدد	5000/-	5000/-	10	10 عدد	
74							
		2 عدد	200/-	200/-			
75		6 عدد	6000/-	6000/-			
76		2 عدد	6000/-	6000/-			

گنبدیل / 2015

گنبدیل / 2015

گنبدیل / 2015

ردیف	مبلغ	مبلغ	تعداد	نوع	ردیف	مبلغ
1	40000/-	40000/-	12	مبلغ	69	987500/-
2	8000/-	8000/-	11	مبلغ	70	
3	23560/-	23560/-	11	مبلغ	71	
4	4000/-	4000/-	11	مبلغ	72	
5	1000/-	1000/-	11	مبلغ	73	
6	24000/-	24000/-	11	مبلغ	74	
7	24000/-	24000/-	11	مبلغ	75	
8	26400/-	26400/-	11	مبلغ	76	

مبلغ

مبلغ

مبلغ

مبلغ

مبلغ

مبلغ

مبلغ

160000/-

240000/-

600

600



(57)

آمدن و خروج  
تفصیل

گورنمنٹ ہسپتال میں ایچ ایس جانات کی خریداری کی تفصیل

نمبر	میل رقم	میل رقم	میل رقم	میل رقم	نمبر
89	2162	900/-	900/-	1	987500/-
90	3	318/-	318/-	"	"
91	3	240/-	240/-	"	"
92	16	220/-	220/-	"	"
93	4	520/-	520/-	"	"
94	2	240/-	240/-	"	"
95	2	320/-	320/-	"	"
96	4	80/-	80/-	"	"
97	6	600/-	600/-	"	"
98	2	100/-	100/-	"	"
99	-	35000/-	35000/-	"	"
100	-	500/-	500/-	"	"

91838  
17

نمبر 9

25

(15)

تفصیل اعمال

15

گواہانہ کے لئے سے ایچ ایس کے حسابات کے لئے عمل ہونے

نمبر	مبلغ	مبلغ	نمبر	نمبر	نمبر
21	987500/-	کل رقم	1	89	2
22	20/-	20/-	1	89	3
		سپرینٹنڈنٹ			
23	150	150/-	1	90	2
		احمال			
24	20/-	20/-	1	91	5
25	100/-	100/-	1	92	2
		سپرینٹنڈنٹ			
26	100/-	100/-	1	93	3
		ڈپٹی			
27	750/-	750/-	1	94	4
		انٹرنیٹ			
28	250/-	250/-	1	95	6
		یاد دہانی			
29	50/-	50/-	1	96	10
		ایچ ایس			
30	400/-	400/-	1	97	35
		8 ٹیبلٹ			
31	150/-	150/-	1	98	10
		10-10			
	117500/-				



OFFICE OF THE  
DISTRICT EDUCATION OFFICER  
(MALE) TANK

26



Dated Tank the 25<sup>th</sup> / 11 / 2019

ANNEX "C"

The Director  
Elementary & Secondary Education  
Khyber Pakhtunkhwa, Peshawar

Subject: INQUIRY REPORT

AUTHORITY:

Kindly reference to the Deputy Director (Finance) EKSE Khyber Pakhtunkhwa No 1111/11-A-17-SS7/Complaint/General Cases/2019 regarding my nomination as inquiry officer on 17/11/2019.

BRIEF HISTORY:

In this regard I visited the GGCMS Hayat Muhammad Khel Bannu on 18 & 19/11/2019 to probe the complaint moved about the allegations of financial embezzlements alleged against the following officials:

- Mst. Shahana Hameed Ex Head Mistress GGCMS Hayat Muhammad Khel Bannu
- Mst. Gul Sherin, Head Mistress GGCMS Hayat Muhammad Khel Bannu

FINDINGS OF INQUIRY:

1. According to the bank statements, credited / debit record of PTA GGCMS Hayat Muhammad Khel bearing Account No. 4044766250 & Account No. 4083816837 maintaining at National Bank of Pakistan, A Total Sum of Rs 1673930/- (Rupees Sixteen Lacs, Seventy Three Thousand, Nine Hundred & Thirty Only) has been allocated for the provision of missing facilities in the said School.

2. According to the written statement of Mst. Gul Sherin Ex. Headmistress GGCMS Hayat Muhammad Khel. She stated that while she posted at the said School served w.e.f 01-11-2014 till 15-01-2015, received the following funds, which were utilized through the support of Chowkidar of School within the following breakup.

- She stated that Rs. 200000/- (Rupees Two Lacs) has been withdrawn on 17<sup>th</sup> June 2015 and utilized for provision of W/Supply.
- She stated that Rs. 160000/- (Rupees One Lac & Sixty Thousand) has been withdrawn on 20 June 2015 and utilized for the provision of G/Latrine.
- She stated that Rs. 647000/- was allocated for the reconstruction / uprising of B/Wall, She further added that the excess amount after uprising of B/Wall was spent on installation of Barbed wire, repaired roof of rooms, then constructed

27

ground floor of Verandah, one bulwark for Chowkidar, colored and decorated the School through panaflexe, some amount remaining from the W/Supply was spent on installation of new water pipes, digging of water draw well along with constructed water Tank.

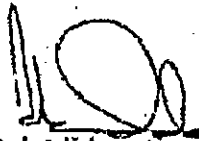
d) She further added that, She has been transferred from the GGCMS Hayat Muhammad Khel vide DEO (F) Bannu Order Endstr: No: 6937-39 Dated 15-09-2015.

3. According to the written statement of DEO (F) Bannu and Mst. Shahana Hameed Ex. Headmistress GGCMS Hayat Muhammad Khel & perusal of connected documents, the said Headmistress join the GGCMS Hayat Muhammad Khel later on 15-09-2015 and the remaining amount is utilized in her tenure.
4. Mr. Hayat Muhammad Khan Chowkidar of said School has stated that the allocated amount was utilized through his consent and he has no objection on the utilized funds in GGCMS Hayat Muhammad Khel Bannu.

**RECOMMENDATIONS:-**

In the light of above detail report, perusal of available record and ongoing through the statements of parties / physical checking of available missing facilities in GCMS Hayat Muhammad Khel, the Inquiry Officer is of humble view that the complaint moved against financial embezzlement in said School does not supported by the available utilization record and physically work done thereat.


It is therefore requested that the instant complaint being of baseless nature may please be filed without any further process

  
District Education Officer  
(Male) Tank

Endstr: No. 7682

**Copy to the:**

1. Deputy Director (Estab) Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar w/r to the above

  
District Education Officer  
(Male) Tank

28  
— اس سے اس کے لئے  
— اس سے اس کے لئے

ANNEX "D"



OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE)  
KARAK

Phone: 0927-291177  
Address :KDA Karak  
Email:dcof emalekarak@yahoo.co

No. 07

Dated Tank the: - 21 / 11 /2019.

To

The Director E&SE Department  
Khyber Pakhtunkhwa, Peshawar.

Subject:-

ENQUIRY REPORT

Memo,

Reference to your letter No. 1849-51/A-12/Complaint/Vol-15 A dated Peshawar the: 22-10-2019. Enclosed find here with Enquiry report consists of (04) pages along-with supporting documents (17 pages) for further necessary process as desired please.

Enclose: (As above).

Shazia Nawaz  
DDEO (F) Karak /Enquiry Officer.

5	Group latrine+ Electrification	180000/-	
	Total Amount released	1287500/-	2015-16

GGMS HAYAT MUHAMMAD KHEL BANNU			
S.No	Name of Facility	Amount released PTC Account	Year
1	Raising of Boundary Wall	100000/-	2014-15
2	Purchase of Sports Gears	10000/-	2014-15
3	Furniture Repair	60000/-	2015-16
	Total Amount released	260000/-	

**1. GGMS HAYAT MUHAMMAD KHEL BANNU.**

Mst Gul Shareen SST Head Mistress GGMS Hayat Muhammad Khel Bannu has been Secretary of PTC since 01-11-2014 to 14-11-2015. She has drawn and utilized Rs. 987000/-. In her statement she verified the allocation of funds for the facilities mentioned above. The work done against the funds allocated, released and drawn was properly examined. It was found that Rs. 627500/- utilized for raising of boundary wall with barbed wire on its top, construction of security point, white wash and minor repair of the building as stated by the head mistress and secretary PTC are justified. However the funds allocated for the Group Latrine Rs. 160000 has not been utilized and thus no lavatory has been constructed. As for as the funds allocated for water supply concerned, some pipe lining has been made and approximately 1/3 (70000) of the total released amount has been utilized. while the rest of the amount Rs.130000/- cannot be justified by the accused.

According to the statement of the accused the funds allocated for Group Latrine have been utilized on the repair of old lavatories in stead of construction new ones. She further stated that one old type of well already existed in the school was excavated and pipe lines were made, utilizing Rs. 200000/- for this purpose. However her statement is not reasonable and justifiable. She further stated that the work has been done by the land owner. However she could not provide any proof of work assigned or payment made to the land owner. (Annex C P 7-10)

Hence Rs. 130000 + 160000 total 290000/- has been misused by the accused Mst Gul Shareen with huge loss to the public exchequer. The accused also provided the Vouchers of utilization of funds on Irrelevant Items of stationary, purchase of miscellaneous and class consumable items. It is worth mentioning that funds for all such Items has been allocated through regular PTC funds other than the conditional grant. The accused also failed to provide any notification of constitution of PTC written proceeding of PTC meetings and work completion certificate.

Mst: Shahna Hameed ADEO Estb: has exercised her authority as secretary PTC of this school though she had not been working in this school and her attendance could not be verified in this school. She had been at the office of the SDEO working as ASDEO since her appointment as SST at GGMS Hayat

Muhammad Khel Bannu. However she had been exercised the power of secretary PTC of this school illegally and unlawfully.

She has drawn Rs. 300000/- from the PTC account of this school allocated for play area, group latrine and electrification (120000, 160000, 20000). In her statement she refused to have exercised authority as secretary PTC or drawn any amount. (Annex D P 11-12)

The work done under these facilities was examined and it was found that only 120000 has been utilized under play area while the rest of amount of Rs. 180000 drawn by Mst: shahna ASDEO has not been utilized. However she has managed to produce fake vouchers for utilization of the same amount duly signed by a teacher being her subordinate but irrelevant and unauthorized to utilize the same amount, which is gross inefficiency and violation of financial procedure on the part of the accused. In her written statement she also admitted that she had not been working at any school since 01-09-2014 till date and has been working as ASDEO in the office of the SDEO and DEO till date.

Hence it is clear that she being ASDEO has misused her authority by drawing Rs. 300000/- from the PTC account of GGMS Hayat Muhammad Khel Bannu and also misusing Rs. 180000. The chairperson of PTC denied her signature on the cheque as well as on the vouchers. (Annex E P 13-14) The accused also failed to provide any notification of constitution of PTC written proceeding of PTC meetings and work completion certificate.

## 2. GGMS HAYAT MUHAMMAD KHEL BANNU.

As per available record and bank Statement for the Year 2014-15 and 2015-16 Rs. 260000 has been credited to the PTC Account GGMS Hayat Muhammad Khel ( Rs. 100000 for barbed wire on boundary wall, Rs. 100000 for Purchase of sports gears and Rs. 60000 for furniture repair.) However Rs. 100000/- for Boundary wall and Rs. 100000/- for sports drawn by Mst: Shahana Hamid and has not been properly utilized. Rs. 60000/- for furniture repair drawn by Mst Gul Shareen and has not been properly utilized. All the amount Rs. 260000/- has not been properly utilized. However the accused produced some irrelevant vouchers showing utilization of the said amount, which are not reasonable and could not be justified. The chairperson of PTC denied her signature on the cheque as well as on the vouchers. The accused also failed to provide any notification of constitution of PTC written proceeding of PTC meetings and work completion certificate. Vouchers are available showing all the funds utilized but neither sports gears are purchased nor furniture has been repaired.

Hence it is clear that all the amount Rs. 260000/- has been misused by the accused with huge loss to the public exchequer. (Annex F 15-17)

## FINDINGS:

In view of the above narrated facts, perusal of available office record and physical examination of the work done under PTC in both the schools i.e GGMS Hayat Muhammad Khel Bannu and GGMS Hayat Muhammad Khel Bannu running in the same building has come to the conclusion that:

1. Rs. 390000/- has been misused by the accused Mst Gul Shareen Ex- Head Mistress GGMS and GGMS Hayat Muhammad Khel Bannu which are recoverable.

31

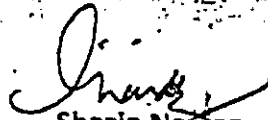
80000/- has been misused by Mst Shahana Hameed ASDEO establishment O/O DEO (Female) Bannu she has also been misused her authority and violated the financial procedure.

Hence all the amount used illegally and unlawfully needs to be recovered from the accused and both of them are liable to be proceeded against for their inefficiency, violation of financial procedure and corruption which are tantamount to misconduct.

**RECOMMENDATIONS:**

It is hereby recommended that:

1. All the amount illegally drawn and utilized may be recovered from both the accused.
2. Both the accused may be proceeded against under rule 3 and 4 of Khyber Pakhtunkhwa Govt Servant E&D rules 2011.
3. Mst. Shahana Hameed being an employee of teaching cadre may be adjusted at any school she has been found misfit for administration or office duties.



Shazia Nawaz

DDEO (F) Karak/Enquiry Officer.





32

ANNEX E

OFFICE OF THE  
DISTRICT EDUCATION OFFICER (FEMALE) BANNU.

NO. 3679-B11Dated Bannu the 30/06/2021

TO,

- 1- Principal, GGSS NO.2. Bannu City.
- 2- Headmistress, Bada Mir Abbas

Subject: -

RECOVERY IN RESPECT OF MST: GUL SHREEN SST (EX: HM) GGMS HAYAT  
MUHAMMAD KHEL & MST: SHAHANA Hamid EX: ADEO (ESTAB) O/O DEO  
(FEMALE) BANNU.

Memo:-

Reference Directorate of E &amp; SE Khyber Pakhtunkhwa Peshawar

Notification Endst: NO. 2114-19 and 2108-13 Dated 02/09/2020.

It is stated for your kind information that may please be start recovery from her salaries, of the above subject teachers i.e. Gul Shreen SST (Ex: HM) GGMS Hayat Muhammad Khel & Mst: Shahana Hamid (Ex: ADEO Establishment) of this office, detail of recovery are as under.

- 1- Mst: Gul Shreen SST. Rs, 390000
- 2- Mst: Shahana Hamid SST. Rs, 380000

Copy of Pay Slips of the concerned teachers, & initiation of your disciplinary action may reached to the undersigned office in five days positively.

*Sunwar*  
District Education Officer,  
(Female) Bannu.

Endst: NO. \_\_\_\_\_ / Dated Bannu the \_\_\_\_\_ / 2021.

Copy for information to the:-

- 1- Director of Elementary and Secondary Education KPK Peshawar.

*Sol*  
District Education Officer,  
(Female) Bannu.

## بخدمت جناب (F) DEO زنانہ مدارس ضلع بنوں

تھروپراپر چینل

دفاع بابت ریکوری : عنوان

جناب عالی :-

باادب گزارش ہے کہ بذریعہ وائس ایپ لیٹر نمبر 81-3679 مورخہ 30-06-2021 آپ کو وصول ہوا جسکے بارے میں چند تفصیلات آپ کے علم میں لانا چاہتی ہوں۔

جناب عالی :-

سائلہ کی کمپلیٹ اور ڈائریکٹریٹ E&SE کے فیصلہ روشنی میں سائلہ نے سول سروسٹ رولز کے تحت سیکرٹری E&SE کو ذیچ نمبر 1877 اور 1878 مورخہ 28-05-2021 کو اپیل جمع کروائی اور ان لیٹرز کی اطلاع ڈائری نمبر 714 اور 715 مورخہ 29-05-2021 اور دوبارہ ڈائری نمبر 1832 اور 1833 مورخہ 14-06-2021 کو (F) DEO بنوں کو دی گئی۔

اس سے پہلے ڈائریکٹریٹ E&SE کو بھی اپیل کی گئی مگر انہوں نے جواب نہیں دیا اور ابھی بھی سیکرٹری E&SE کی طرف سے جواب موصول نہیں ہوا جبکہ اپیل جمع ہونے میں 90 دن کی معیاد مقرر ہے اور ابھی صرف 33 دن ہوئے ہیں اسی لئے آپ سے گزارش ہے کہ مندرجہ بالا معیاد کو پورا ہونے تک کسی قسم کی تادیبی کارروائی نہ کی جائے امید ہے کہ ہماری گزارش پر غور کیا جائے گا اور ہمیں شکریہ کا موقع دیا جائے گا۔

رض

گل شیرین

گورنمنٹ گرلز ہائی سکول بڈامیر عباس

15/07/2021



OFFICE ORDER

Govt of Khyber Pakhtunkhwa  
Office of the Distt; Education Officer (Female)  
E & SE Bannu. Phone & Fax; 0928-660019

The Mutual transfer/adjustment of the following SST Teachers is hereby ordered in the interest of public service with immediate effect,

S.No	Name of Teacher	From	To	Remarks
1.	Mst: Shahna Hameed (SST)	GGMS Hayat Mohammad Khel.	GGCMS Hayat Muhammad khel Bannu	V.S.No.2
2	Mst: Gul Shareen SST	GGCMS Hayat Muhammad khel Bannu	GGMS Hayat Mohammad Khel.	V.S.No.1

Note;

1. Charge report should be submitted to all concerned.
2. No TA/DA is allowed.

Distt; Education Officer (F)  
Bannu

Endst No 6937-29 DEO (F)

Dated; 16/08/2015

Copy to the;

1. Headmistress concerned.
2. District Accounts Office Bannu.
3. Teacher concerned.

Distt; Education Officer (F)  
Bannu

Handwritten notes in Urdu script, including dates like 16/8/15 and 17/8/15, and names like 'Mst. Gul Shareen' and 'Mst. Shahna Hameed'.

رپورٹ کی روشنی میں سکول  
انتھارٹی نے جو کارروائی کی

رانے / رپورٹ معائنہ

visit Report

visited the GGMS &  
GCMS. Hayat Muhammed Uhl  
Bemru today on 29/07/2019  
& checked the developmental  
works done upto date.  
Receipts of the work done were  
thoroughly checked. 05 (five)  
number of Group latrine  
were rehabilitated, roofs  
of both primary & Middle  
section rooms were repaired  
& floors of five rooms in STS  
Veranda were also repaired  
& major portion of the yard  
was found repaired. The  
allegations levelled against  
the school authorities were  
found baseless.

۶۷

(حصہ دوم)

# لاگ بک

36

رپورٹ کی روشنی میں سکول  
انتظامیہ نے جو کارروائی کی۔

رائے / رپورٹ معائنہ

As far as the role of Mst Shakira  
Ex HMA of the Middle Section  
is concerned, she is innocent  
as PTC was well functional  
& she had minute role  
in the developmental notes  
as per local traditions.

29-07-2019  
DEO (F/M)  
District Education Office  
(Female) Bannu

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**

**PESHAWAR**

**Service Appeal No. 77551/2021**

Gul Shereen SST (G) at Government Girls Community Model  
School Hayat Muhammad Khel Bannu.

**(Appellant)**

***VERSUS***

Government of Khyber Pakhtunkhwa through Secretary  
Elementary & Secondary Education and others.

**(Respondents)**

**APPLICATION FOR FIXATION OF AN EARLY  
DATE OF HEARING IN ABOVE TITLED APPEAL.**

**Respectfully Sheweth:**

1. That above noted case is pending adjudication before this Hon;able court, in which next date of hearing is 07.01.2022.
2. That the applicant has filed appeal before this honourable tribunal against the impugned order 30.06.2020, whereby the respondent department issued the recovery order from the applicant, which is illegal unlawful and against the law.
3. That the applicant also filed an application for the suspension of recovery order. The respondents intend to start the recovery from the salaries of the applicant therefore need early fixation of the above noted appeal.
4. If an early date of hearing is not fixed in the above noted case the applicant will face financial loss as well as mental.
5. That there is no bar on early date of hearing fixation, therefore need early fixation for the larger interest of justice.

It is, therefore, prayed that on acceptance of this application, the titled appeal may kindly be fixed as early as Possible for the larger interest of justice.

Applicant  
Through   
**ZARTAJ ANWAR**  
Advocate High Court


**AFFIDAVIT**

I, Gul Shereen SST (G) at Government Girls Community Model School Hayat Muhammad Khel Bannu., do hereby solemnly affirm and declare on oath that contents of the accompanied application are true and correct to the best my knowledge and belief.

Identified by

**DEPONENT**

CNIC No.



  
**ZARTAJ ANWAR**  
Advocate High Court

Form- A

FORM OF ORDER SHEET

Court of \_\_\_\_\_

Case No.- 7755/2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	15/11/2021	<p>The appeal of Mst. Gul Shereen presented today by Mr. Zartaj Anwar Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-		<p>This case is entrusted to S. Bench at Peshawar for preliminary hearing to be put there on <u>07/01/22</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>



07.01.2022

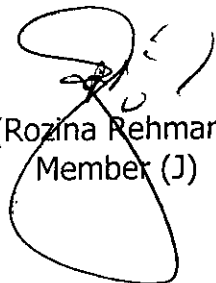
Counsel for the appellant present. Preliminary arguments heard.

Points raised need consideration. The appeal is admitted to regular hearing. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments 14.03.2022.

Alongwith the appeal, the appellant has also filed application for suspension of order dated 30.06.2021 till final decision of the appeal. Notice of the application be also given to the respondents. Till date fixed, no recovery shall be made from the appellant.

Appellant Deposited  
Security & Process Fee

17/1/22

  
(Rozina Rehman)  
Member (J)

14.03.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 02.06.2022 for the same as before.

  
Reader.

2<sup>nd</sup> June, 2022

Clerk of counsel for appellant present.  
Mr.Kabeerullah Khattak, Addl. AG for respondents present.

Respondents have not submitted reply/comments. Last chance is given to respondents for submission of reply/comments on 20.07.2022 before S.B.

  
Chairman