

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

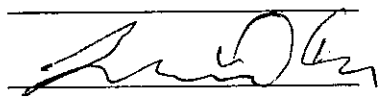
CHECK LIST

Case Title: Shahana Hameed

S#	CONTENTS	YES	NO
1	This Appeal has been presented by: <u>Mr. Zartaj Anwer</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: _____

POWER OF ATTORNEY

In the Court of Rhyza Pakehman Ulema Sorvia Tobaad
Shahana Hameed

} For Rshw
} Plaintiff
} Appellant
} Petitioner
} Complainant

VERSUS

Govt of KPK 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 _____ 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 _____
Executant/Executants _____
Accepted subject to the terms regarding fee _____

Im. 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, Bilqar Plaza, Saddar Road, Peshawar Cantt
Mobile-0331-9399185
BC-10-9851
CNIC: 17301-1610454-5

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. 7756 / 2021

Shahana Hameed ASDEO (F) Establishment office of the
DEO Bannu.

(Appellant)

VERSUS

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

(Respondents)

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Appellant

Through

ZARAJ ANWAR
Advocate High Court
Office FR, 3-4 Forth Floor
Bilour Plaza Peshawar Cantt.
Cell: 0331-9399185
Email: Zartaj9@yahoo.com

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. _____ / 2021

Shahana Hameed ASDEO (F) Establishment office of the
DEO 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 currently performing her duties as ASDEO (F) Office at DEO Bannu with great zeal and

devotion and to the entire satisfaction of her superiors without any complaint whatsoever regarding her performance.

- 2) That while performing her duties at GGMS Hayat Mohammad Khel as SST, appellant was transferred to the Government Girls Community Model School Hayat Muhammad Khel Bannu (GGCMS) as headmistress vide office order dated 15.09.2015, where the appellant performed her duties with all her capabilities and become headmistress. *(Copy of the office order dated 15.09.2015 is attached as annexure A)*
- 3) That when the appellant joined her duties in the GGCMS there were an uncompleted construction/repair work started by the previous Headmistress, the appellant has started the construction work and completed the same on the amount which 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 B & C).*
- 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 D & E).*
- 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 F).*
- 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 G & H).*
- 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'S 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.

Appellant

Through


ZARTAJ ANWAR

Advocate Peshawar


&

IMRAN KHAN

Advocate Peshawar

AFFIDAVIT

I, Shahana Hameed ASDEO (F) Establishment office of the DEO 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.

Deponent

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. _____ / 2021

Shahana Hameed ASDEO (F) Establishment office of the
DEO Bannu.

(Appellant)

VERSUS

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

(Respondents)

ADDRESSES OF PARTIES

Appellant

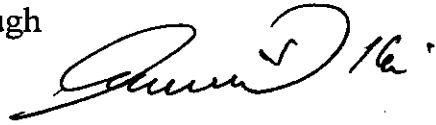
Shahana Hameed ASDEO (F) Establishment office of the
DEO Bannu.

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

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. _____ / 2021

Shahana Hameed ASDEO (F) Establishment office of the
DEO 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:

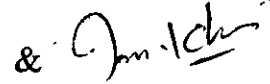
1. That the above titled service appeal is pending adjudication before this Honorable Tribunal in which no date of hearing is fixed.
2. That the facts and grounds taken in the titled service appeal may kindly be taken as integral part of the instant application.
3. That the respondents have issued recovery 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

8
recovery of alleged amount till the final decision of the titled service appeal.

Applicant
Through

ZARTAJ ANWAR
Advocate Peshawar

& 

IMRAN KHAN
Advocate Peshawar

AFFIDAVIT

I, Shahana Hameed ASDEO (F) Establishment office of the DEO 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



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

OFFICE ORDER

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.	GGMS 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 1937-33 DEO (F)

Dated; 10/08/2015

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 13/11/15 and 13/11/15.

ANNEX "A"

9

Handwritten signature and scribbles at the top of the page.

GGMs حیات محمد فیصل نوون
میٹنگ کی ایک (PTA)
بابت ماہ اکتوبر 2015

میٹنگ کا آغاز تلاوت کلام پاک سے
کیا گیا۔
سید عبدالرحمن سے 50 روپے
حاضر بنی گئی۔

اکتوبر 2015 میں - GGMs سے 7 سو روپے
فیزو میں ایک لاکھ روپے (100000) آئے
اجتہادین امریکہ کے ارکان نے عذرت کا شکریہ ادا کیا
سید شری
سید حسین
PTA - 2015

حیات خان

5/10/2015

دبران گلہ (محمد)

نائبہ امجد

حلالہ (عبد)

بخدمت جناب ڈی جی اے او صاحبہ زمانہ مدارس منسلک ہو

جناب عالیہ! گزشتہ دنوں کے بلائیں یا کی مر میں

گو روٹ گزیرا لڑی کیپٹی سائل سکول کو

میں حیدر میں ہمیدہ زورہ حیات خان اور بی بی سی

کبھی کے ممبران کی مرضی سے ہر اقم حیات خان کو دی گئی

اور اس نے ہر کام فون اسٹوپی سے کرنے کا وعدہ کیا ہے

1 منگیا بار (2) سوئنگ چوڑے (3) سلائیڈ (4) سی

دستخط و ہونی رقم
حیات خان

16/4/2016

Head Office
Government of Punjab
Lahore

دستخط گوانان

گل شریں ہدیر

منہیلہ حیدر

شایانہ ہمد آگ

16/4/2016

16

11 016

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Secretary, Government of Punjab
Lahore

13 April 2016

Play area

گورنمنٹ پرائمری سکول

صیانت کے لیے

تاریخ	مبلغ	تاریخ
16/4/2016	100000/-	

پرائمری اسکول

Springing & Monkey bar 20/4/2016
slides, see saw

20/4/2016

Address
G.G.S.M.S.
Government Primary School

32/15/16

بیت

کیش یک 19

بیت 55000

ادائیگی

وصول

میزان	فیس رقم	ریسیٹر	تفصیل خرچ	تاریخ	میزان	رقم	ریسیٹر	تفصیل آمدن	تاریخ
4500	150	12	30 روزہ اجرت	22/8/16	2390	2390	12	12 روزہ اجرت	22/8/16
240	20		24 روزہ اجرت						
300	150		30 روزہ اجرت						
150	150		15 روزہ اجرت						
30	30		3 روزہ اجرت						
500	50		50 روزہ اجرت						
40	20		40 روزہ اجرت						
6500	6500		6500 روزہ اجرت						
750	150		750 روزہ اجرت						
5000	2000		5000 روزہ اجرت						
100	50		100 روزہ اجرت						
5500	550		5500 روزہ اجرت						

76000

17610

Head Mistress
G.P.C. School
Hayat Rd.

5

23/5/15
 10000/-
 10000/-

23/5/15

1	10000/-	10000/-	1	10000/-
2	3000/-	3000/-	2	3000/-
3	900/-	900/-	3	900/-
4	1000/-	1000/-	4	1000/-
5	1500/-	1500/-	5	1500/-
6	1500/-	1500/-	6	1500/-
7	3000/-	3000/-	7	3000/-
8	2000/-	2000/-	8	2000/-
9	7000/-	7000/-	9	7000/-
10	10900/-	10900/-	10	10900/-
11	53000/-	53000/-	11	53000/-
12	2000/-	2000/-	12	2000/-
13	1000/-	1000/-	13	1000/-
14	2000/-	2000/-	14	2000/-
15	5000/-	5000/-	15	5000/-
16	2500/-	2500/-	16	2500/-
17	1300/-	1300/-	17	1300/-
18	800/-	800/-	18	800/-

1339

16	16000/-	16000/-	3	16000/-
17	98000/-	98000/-	-	98000/-
18	4000/-	4000/-	-	4000/-
19	7000/-	7000/-	-	7000/-
20	8000/-	8000/-	-	8000/-
21	8000/-	8000/-	-	8000/-
22	6000/-	6000/-	-	6000/-
23	30000/-	30000/-	-	30000/-
24	8000/-	8000/-	-	8000/-
25	4000/-	4000/-	-	4000/-
	20400			
	62600			
	83000			
	17000			
	100000			

Secretary of Government P.T.A
 G.G.H.S. Hayat Muhammad Khal
 Bahawalpur

15

25/10/2015
 10000/-
 10000/-
 10000/-

رقم	تاريخ	ملاحظات	مبلغ
1	10/10/15	مبلغ	10000/-
2	11/10/15	مبلغ	10000/-
3	12/10/15	مبلغ	10000/-
4	13/10/15	مبلغ	10000/-
5	14/10/15	مبلغ	10000/-
6	15/10/15	مبلغ	10000/-
7	16/10/15	مبلغ	10000/-
8	17/10/15	مبلغ	10000/-
9	18/10/15	مبلغ	10000/-
10	19/10/15	مبلغ	10000/-
11	20/10/15	مبلغ	10000/-
12	21/10/15	مبلغ	10000/-
13	22/10/15	مبلغ	10000/-
14	23/10/15	مبلغ	10000/-
15	24/10/15	مبلغ	10000/-
المجموع			150000/-

OFFICE OF THE
DISTRICT EDUCATION OFFICER
(MALE) TANK



Dated Tank the 22/07/2019

INQUIRY REPORT

ADDRESS:

Reference to the Deputy Director (E&A) P&SE Khyber Pakhtunkhwa No. 15/17/SSC/P/throughout General Order 2019 regarding my nomination as Inquiry Officer.

BACKGROUND:

As per records I visited the said MS Hayat Muhammad Khel Bannu on 10 & 11/07/2019 to verify the complaint moved about the allegations of financial embezzlements against the following officials:

- a) Mst. Saif and Humayun Ex. Head MTR, GGCMS Hayat Muhammad Khel Bannu
- b) Mst. Gul Sherin, Ex. Headmistress GGCMS Hayat Muhammad Khel Bannu

FINDINGS OF INQUIRY:

1. According to the bank statements, credited / debit record of ITA 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 Un-audited of School within the following breakup.
 - a) She stated that Rs. 200000/- (Rupees Two Lacs) has been withdrawn on 17th June 2015 and utilized for provision of W/Supply.
 - b) 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.
 - c) 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

ground floor of Verandah, one bulwork for Chowkidar, colored and decorate the School through panalleges, 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 GCCMS Hayat Muhammad Khel vide DEO (F) Bannu Order Endstt. No. 6937-39 Dated 15-09-2015.


3. According to the written statement of DEO (F) Bannu and Mst. Shalima Hamid Ex-Headmistress of CMS Hayat Muhammad Khel & perusal of connected documents, the said Headmistress join the GCCMS 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 GCCMS 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 GCCMS 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

Endstt. No. 7693

Copy to the:

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


District Education Officer
(Male) Tank

رپورٹ کی روشنی میں سکول
 انتظامیہ نے جو کارروائی کی۔

راجہ / رپورٹ نمبر

visit Report

visited the G.G.M.S.A
 G.C.M.S. Hayat Muhammad Ullah
 Bannu today on 29/07/2019
 & checked the developmental
 works done upto date.
 Receipts of the work done were
 thoroughly checked, as (a) no
 number of Group latrine
 were rehabilitated, roofs
 of both Primary & Middle
 section rooms were repaired
 & floors of five rooms in the
 veranda were also repaired
 & major portion of the yard
 was found repaired, the
 allegations levelled against
 the school authorities were
 found baseless.

رپورٹ کی روشنی میں سکول
انتھارٹی نے جو کارروائی کی۔

رائے / رپورٹ معائنہ

As per as the role of Mst Shabana
EX HIA of the Middle Section
is concerned, she is innocent
as PTC was well functional
& she had minute role
in the developmental works
as per local traditions.

29-07-2019
DEO (F/M)
District Education Office
(Fem-10) Bannu

30
ANNEX "F"
OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE)
KARAK

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

No. 07

Dated Tank the: - 21/11/2019

To

The Director E&SE Department
Khyber Pakhtunkhwa, Peshawar.

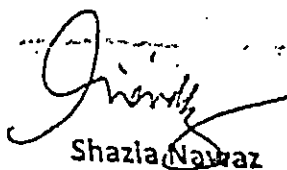
Subject:-

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.

بخدمت جناب DEO(F) زنانہ مدارس ضلع بنوں

تھروپراپر چینل

عنوان : دفاع بابت ریکوری

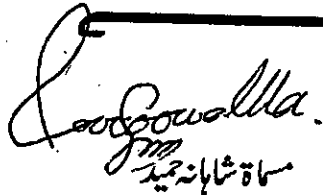
جناب عالی :-

بادب 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 کمپلینٹ اور ڈائریکٹریٹ E&SE کے فیصلہ روشنی میں سائلہ نے سول سرونٹ رولز کے تحت سیکرٹری E&SE کو ڈیٹچ 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 DEO(F) بنوں کو دی گئی۔

اس سے پہلے ڈائریکٹر 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 جائیگا۔


مسعود شاہانہ حمید

گورنمنٹ گرلز ہائی سکول بڈامیر عباس

15/7/2021.

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

PESHAWAR

Service Appeal No. 7756/2021

Shahana Hameed ASDEO (F) Establishment office of the DEO
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'ble 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


ZARTAJ ANWAR
Advocate High Court

DEPONENT



CNIC No.

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 7756/2021

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. Shahana Hameed 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> <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>
2-		

07.01.2022

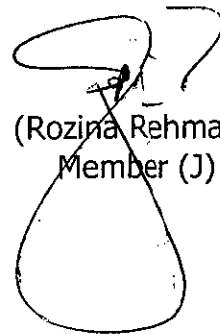
Counsel for the appellant present. Preliminary arguments heard.

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.

2nd 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