



Form-A

FORM OF ORDERSHEET

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

Case No. 1195/2017


| S.No. | Date of order proceedings | Order or other proceedings with signature of judge   |
|-------|---------------------------|--|
| 1     | 2                         | 3  |
| 1     | 26/10/2017                | <p>The appeal of Mr. Abdul Mateen presented today by Mr. Muhammad Younas Khan Tanoli Advocate, may be entered in the Institution Register and put up to Worthy Chairman for proper order please.</p> <p style="text-align: right;"> <br/>                     REGISTRAR 26/10/17                 </p> |
| 2-    | 26-10-2017                | <p>This case is entrusted to Touring S. Bench at A.Abad for preliminary hearing to be put up there on <u>22-12-2017</u></p> <p style="text-align: right;"> <br/>                     CHAIRMAN                 </p>  |

22.12.2017

Learned counsel for the appellant present. Preliminary arguments heard and case file perused.

Learned counsel for the appellant argued that the appellant was appointed as Chowkidar B-01 vide order dated 25.02.2012, on the recommendation of Departmental Selection Committee for the project under ADP 2011-2012 in the District Population Welfare Office, Haripur. That subsequently the appellant was terminated from service on termination of the project, but reinstated on 01.11.2016 on the orders of the Supreme Court of Pakistan. That no salary was paid to the appellant and during this period the appellant served with show cause notice on 8.06.2017 on the charge of being over age by 1 year 9 months and 20 days as on last date of application i.e 24.1.2012 and then ultimately removed from service vide impugned order dated 30.06.2017. that the appellant preferred departmental appeal on 11.07.2017 which was not responded during the mandatory period of 90 days. That neither any charge sheet or statement of allegation was issued, nor a proper enquiry was made. That the impugned order of removal is illegal in the eyes of law.


Points raised need consideration. Admitted for regular hearing subject to all legal objections including limitation. The appellant is also directed to deposit security and process within (10) days, whereafter notice be issued to the respondents department for written reply/comments on 21.02.2018 before S.B at Camp Court Abbottabad.

  
(Gul Zeb Khan)  
Member (Executive)  
Camp Court A/Abad.

21.02.2018


Appellant in person present and requested for extension of time to deposit security and process fees. Request accepted. The appellant is directed to deposit security and process fees within 10 days, thereafter notice be issued to the respondents for written reply. To come up for written reply/comments on 17.04.2018 before S.B

Appellant Deposited  
Security & Process Fee

  
Member  
Camp court, Abbottabad


17.04.2018

Appellant in person and Mr. Usman Ghani, District Attorney for the respondents present and seeks adjournment. Granted. To come up for written reply on 25.06.2018 before the S.B at camp court, Abbottabad.

  
Chairman  
Camp court, A/Abad

25.06.2018

Appellant Abdul Mateen in person present. Mr. Usman Ghani, District Attorney for the respondents present. Written reply not submitted. Learned District Attorney made a request for further time. Last opportunity granted. To come up for written reply/comments on 18.07.2018 before S.B at camp court, Abbottabad.

  
Member  
Camp court, A/Abad

18.07.2018

Appellant, Abdul Mateen alongwith his counsel Mr. Nizakat Ali Advocate present. Mr. Usman Ghani, District Attorney for the respondents present.

The learned District Attorney again made a request for adjournment as none of the respondents have approached him. Granted with the direction to take up the matter with the respondents to make sure submission of written reply/comments on 18.09.2018 before S.B at camp court, Abbottabad.

  
Chairman  
Camp Court, A/Abad

18.09.2018

Appellant in person present. Mr. Sagheer Musharraf A.D alongwith Mr. Usman Ghani learned District Attorney for respondents present. Written reply on behalf of respondents submitted. To come up for rejoinder, if any, and arguments on 17.12.2018 before D.B at Camp Court A/Abad

  
Chairman  
Camp Court A/Abad

17.12.2018

Appellant in person and Mr. Usman Ghani, District Attorney for the respondents present.

Appellant requests for adjournment due to non-availability of learned counsel who is attending his ailing mother. Adjourned to 19.02.2019 for arguments before D.B at camp court A/Abad.

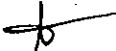
  
Member


  
Chairman  
Camp Court A/Abad

19.02.2019

Counsel for the appellant present. Mr. Muhammad Bilal, DDA alongwith Mr. Muhammad Qasim, Deputy Demographer for the respondents present.

The case was argued at some length by both the parties. Factual controversy involved in the present service appeal relates to record of submission of <sup>application</sup> by the appellant in pursuance to an advertisement published by the respondents for appointment to the post of FWA. Learned counsel for the appellant when confronted on the point to produce the said original application alongwith relevant documents expressed inability to make available the same. Similarly learned DDA also informed that the said record was not readily available. Both the learned counsel for the appellant and learned DDA are directed to make available the record referred to above on or before the next date of hearing. Case to come up for such record and arguments on 16.04.2019 before D.B at camp court Abbottabad.

  
(Ahmad Hassan)  
Member

  
(M. Amin Khan Kundi)  
Member  
Camp Court Abbottabad

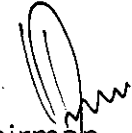
16.04.2019

Appellant in person and Mr. Muhammad Bilal, DDA for the respondents present.

Appellant requests for adjournment due to indisposition of his learned counsel.

Adjourned to 17.06.2019 before the D.B at camp court, Abbottabad.

  
Member


  
Chairman  
Camp court, A/Abad

17.06.2019

Counsel for the appellant and Mr. Bilal Ahmad, DDA alongwith Saghir Mushara, AD for the respondents present.

Due to paucity of time, instant matter is adjourned to 20.06.2019 for arguments before the D.B at camp court, Abbottabad.

  
Member

  
Chairman  
Camp court, A/Abad

20.06.2019

Appellant alongwith counsel and Mr. Muhammad Bilal DDA alongwith Saghir Musharaf, AD for the respondents present.

During the course of arguments it transpired that many cases involving similar/identical proposition are pending at Principal Seat of the Tribunal. Instant matter is, therefore, adjourned to 21.08.2019 for arguments before the D.B at camp court, Abbottabad in order to avail the outcome of the pending appeals.

  
Member

  
Chairman  
Camp court, A/Abad

21.08.2019

None for the appellant present. Mr. Muhammad Bilal, DDA alongwith Mr. Sagheer Musharraf, Assistant Director for respondents present. Notice be issued to the appellant and his counsel for appearance. To come up for arguments on 19.09.2019 before D.B at Camp Court, Abbottabad.



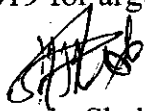
Member



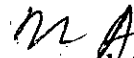
Member  
Camp Court A/Abad

19.09.2019

Counsel for the appellant and Mr. Muhammad Bilal, Deputy District Attorney alongwith Mr. Sohail Imran, District Population Welfare Officer for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned to 21.11.2019 for arguments before D.B at Camp Court Abbottabad.



(Hussain Shah)  
Member  
Camp Court Abbottabad




(Muhammad Amin Khan Kundi)  
Member  
Camp Court Abbottabad

21.11.2019

Appellant in person present. Mr. Usman Ghani, District Attorney for respondents present. Appellant submitted an application for adjournment as his counsel is not available today. Adjourn. To come up for arguments on 21.01.2020 before D.B at camp court Abbottabad.




Member




Member  
Camp Court Abbottabad

21.01.2020

Appellant in person present. Mr. Muhammad Jan, DDA alongwith Mr. Noman Ali Shah, Male Assistant for respondents present. Due to general strike of the bar on the call of Khyber Pakhtunkhwa Bar Council, the case is adjourned. To come up for further proceedings/arguments on 18.02.2020 before D.B at camp court Abbottabad.

  
Member

  
Member  
Camp Court A/Abad

Due to covid ,19 case to come up for the same on / /  
at camp court abbottabad.

Reader

Due to summer vacation case to come up for the same on

21 110 / 2020 at camp court abbottabad.

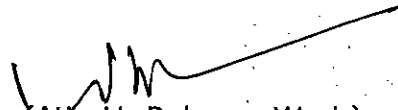
  
Reader

21.10.2020

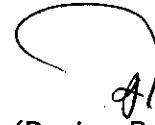
Appellant in person present.

Usman Ghani learned District Attorney alongwith Ahmed Yar A.D present.

Lawyers are on general strike, therefore, case is adjourned to 16.12.2020 for arguments before D.B.



(Atiq-Ur-Rehman Wazir)  
Member (E)  
Camp Court, A/Abad



(Rozina Rehman)  
Member (J)  
Camp Court, A/Abad

*Due to COVID-19 case is  
adjourned to 17-03-2021*



17.03.2021

Nemo for parties.

Asif Masood Ali Shah, learned Deputy District Attorney for respondents present.

Preceding date was adjourned on a Reader's note, therefore, notice be issued to both the parties for 14/6 /2021 for arguments before D.B at Camp Court Abbottabad.



(Atiq Ur Rehman Wazir)  
Member (E)  
Camp Court, A/Abad



Rozina Rehman)  
Member (J)  
Camp Court, A/Abad



14.06.2021

Due to cancellation of tour, Bench is not available. Therefore, case is adjourned to 28.09.2021 for the same as before.


  
Reader

28.09.2021

Nemo for appellant.

Muhammad Riaz Khan Paindakheil, learned Assistant Advocate General for respondents present.

Preceding date was adjourned on a Reader's note, therefore, appellant/counsel be put on notice for 21.12.2021 for arguments before D.B at Camp Court, Abbottabad.

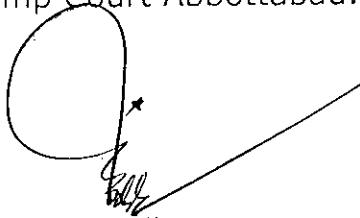
  
(Rozina Rehman)  
Member(J)  
Camp Court, A/Abad

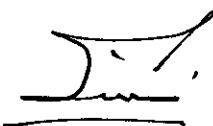
  
Chairman  
Camp Court, A/Abad

21.12.2021

Nemo for the appellant. Mr. Ahmad Yar, Assistant Director (Litigation) alongwith Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

Notice for prosecution of the appeal be issued to the appellant and to come up for arguments on 21.01.2022 before the D.B at Camp Court Abbottabad.

  
(Mian Muhammad)  
Member (E)  
Camp Court A/Abad

  
(Salah-ud-Din)  
Member (J)  
Camp Court A/Abad

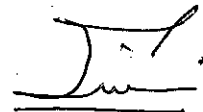
21.01.2022

Nemo for the appellant. Mr. Ahmad Yar Khan AD (Legal) alongwith Mr. Kabir Ullah Khattak, Additional Advocate General for the respondents present.

None was present on behalf of the appellant on the previous date too, therefore, notice for prosecution of the appeal was issued to the appellant, however, notice has not been returned back therefore, fresh notice for prosecution of the appeal be issued to the appellant as well as his counsel through registered post and to come up for arguments on 20.04.2022 before the D.B at Camp Court, Abbottabad.



(Rozina Rehman)  
Member (J)  
Camp Court A/Abad



(Salah-Ud-Din)  
Member (J)  
Camp Court A/Abad

O R D E R  
20.04.2022

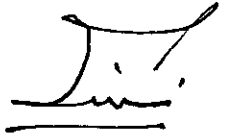
Nemo for the appellant. Mr. Ahmad Yar Khan, Assistant Director (Legal) alongwith Mr. Noor Zaman Khattak, District Attorney for the respondents present.

The appeal in hand was called on for hearing after various intervals, however none appeared on behalf of the appellant till the closing time despite notice for prosecution of the appeal being issued to the appellant as well as his counsel through registered post. The appeal in hand is, therefore, dismissed in default. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED  
20.04.2022



(Rozina Rehman)  
Member (J)  
Camp Court Abbottabad



(Salah-ud-Din)  
Member (J)  
Camp Court Abbottabad

**BEFORE THE PROVINCIAL SERVICE TRIBUNAL, K. P. K.,**  
**PESHAWAR**

Service Appeal No. 1195 /2017

Mr. Abdul Mateen

..... (APPELLANT)

**VERSUS**

Gov't of K. P. K. & another.

..... (RESPONDENTS)

**SERVICE APPEAL UNDER SECTION 4 OF THE SERVICE TRIBUNAL ACT 1974**

**INDEX**

| <b>S. NO.</b> | <b>DESCRIPTION OF DOCUMENTS</b>  | <b>ANNEXURE</b> | <b>PAGE</b>                         |
|---------------|--|-----------------|-------------------------------------|
| 1             | <i>Memo of Appeal along with Affidavit &amp; List of L.Rs.</i>                   | ---             | 1 - 8                               |
| 2             | <i>Application for suspension of the impugned Order along with Affidavit.</i>    | ---             | 9 - 12                              |
| 3             | <i>Copy of letter Re: Removal from Service.</i>                                  | A               | 13                                  |
| 4             | <i>Copy of the appointment letter</i>  | B               | 14                                  |
| 5             | <i>copy of the attendance register</i>   | C               | 15 - 31                             |
| 6             | <i>Copy of the Show Cause Notice</i>   | D               | 32 - 33                             |
| 7             | <i>Copy of the reply to the Show Cause Notice</i>                                | E               | 34 - 35                             |
| 8             | <i>Copy of the Departmental Appeal along with the receipt of registered post</i> | F               | 36 - 43                             |
| 9             | <i>Notification re: Age Relaxation</i>   | G               | 44                                  |
| 10            | <i>Vakalat Nama</i>  | 45              | Date: 25 <sup>th</sup> October 2017 |

*Abdul Mateen*

**ABDUL MATEEN**  
(APPELLANT)

THROUGH:-

*Ghulam Yunus Khan Tanoli*

**GHULAM YUNUS KHAN TANOLI**  
A. S. C. OF PAKISTAN

- AND -

*Nizakat Ali (Syed)*

**NIZAKAT ALI (SYED)**  
ADVOCATE, AT ABBOTTABAD

①

**BEFORE THE PROVINCIAL SERVICE**  
**TRIBUNAL, K. P. K., PESHAWAR**

Service Appeal No. 1195 /2017

Mr. Abdul Mateen S/O Abdul Hakeem caste  
Mashwani, Resident Of Village Boatigram, Post  
Office Sirikot, Tehsil Ghazi, District Haripur, K. P. K.

..... (APPELLANT) Kyber Pakhtunkhwa  
Service Tribunal

**VERSUS**

Diary No. 1233

Dated 26-10-2017

1. Government of K. P. K. through Secretary  
Population Welfare Department, K. P. K.,  
Peshawar
2. District Population Welfare Officer, Haripur.

.... (RESPONDENTS)

**SERVICE APPEAL UNDER SECTION 4 OF THE SERVICE**  
**TRIBUNAL ACT 1974, AGAINST THE IMPUGNED**  
**OFFICE ORDER NO. F.NO. 05 (02)/2016-**  
**17/A/ADMIN, PASSED BY THE RESPONDANT NO. 2**  
**ON 30<sup>TH</sup> JUNE 2017, THROUGH WHICH THE**  
**APPELLANT IS REMOVED FROM HIS SERVICE,**  
**WHICH IS ILLEGAL, WITHOUT LAWFUL AUTHORITY**  
**AND HENCE NOT TAINABLE IN THE EYE OF LAW AND**  
**THE SAME IS LIABLE TO BE SET-ASIDE. MOREOVER**  
**NO ACTION HAS BEEN COMMUNICATED BY THE**  
**CONCERNED APPELLATE AUTHORITY IN RESPONSE**  
**TO THE DEPARTMENTAL APPEAL DATED 12 / 07 /**  
**2017 OF THE APPELLANT WITHIN THE STATUTARY**  
**PERIOD OF 90 DAYS.**

Filed to-day  
↓  
Registrar  
26/10/17

**PRAYER:-**

**ON ACCEPTANCE OF THE INSTANT APPEAL OF THE APPELLANT, THE OFFICE ORDER NO. F. NO. 05 (02)/2016-17/A/ADMIN, DATED 30<sup>TH</sup> JUNE 2017 ISSUED BY THE RESPONDANT NO. 2 MAY KINDLY BE SET-ASIDE WHILE RE-INSTATING THE APPELLANT IN THE SERVICE WITH ALL BACK BENEFITS.**

**FACTS:-**

1. That, the Respondant No. 2, the District Population Welfare Officer, Haripur has terminated/removed from service the Appellant vide his office order No. F No. 05 (02)/2016-17/a/admin, dated 30<sup>th</sup> June 2017. *Copy is annexed as Annexure – "A".*
2. That, the Appellant was appointed as Chowkidar (BPS - 1) vide order No. 2(16)/2011-12/Admin dated 25<sup>th</sup> February 2012, on the recommendation of Departmental Selection Committee (DSC), for the project (ADP 2011 - 2012) in District Population Welfare Office, Haripur. *Copy of the appointment letter dated 25<sup>th</sup> February 2012 is annexed as Annexure – "B".*
3. That, the Appellant along with others of the said project was previously terminated from his service, the same termination order was challenged before the Honourable Peshawar High Court through Writ Petition No. 1730/2014, which was allowed by the Peshawar High Court on 26<sup>th</sup> June 2014.
4. That, the Government of KPK had challenged the above said judgment in the August Supreme Court of Pakistan, the full Court of Honourable Supreme Court was pleased to dismiss the same through its Order dated 24 / 02 / 2016.
5. That, in consequence of the judgments/orders of the Honourable High Court and the August Supreme Court of Pakistan, Respondent No. 1, the Secretary Population

Welfare Department, KPK, Peshawar vide his order No. Government of KPK SOE (PWD) 4-9/7/2014/HC, dated 05 / 10 / 2016 has re-instated the Appellant into service against the sanctioned regular post of *Chowkidar* (PBS - 1).

6. That, the Appellant joined the office of the Respondent No. 2, the District Population Welfare Officer, Haripur on 1<sup>st</sup> November 2016.
7. That, the Appellant had been working with the Respondent No. 2's office punctually and without any complaint till 1<sup>st</sup> July 2017. ***The copy of the attendance register from the month of 2<sup>nd</sup> November 2016 till June 2017 is enclosed as Annexure - "C".***
8. That, the respondent No. 2, being prejudice, did not bother to make the monthly payments of salary to the Appellant from the date of his re-instatement up until 30 / 06 / 2017 for the period of whole 8 months, which shows the malafide on the part of Respondents.
9. That, the Respondent No. 2, the District Population Welfare Officer, Haripur issued a Show Cause Notice to the Appellant vide letter No. F. No. 05 (02)/2016-17/Admin. The Appellant duly replied to the same on 19 / 06 / 2017. ***Copy of the said Show Cause Notice & reply thereto are respectively attached herewith as Annexure - "D" & "E".***
10. That, the respondent No. 2, without considering the reply of the Appellant to the said Show Cause Notice, has issued the Appellant with a termination/ Removal from Service letter vide office order No. F. No. 05 (02)/2016-17/Admin, dated 30 / 06 / 2017.
11. That, the Appellant has made a Departmental Appeal through registered post to the concerned authority i.e. to the Secretary Population Welfare Department, K. P. K., Peshawar on 12 / 07 / 2017 but it did not bother to reply to it within the Statutory period of 90 days. ***Copy of the Departmental Appeal along with the receipt of registered post is attached herewith as Annexure - "F".***

12. That, Appellant being Aggrieved of the said Show Cause Notice and termination/removal from service call in question the validity of the said action *inter-alia* on the following grounds amongst others:

**GRUNDS:-**

- A) That, the said Show Cause Notice as well as the Termination/Removal from Service Letter issued by the Respondent No. 2 are without lawful authority, contrary to E&D Rules 2011 and/or 1973, as well as Service Tribunal Act 1974, hence the same are not sustainable and are liable to be set-aside.
- B) That, the Appellant, at the time of his appointment, has never suppressed or concealed any fact or document including the document that had contained the age of the Appellant and these were duly scrutinized by the respondent department at the time of his appointment; hence the Respondent, District Population Welfare Officer (D.P.W.O.), Haripur was having no authority to issue a Termination/Removal from Service Letter dated 30 / 06 / 2017 to the Appellant, the same is without lawful authority and is liable to be set-aside.
- C) That, the respondent No. 2, D.P.W.O., Haripur has ignored that the Chief Minister KPK whilst Establishment & Administration Department Notification, regarding age relaxation date 08 / 09 / 2014 was neglected/over sighted, hence committed illegality while issuing the Termination/ Removal from Service Letter to the Appellant. *Copy of the said notification is attached as Annexure "G".*
- D) That, the August Supreme Court of Pakistan has held that: ***"appointment in violation of rules – validity – such appointment would be against the policy of law – despite such legal defect in initial appointment, principle of locus-poenitentiae would not permit a competent***



**authority to undo the same after a long time and remove incumbent from service".** Similarly, the Honourable Supreme Court of Pakistan has further held that: "**Major penalty, awarding of --- Principles – In case of awarding major penalty, a proper inquiry is to be conducted in accordance with law, where full opportunity of defense is to be provided to delinquent officer".**

It has been further held that retracing steps after a period of 2 years and more so after issuing a Writ Petition by the Honourable Peshawar High Court, by regularization of the service of the Appellant and the reinstatement letter issued by the Secretary Population Welfare Department, dated 05 / 10 / 2016 had precluded from issuing the termination/Removal from Service letters as well as Show Cause Notice to the appellant which are liable to be set-aside and the Appellant be reinstated in service with all back benefits.

- E) That, the malafide is apparent on the face of record that Appellant after issuance of reinstatement letter dated 05 / 10 / 2016 had served the Respondent department and was not paid his monthly wages and allowances as applicable to the post of the Appellant by Respondent No. 2. The Appellant has annexed a copy of the attendance register which shows that he had been regularly performing his assigned duties with punctuality but was not paid for and no reason has ever been advanced by the Respondents for doing so.
- F) That, **no Charge Sheet**, as was required under the E&D Rules, was framed by the Respondents' functionaries of the Government, as it has been held by the Honourable Supreme Court of Pakistan that: "**framing of Charge and its Communication to Civil Servant along with statement of allegations was not mere formality but was a**

**mandatory requisite which was to be followed".**

- G) That, it has also been held by the Honourable Supreme Court of Pakistan **"where law requires an act to be done in a particular manner, it had to be done in that manner alone and such dictate of law could not be termed as technicality".**
- H) That, the Appellant had preferred a departmental appeal before Respondant No. 1 on 12 / 07 / 2017 and no response has been communicated to the Appellant by the Respondent so far. **Copy of the registered postal receipt No. 164 dated 12 / 07 / 2017 along with the copy of an addressed envelope is attached herewith as Annexure "F".**
- I) That, the respondent functionaries of the Government cannot be allowed to travel beyond the scope of E&D Rules 2011 and/or 1973 and cannot dispense with the regular inquiry before imposing the major penalty of termination/Removal from Service, hence committed illegality, which is required to be rectified by this Honourable Tribunal in accordance with Rules and Regulation of Civil Servants 2011 and/or 1973.
- J) That, the instant Appeal is well within time and this honourable Tribunal has the jurisdiction to entertain the same.

It is therefore humbly prayed as under:-

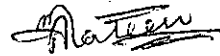
- i) That, the Show Cause Notice dated 06 / 06 / 2017 as well as termination/Removal from Service letter dated 30 / 06 / 2017 may graciously be declared as without lawful authority and be set-aside.
- ii) That, the Appellant may kindly be made entitled for receiving the pay and allowances since 01 / 11 / 2016 till 01 / 07 / 2017, the period the appellant had been performing his duties in the Respondents department.
- iii) That, the Appellant may kindly be ordered to be reinstated in the service along with all back benefits

7

as the Appellant has not joined any beneficial appointment elsewhere.

- iv) That, any other remedy that the Honourable Tribunal may deem fit and proper which has not been specifically asked for, may also be granted at the final disposal of the instant appeal.

**Date: 25<sup>th</sup> October 2017**



**ABDUL MATEEN  
(APPELLANT)**

THROUGH:-



**GHULAM YUNUS KHAN TANOLI**  
**A.S. C. OF PAKISTAN**

- AND -



**NIZAKAT ALI (SYED)**  
**ADVOCATE**  
**AT ABBOTTABAD**

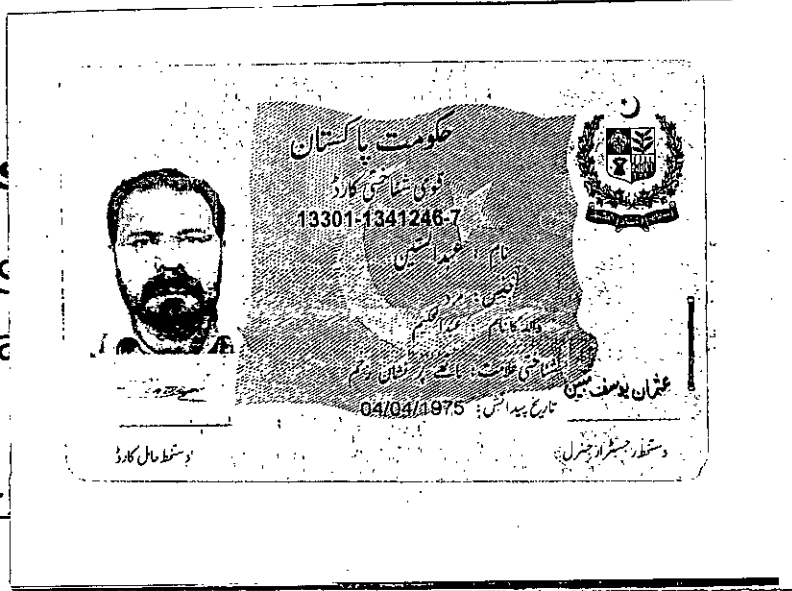
**BEFORE THE PROVINCIAL SERVICE TRIBUNAL, K. P. K.,  
PESHAWAR**

Service Appeal No. \_\_\_\_\_/2017

Mr. Abdul Mateen

**V E R S**

1. Government of K. P. K. through S  
Department, K. P. K., Peshawar a



**SERVICE**

**AFFIDAVIT:-**

**I, ABDUL MATEEN SON OF ABDUL HAKEEM, RESIDENT OF VILLAGE BOTIGRAM POST OFFICE SIRIKOT, TEHSIL GHAZI, DISTRICT HARIPUR, DO HERBY SOLEMNLY AFFIRM AND DECLARE ON OATH THAT ALL THE CONTENTS OF THE ONGOING APPEAL ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I FURTHER AFFIRM AND DECLARE ON OATH THAT NOTHING HAS BEEN SUPRESSED BY THIS HONOURABLE TRIBUNAL.**

Date: 25<sup>th</sup> October 2017

*Abdul Mateen*

**ABDUL MATEEN  
(DEPONENT)**

**ATTESTED**

Mukhtar Ahmed Ghaffar  
Oath Commissioner  
District Court, Peshawar

*Mukhtar Ahmed Ghaffar*  
26-10-17

**BEFORE THE PROVINCIAL SERVICE  
TRIBUNAL, K. P. K., PESHAWAR**

Service Appeal No. \_\_\_\_\_/2017

Mr. Abdul Mateen S/O Abdul Hakeem caste Mashwani, Resident Of Village Boatigram, Post Office Sirikot, Tehsil Ghazi, District Haripur, K. P. K.

**..... (APPELLANT)**

**VERSUS**

1. Government of K. P. K. through Secretary Population Welfare Department, K. P. K., Peshawar
2. District Population Welfare Officer, Haripur.

**.... (RESPONDENTS)**

**SERVICE APPEAL UNDER SECTION 4 OF THE  
SERVICE TRIBUNAL ACT 1974**

**APPLICATION FOR SUSPENTION OF THE  
OPERATION OF THE OFFICE ORDER NO. F.  
NO.05 (02)/2016-17/A/ADMIN, DATED 30 / 06  
/ 2017, PASSED BY RESPONDENT, MR.  
SULEMAN KHAN AND RELEASE OF SALARY TILL  
FINAL DECISION OF THE MAIN APPEAL.**

Respectfully Sheweth:-

1. That, the Appeal has been preferred by the Petitioner/Appellant before this Honourable

Tribunal, the grounds taken in the main Appeal may kindly be considered as an integral part of the instant application.

2. That, Appellant has a very strong case in his favour and he is hopeful for a success in his main Appeal.
3. That, if the operation of the impugned Office Order Dated 30 / 06 / 2017 is not suspended then the petitioner/Appellant shall suffer a mental agony and an irreparable loss.
4. That, the Respondent No. 2, the District Population Welfare Officer, Haripur and District Account Officer, Haripur may kindly be directed in the meanwhile for the regular payment of monthly salaries to the Petitioner/ Appellant being a hardship case, as in the case of hardship it has been held by the Honourable Supreme Court of Pakistan that: "**Law is not static object, it has to cope with the modern ideas and concepts in the disputes coming before the court for resolution, as the society with its environmental set up is continuously progressing --- laws as well as its remedies are also changing with passage of time**". – [2009 PLD 284]; It has been further held by the Honourable Supreme Court of Pakistan that: "**--- relief, grant of --- plea of hardship --- effect --- ground of hardship has always been given due consideration and importance by the courts of law while granting relief --- courts have even refused to grant a relief prayed for if the same would cause unnecessary hardship to either of the parties or even to a third part**" – [2007 PLD 472].
5. **That, concepts of compassion and hardship should be considered by the courts for**

11

**providing relief to an aggrieved party – [2013 PLD 174 "C"]** refers.

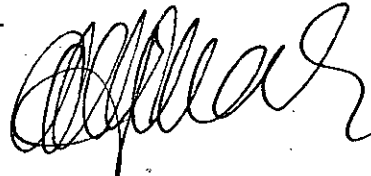
It is, therefore, humbly prayed that on acceptance of the instant application of the Petitioner/Appellant, the operation of the impugned office order may kindly be suspended and the respondents may kindly be directed for the regular payments and release of the outstanding monthly salaries along with the other allowances as applicable to the Petitioner/Appellant.

**Date: 25<sup>th</sup> October 2017**



**ABDUL MATEEN  
(APPELLANT)**

THROUGH:-



**GHULAM YUNUS KHAN TANOLI**  
**A.S. C. OF PAKISTAN**

- AND -



**NIZAKAT ALI (SYED)**  
**ADVOCATE**  
**AT ABBOTTABAD**

**BEFORE THE PROVINCIAL SERVICE TRIBUNAL, K. P. K.,  
PESHAWAR**

Service Appeal No. \_\_\_\_\_/2017

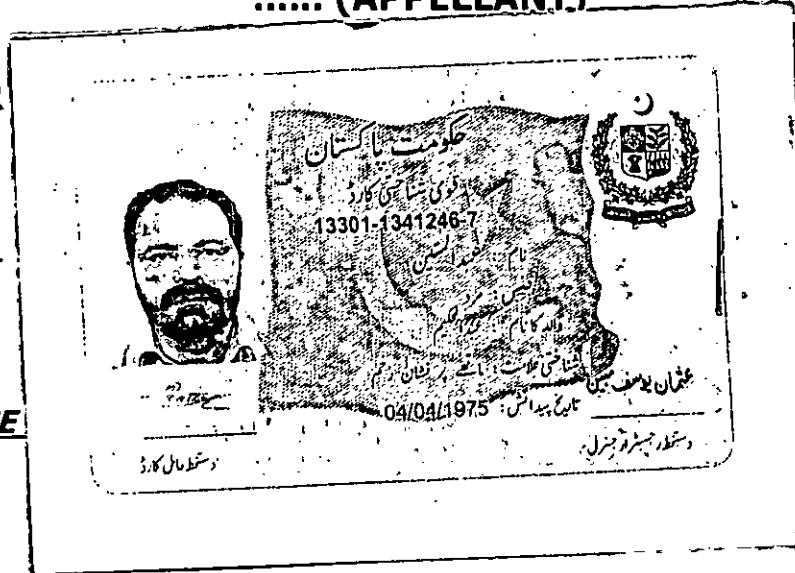
Mr. Abdul Mateen

..... (APPELLANT)

**VER**

1. Government of K. P. K. through  
Department, K. P. K., Peshawar

**SERVICE**



**AFFIDAVIT:-**

I, ABDUL MATEEN SON OF ABDUL HAKEEM, RESIDENT OF VILLAGE BOTIGRAM POST OFFICE SIRIKOT, TEHSIL GHAZI, DISTRICT HARIPUR, DO HERBY SOLEMNLY AFFIRM AND DECLARE ON OATH THAT ALL THE CONTENTS OF THE INSTANT APPLICATION ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I FURTHER AFFIRM AND DECLARE ON OATH THAT NOTHING HAS BEEN SUPRESSED BY THIS HONOURABLE TRIBUNAL.

Date: 25<sup>th</sup> October 2017

*Abdul Mateen*

**ABDUL MATEEN  
(DEPONENT)**

**ATTESTED**

*Mukhtar Ahmad Ghaznavi*  
**Mukhtar Ahmad Ghaznavi  
Oath Commissioner  
District Court, Peshawar**

*26-10-17*



# ANNEXURE - "A"

13

## OFFICE OF THE DISTRICT POPULATION WELFARE OFFICER, HARIPUR

F.No 05 (02)/2016-17/Armn

Dated Haripur the 30<sup>th</sup> June, 2017

### OFFICE ORDER

That on the verification of documents and scrutiny of relevant record regarding appointment in violation of service rules against Mr. Abdul Mateen, Chowkidar (BPS-03), DPW-Office, Haripur. In view of the availability of documentary evidence, I Muhammad Suleman Khan District Population Welfare Officer, Haripur as competent authority under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules 2011 dispense with the requirement of further inquiry.

That charges of 01 year, 09 months & 26 days overage appointment for the instant post on 24-01-2012 (last date for submission of application) have been established and as such has been found guilty of misconduct under section 2 (l)(vi) of Government efficiency and discipline Rules, 2011.

Whereas the Competent Authority has served Show Cause notice against the accused official vide this office order of even number dated 06-06-2017.

That Competent Authority allowed the opportunity of personal hearing on the accused official on 22-06-2017.

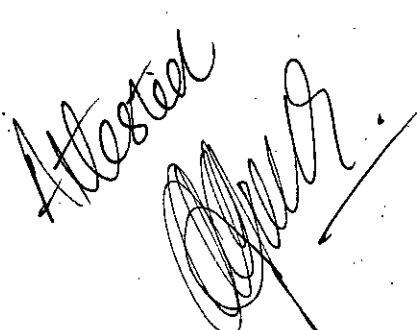
Now in the above circumstances, the Competent Authority has been pleased to award major penalty of Removal from service to Mr. Abdul Mateen, Chowkidar (BPS-03), DPW-Office, Haripur with immediate effect under Section-4 b(iii) of Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules 2011.

(MUHAMMAD SULEMAN KHAN)  
District Population Welfare Officer  
Haripur

Copy forwarded to the: -

1. Deputy Commissioner, Haripur for favour of information please.
2. PA to District Nazim, Haripur for favour of information please.
3. PS to Secretary, Population Welfare Department, KPK for information please.
4. PS to Director General, Population Welfare Department, KPK, Peshawar for information please.
5. District Accounts Officer, Haripur.
6. Accounts Assistant (Local).
7. Official concerned.
8. PF of the official concerned.

(MUHAMMAD SULEMAN KHAN)  
District Population Welfare Officer  
Haripur

Attested  


# ANNEXURE "B"

14



OFFICE OF THE  
DISTRICT POPULATION WELFARE OFFICER,  
Haripur  
Opp near surgical Hospital, Moh Kund, Haripur

\*\*\*\*\*

Dated Haripur the 25<sup>th</sup> Feb, 2012.

## OFFER OF APPOINTMENT

No 2(16)/2011-12/Admn: Consequent upon the recommendation of the Departmental Selection Committee (DSC), you are offered for appointment as Chowkidar (BPS-1) on contract basis in Family Welfare Centre Project (ADP 2011-2012) in District Population Welfare Office, Haripur for the project life on the following terms and conditions.

## TERMS & CONDITIONS

1. Your appointment against the post of Chowkidar (BPS-1) is purely on contract basis for the project life. This Order will automatically stand terminated unless extended. You will get pay in BPS-1 (4800-150-9300) plus usual allowances as admissible under the rules.
2. Your services will be liable to termination without assigning any reason during the currency of the agreement. In case of resignation, 14 days prior notice will be required, otherwise your 14 days pay plus usual allowances will be forfeited.
3. You shall provide Medical Fitness Certificate from the Medical Superintendent of the DHQ Hospital, Haripur before joining service.
4. Being contract employee, in no way you will be treated as Civil Servant and in case your performance is found un-satisfactory or found committed any mis-conduct, your service will be terminated with the approval of the competent authority without adopting the procedure provided in Khyber Pakhtunkhwa (E&D) Rules, 1973 which will not be challengeable in Khyber Pakhtunkhwa Service Tribunal / any court of law.
5. You shall be held responsible for the losses accruing to the Project due to your carelessness or inefficiency and shall be recovered from you.
6. You will neither be entitled to any pension or gratuity for the service rendered by you nor you will contribute towards GP Fund or CP Fund.
7. This offer shall not confer any right on you for regularization of your service against the post occupied by you or any other regular posts in the Department.
8. You have to join duty at your own expenses.
9. If you accept the above terms and conditions, you should report for duty to the District Population Welfare Officer, Haripur within 15 days of the receipt of this offer failing which your appointment shall be considered as cancelled.
10. You will execute a surety bond with the Department.

*Attested*

(Asim Zia Kakakhail)  
District Population Welfare Officer,  
Haripur.

Copy forwarded to the:-

1. PS to Director General, Population Welfare Department, Peshawar.
2. District Accounts Officer, Haripur.
3. Accountant (Local), DPW Office, Haripur.
4. Master File.

District Population Welfare Officer,  
Haripur

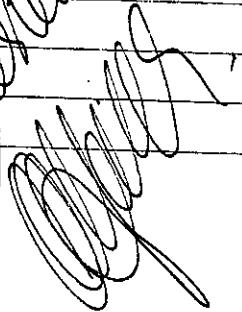
Mr. Abdul Mateen S/o Abdul Hakeem



Daily Attendance Register of the FWC Qazipur

DATE AND HOURS

| Sr. No. | Name          | Rank       | 1                | 2                 | 3                     | 4 | 5 | 6                | 7                 | 8                     | 9                | 10                | 11                    | 12               | 13                | 14                    | 16               |
|---------|---------------|------------|------------------|-------------------|-----------------------|---|---|------------------|-------------------|-----------------------|------------------|-------------------|-----------------------|------------------|-------------------|-----------------------|------------------|
| 1       | Shahnaz Begum | FWA        | D.H.O            | Shahnaz           | Shahnaz               | X | X | F.W.S. Ghajji    | "                 | "                     | "                | "                 | "                     | "                | "                 | "                     | Shahnaz          |
| 2       | Ayesha Gul    | FWA (F)    | Ayesha           | Ayesha            | Ayesha                | X | X | Ayesha           | Ayesha            | Ayesha                | Ayesha           | Ayesha            | Ayesha                | Ayesha           | Ayesha            | Ayesha                | Ayesha           |
| 3       | Rehmat Shah   | FWA (M)    | Rehmat           | Rehmat            | Rehmat                | X | X | Rehmat           | Rehmat            | Rehmat                | Rehmat           | Rehmat            | Rehmat                | Rehmat           | Rehmat            | Rehmat                | Rehmat           |
| 4       | Abdul Mateen  | Chowkicher | <del>Abdul</del> | <del>Mateen</del> | <del>Chowkicher</del> | X | X | <del>Abdul</del> | <del>Mateen</del> | <del>Chowkicher</del> | <del>Abdul</del> | <del>Mateen</del> | <del>Chowkicher</del> | <del>Abdul</del> | <del>Mateen</del> | <del>Chowkicher</del> | <del>Abdul</del> |
| 5       | Zeenat Bibi   | H/O Per    | Zeenat           | Zeenat            | Zeenat                | X | X | Zeenat           | Zeenat            | Zeenat                | Zeenat           | Zeenat            | Zeenat                | Zeenat           | Zeenat            | Zeenat                | Zeenat           |

Attested  


Daily Attendance Register of the FWC Qazipat  
DATE AND HOURS

| Sr. No. | Name          | Rank      | 1     | 2 | 3 | 4                  | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 | 16 |
|---------|---------------|-----------|-------|---|---|--------------------|---|---|---|---|---|----|----|----|----|----|----|----|
| 1       | Shahnaz Begum | FWD       | DH    | X | X | FWC Qazipat        |   |   |   |   |   |    |    |    |    |    |    |    |
| 2       | Ayesha Gul    | FWA (F)   | Leave | X | X | Ayesha FWC Qazipat |   |   |   |   |   |    |    |    |    |    |    |    |
| 3       | Rehmat Shah   | FWA (M)   | DH    | X | X | DH                 |   |   |   |   |   |    |    |    |    |    |    |    |
| 4       | Abdul Mateen  | Chowkidar | DH    | X | X |                    |   |   |   |   |   |    |    |    |    |    |    |    |
| 5       | Zeenat Bibi   | Helper    | DH    | X | X | Zeenat             |   |   |   |   |   |    |    |    |    |    |    |    |

*Attested*  
*[Signature]*

For the Month of May 20 17

OF ATTENDANCE

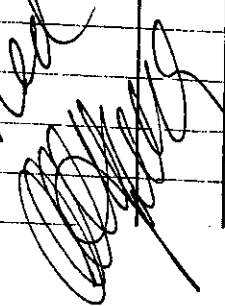
| 17     | 18     | 19     | 20     | 21    | 22     | 23     | 24    | 25     | 26     | 27     | 28     | 29     | 30     | 31     | Total No. of Days | Remarks |
|--------|--------|--------|--------|-------|--------|--------|-------|--------|--------|--------|--------|--------|--------|--------|-------------------|---------|
| Zeenat | Adeeba | Adeeba | Adeeba | Leave | Zeenat | Zeenat | Leave | Zeenat | Zeenat | Zeenat | Zeenat | Zeenat | Zeenat | Zeenat |                   |         |
|        |        |        |        |       |        |        |       |        |        |        |        |        |        |        |                   |         |
|        |        |        |        |       |        |        |       |        |        |        |        |        |        |        |                   |         |
|        |        |        |        |       |        |        |       |        |        |        |        |        |        |        |                   |         |
|        |        |        |        |       |        |        |       |        |        |        |        |        |        |        |                   |         |
|        |        |        |        |       |        |        |       |        |        |        |        |        |        |        |                   |         |
|        |        |        |        |       |        |        |       |        |        |        |        |        |        |        |                   |         |
|        |        |        |        |       |        |        |       |        |        |        |        |        |        |        |                   |         |
|        |        |        |        |       |        |        |       |        |        |        |        |        |        |        |                   |         |
|        |        |        |        |       |        |        |       |        |        |        |        |        |        |        |                   |         |
|        |        |        |        |       |        |        |       |        |        |        |        |        |        |        |                   |         |
|        |        |        |        |       |        |        |       |        |        |        |        |        |        |        |                   |         |
|        |        |        |        |       |        |        |       |        |        |        |        |        |        |        |                   |         |
|        |        |        |        |       |        |        |       |        |        |        |        |        |        |        |                   |         |
|        |        |        |        |       |        |        |       |        |        |        |        |        |        |        |                   |         |
|        |        |        |        |       |        |        |       |        |        |        |        |        |        |        |                   |         |

*Adeeba*

*[Signature]*

Daily Attendance Register of the F.W.C. Dayl Plus

| Sr. No. | Name                    | Rank    | DATE AND HOURS |                         |                         |                         |                         |                         |                         |                         |                         |                         |                         |                         |                         |                         |                         |    |
|---------|-------------------------|---------|----------------|-------------------------|-------------------------|-------------------------|-------------------------|-------------------------|-------------------------|-------------------------|-------------------------|-------------------------|-------------------------|-------------------------|-------------------------|-------------------------|-------------------------|----|
|         |                         |         | 1              | 2                       | 3                       | 4                       | 5                       | 6                       | 7                       | 8                       | 9                       | 10                      | 11                      | 12                      | 13                      | 14                      | 15                      | 16 |
| 1       | Shakmazy Begum F.W.C.   |         | X              | X                       | X                       | X                       | X                       | X                       | X                       | X                       | X                       | X                       | X                       | X                       | X                       | X                       | X                       |    |
| 2       | Aysha Gull              | FWA (F) | X              | Aysha Gull              | Aysha Gull              | Aysha Gull              | Aysha Gull              | Aysha Gull              | Aysha Gull              | Aysha Gull              | Aysha Gull              | Aysha Gull              | Aysha Gull              | Aysha Gull              | Aysha Gull              | Aysha Gull              | Aysha Gull              |    |
| 3       | Rehmat Shah             | FWA (M) | X              | Rehmat Shah             | Rehmat Shah             | Rehmat Shah             | Rehmat Shah             | Rehmat Shah             | Rehmat Shah             | Rehmat Shah             | Rehmat Shah             | Rehmat Shah             | Rehmat Shah             | Rehmat Shah             | Rehmat Shah             | Rehmat Shah             | Rehmat Shah             |    |
| (4)     | Abdull Mateen Chowkidar |         | X              | Abdull Mateen Chowkidar | Abdull Mateen Chowkidar | Abdull Mateen Chowkidar | Abdull Mateen Chowkidar | Abdull Mateen Chowkidar | Abdull Mateen Chowkidar | Abdull Mateen Chowkidar | Abdull Mateen Chowkidar | Abdull Mateen Chowkidar | Abdull Mateen Chowkidar | Abdull Mateen Chowkidar | Abdull Mateen Chowkidar | Abdull Mateen Chowkidar | Abdull Mateen Chowkidar |    |
| (5)     | Zeenat Bibi             | Held    | X              | Zeenat Bibi             | Zeenat Bibi             | Zeenat Bibi             | Zeenat Bibi             | Zeenat Bibi             | Zeenat Bibi             | Zeenat Bibi             | Zeenat Bibi             | Zeenat Bibi             | Zeenat Bibi             | Zeenat Bibi             | Zeenat Bibi             | Zeenat Bibi             | Zeenat Bibi             |    |

*Attested*  


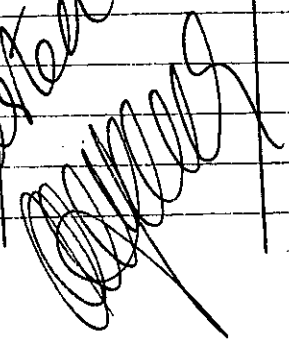




Daily Attendance Register of the FWC Dazipur

DATE AND HOURS

| Sr. No. | Name          | Rank      | 1                 | 2                   | 3                 | 4                 | 5 | 6 | 7                   | 8                   | 9                 | 10                | 11                | 12                | 13 | 14                  | 15                | 16                |
|---------|---------------|-----------|-------------------|---------------------|-------------------|-------------------|---|---|---------------------|---------------------|-------------------|-------------------|-------------------|-------------------|----|---------------------|-------------------|-------------------|
| 1       | Shahroz Begum | FWW       | Ayesha D.H.O      | Ayesha F.W.C. Clerk | Ayesha Shahroz    | shahroz           | X | X | Ayesha F.W.C. Clerk | Ayesha F.W.C. Clerk | "                 | "                 | Ayesha Shahroz    | Ayesha Shahroz    | X  | Ayesha F.W.C. Clerk | "                 | "                 |
| 2       | Ayesha Gul    | FWA (F)   | Ayesha            | Ayesha              | Ayesha            | L.C.A.V.E         | X | X | Ayesha              | Ayesha              | Ayesha            | Ayesha            | Ayesha            | Ayesha            | X  | Ayesha              | Ayesha            | Ayesha            |
| 3       | Rehmat Shah   | FWA (M)   | <del>Rehmat</del> | <del>Rehmat</del>   | <del>Rehmat</del> | <del>Rehmat</del> | X | X | <del>Rehmat</del>   | <del>Rehmat</del>   | <del>Rehmat</del> | <del>Rehmat</del> | <del>Rehmat</del> | <del>Rehmat</del> | X  | <del>Rehmat</del>   | <del>Rehmat</del> | <del>Rehmat</del> |
| 4       | Abdul Mateen  | Chowkidar | <del>Abdul</del>  | <del>Abdul</del>    | <del>Abdul</del>  | <del>Abdul</del>  | X | X | <del>Abdul</del>    | <del>Abdul</del>    | <del>Abdul</del>  | <del>Abdul</del>  | <del>Abdul</del>  | <del>Abdul</del>  | X  | <del>Abdul</del>    | <del>Abdul</del>  | <del>Abdul</del>  |
| 5       | Zeenat Bibi   | Helper    | Zeenat            | Zeenat              | Zeenat            | Zeenat            | X | X | Zeenat              | Zeenat              | Zeenat            | Zeenat            | Zeenat            | Zeenat            | X  | Zeenat              | Zeenat            | Zeenat            |

Attest  


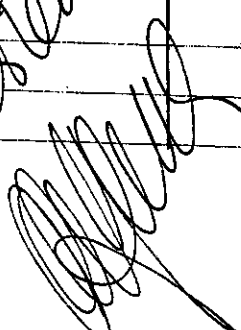




# Daily Attendance Register of the F.W.C. Qazipur

DATE AND HOURS

| Sr. No. | Name                    | Rank       | 1       | 2 | 3       | 4 | 5 | 6 | 7 | 8 | 9 | 10      | 11 | 12 | 13 | 14 | 15      | 16 |
|---------|-------------------------|------------|---------|---|---------|---|---|---|---|---|---|---------|----|----|----|----|---------|----|
| 1       | Shahnaz Begum           | F.W.C.     | Shahnaz | X | F.W.C.  | " | " | " | " | " | X | F.W.C.  | "  | "  | "  | "  | Shahnaz | X  |
| 2       | Ayesha Coud             | F.W.A (F)  | Ayesha  | X | Ayesha  | " | " | " | " | " | X | Ayesha  | "  | "  | "  | "  | Ayesha  | X  |
| 3       | Rehmat Shah             | F.W.A (M)  | Rehmat  | X | Rehmat  | " | " | " | " | " | X | Rehmat  | "  | "  | "  | "  | Rehmat  | X  |
| 4       | Abdul Mateen Chow Kilar | Chow Kilar | Abdul   | X | Abdul   | " | " | " | " | " | X | Abdul   | "  | "  | "  | "  | Abdul   | X  |
| 5       | Zeenaat BiBi            | Helper     | Zeenaat | X | Zeenaat | " | " | " | " | " | X | Zeenaat | "  | "  | "  | "  | Zeenaat | X  |

*Master*  


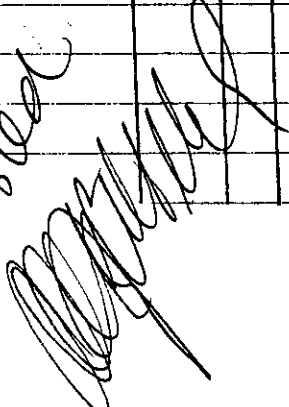


(3)

Daily Attendance Register of the FWC Qazipur

DATE AND HOURS

| Sr. No. | Name          | Rank      | 1          | 2      | 3      | 4              | 5              | 6 | 7 | 8      | 9      | 10     | 11     | 12     | 13     | 14     | 15     | 16     |
|---------|---------------|-----------|------------|--------|--------|----------------|----------------|---|---|--------|--------|--------|--------|--------|--------|--------|--------|--------|
| 1       | Shahnaz Begum | FWW       | Ayesha D-H | "      | "      | Ayesha Shahnaz | Ayesha Shahnaz | X | X | X      | X      | X      | X      | X      | X      | X      | X      | X      |
| 2       | Ayesha Gul    | FWA (F)   | Ayesha     | Ayesha | Ayesha | Ayesha         | X              | X | X | X      | X      | X      | X      | X      | X      | X      | X      | X      |
| 3       | Rehmat Shah   | FWA (M)   | Rehmat     | D.H    | Rehmat | Rehmat         | X              | X | X | Leave  | Rehmat | Rehmat | Rehmat | Rehmat | Rehmat | Rehmat | Rehmat | Rehmat |
| 4       | Abdul Matern  | Chowkidar | Abdus      | Abdus  | Abdus  | Abdus          | X              | X | X | Abdus  | Abdus  | Abdus  | Abdus  | Abdus  | Abdus  | Abdus  | Abdus  | Abdus  |
| 5       | Zeenat Bibi   | Helper    | Zeenat     | Zeenat | Zeenat | Zeenat         | X              | X | X | Zeenat | Zeenat | Leave  | Zeenat | Zeenat | X      | X      | X      | X      |

*Attested*  




Daily Attendance Register of the FNC Dazipur  
DATE AND HOURS

| Sr. No. | Name          | Rank      | 1     | 2            | 3            | 4       | 5       | 6 | 7            | 8      | 9      | 10     | 11      | 12      | 13 | 14           | 15     | 16         |
|---------|---------------|-----------|-------|--------------|--------------|---------|---------|---|--------------|--------|--------|--------|---------|---------|----|--------------|--------|------------|
| 1       | Shahroz Begum | F.W.M     | D-H-D | F.W.C. Ghazi | F.W.C. Ghazi | Shahroz | Shahroz | X | F.W.C. Ghazi | "      | "      | "      | Shahroz | Shahroz | X  | F.W.C. Ghazi | "      | "          |
| 2       | Ayesha Goul   | F.W.A (F) | Leave | Ayesha       | Ayesha       | Ayesha  | Ayesha  | X | Ayesha       | Ayesha | Ayesha | Ayesha | Ayesha  | Ayesha  | X  | Ayesha       | Ayesha | Attendance |
| 3       | Rehmat Shah   | F.W.A (M) | Leave | Leave        | Leave        | Leave   | Leave   | X | Leave        | Leave  | Leave  | Leave  | Leave   | Leave   | X  | Leave        | Leave  | Attendance |
| 4       | Abdul Matin   |           |       | Matin        | Matin        | Matin   | Matin   | X | Matin        | Matin  | Matin  | Matin  | Matin   | Matin   | X  | Matin        | Matin  | Attendance |
| 5       | Zeenat Bibi   |           |       | Zeenat       | Zeenat       | Zeenat  | Zeenat  | X | Zeenat       | Zeenat | Zeenat | Zeenat | Zeenat  | Zeenat  | X  | Zeenat       | Zeenat | Attendance |
|         | Nasheen Nazir | F.W.M     |       |              |              |         |         | X |              |        |        |        |         |         | X  |              |        | Attendance |

*Atiqul*  
*[Signature]*

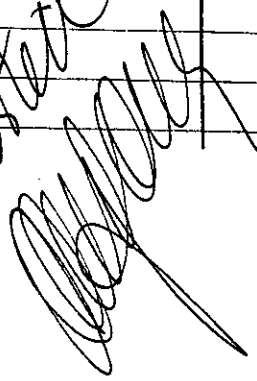




Daily Attendance Register of the FWC Qazipur

DATE AND HOURS

| Sr. No. | Name                  | Rank     | 1                 | 2      | 3                 | 4 | 5                 | 6                 | 7                 | 8                 | 9                 | 10                | 11                | 12                | 13                | 14                | 15                | 16                |
|---------|-----------------------|----------|-------------------|--------|-------------------|---|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|
| 1       | Shahnaz Begum         | FWN      |                   |        |                   | X | X                 | X                 | X                 | X                 | X                 | X                 | X                 | X                 | X                 | X                 | X                 | X                 |
| 2       | Ayesha Gul            | FWA (F)  | H.O               | Ayesha | Ayesha            | X | Ayesha            | Ayesha Shahnaz    | leave             | Ayesha            | Ayesha Shahnaz    | Ayesha Shahnaz    | X                 | X                 | X                 | X                 | X                 | X                 |
| 3       | Rehmat Shah           | FWA (M)  | <del>Rehmat</del> | D.H.O  | <del>Rehmat</del> | X | <del>Rehmat</del> | <del>Rehmat</del> | <del>Rehmat</del> | <del>Rehmat</del> | <del>Rehmat</del> | <del>Rehmat</del> | <del>Rehmat</del> | <del>Rehmat</del> | <del>Rehmat</del> | <del>Rehmat</del> | <del>Rehmat</del> | <del>Rehmat</del> |
| 4       | Abdul Mateen Choudary | Choudary | Mateen            | Mateen | Mateen            | X | Mateen            | Mateen            | Mateen            | Mateen            | Mateen            | Mateen            | X                 | X                 | X                 | X                 | X                 | X                 |
| 5       | Zeenat Bibi           | Helper   | Zeenat            | Zeenat | Zeenat            | X | Zeenat            | Zeenat            | Zeenat            | Zeenat            | Zeenat            | Zeenat            | X                 | X                 | X                 | X                 | X                 | X                 |

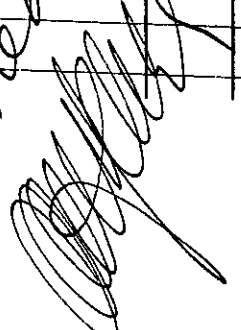
*Atiqat*  






**Daily Attendance Register of the** FNC Qazipur  
DATE AND HOURS

| Sr. No. | Name          | Rank      | 1 | 2           | 3           | 4           | 5           | 6           | 7           | 8 | 9           | 10          | 11          | 12          | 13          | 14          | 15          | 16          |
|---------|---------------|-----------|---|-------------|-------------|-------------|-------------|-------------|-------------|---|-------------|-------------|-------------|-------------|-------------|-------------|-------------|-------------|
| 1       | Shahraz Begum | F.W.M     | X | D.H.O       | F.W.C. Gaji | "           | "           | "           | "           | X | F.W.C. Gaji | "           | "           | "           | "           | "           | "           | "           |
| 2       | Ayesha Gul    | F.W.A (F) | X | D.H.O       | Ayesha Gul  | Ayesha Gul  | Ayesha Gul  | Ayesha Gul  | Ayesha Gul  | X | Ayesha Gul  | Leave       | Ayesha Gul  | Ayesha Gul  | Ayesha Gul  | Ayesha Gul  | Ayesha Gul  | Ayesha Gul  |
| 3       | Rehmat Shah   | F.W.A (M) | X | D.H.O       | D.H.O       | D.H.O       | D.H.O       | D.H.O       | D.H.O       | X | D.H.O       | D.H.O       | D.H.O       | D.H.O       | D.H.O       | D.H.O       | D.H.O       | D.H.O       |
| 4       | Abdul Mutem   | Chaukdar  | X | Abdul Mutem | Abdul Mutem | Abdul Mutem | Abdul Mutem | Abdul Mutem | Abdul Mutem | X | Abdul Mutem | Abdul Mutem | Abdul Mutem | Abdul Mutem | Abdul Mutem | Abdul Mutem | Abdul Mutem | Abdul Mutem |
| 5       | Zeenat Bibi   | Helper    | X | Zeenat      | Zeenat      | D.H.O       | Zeenat      | Zeenat      | Zeenat      | X | Zeenat      | Zeenat      | Zeenat      | Zeenat      | Zeenat      | Zeenat      | Zeenat      | Zeenat      |

Attested  




32

# ANNEXURE - "D"



OFFICE OF THE DISTRICT POPULATION WELFARE OFFICER, HARIPUR

F.No.05 (02)/2016-17/Admn

Dated Haripur the 8<sup>th</sup> June, 2017

To

✓  
Mr. Abdul Mateen Chowkidar  
Family Welfare Center Qazi Pur  
District Haripur.

Subject: - SHOW CAUSE NOTICE.

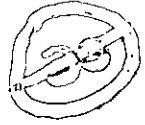
Memo:

Find enclosed herewith Show Cause Notice (In Original) for your perusal  
and further disposal.

*M.K.K.*  
(MUHAMMAD SULEMAN KHAN)  
DISTT: POPULATION WELFARE OFFICER  
HARIPUR

Encl: As above.

*Attested*  
*[Signature]*



SHOW CAUSE NOTICE

I, Muhammad Suleman Khan, District Population Welfare Officer, Haripur, as competent authority under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules 2011, do hereby serve upon you, Mr. Abdul Mateen, Chowkidar (BPS-03) DPW-Office, Haripur as follow:-

(i) That during the course of verification, the following irregularities have been found on your part:

(a) You were 01 year, 09 months & 20 days overage for the instant post on 24-01-2012 (last date for submission of application).

I am satisfied that you have committed the following acts/omissions specified in rule-3(b) of the said rules i.e guilty of misconduct under section-2 (1)(vi) of Government efficiency and discipline Rules, 2011 of having been appointed in violation of service rules.

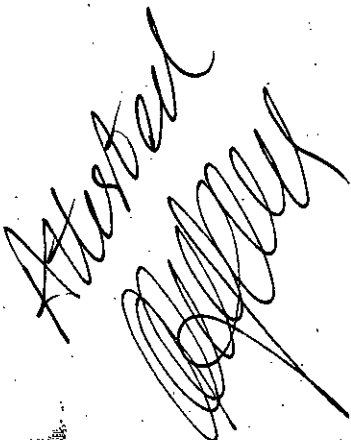
2. As a result thereof, I, as competent authority, have tentatively decided to impose upon you the penalty of Dismissal from service under rules 4 of the said rules.

3. You are, therefore, required to show cause as to why the aforesaid penalty should not be imposed upon you and also intimate whether you desire to be heard in person.

4. If no reply to this notice is received within seven days or not more than fifteen days of its delivery, it shall be presumed that you have no defense to put in and in that case an ex-parte action shall be taken against you.

In view of the availability of documentary evidence above, I dispense with the requirement of further inquiry.

  
DISTRICT POPULATION WELFARE OFFICER  
HARIPUR



Mr. Muhammad Suleman Khan  
District Population Welfare Officer  
Haripur

19.06.2017

Dear Sir,

**SUB: REPLY TO SHOW CAUSE NOTICE DATED 06.06.2017, ISSUED VIDE LETTER  
NO. 05(02)/2016-17/ADMIN.**

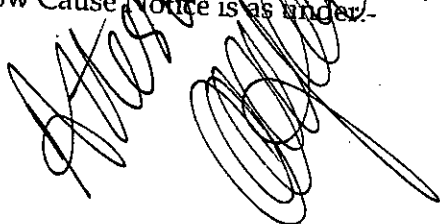
This is with reference to the subject Show Cause Notice served upon the undersigned namely Abdul Mateen Chowkidar (BPS-03), on 06.06.2017 vide letter No. 05(02)/2016-17/admin. The following is the reply to the subject Show Cause Notice:

That the undersigned was reinstated into service against a sanctioned regular post of Chowkidar (BPS-03), by the Secretary, Population Welfare Department, vide office order No. Government of KPK SOE (PWD) 4-9/7/2014/HC dated 05.10.2016, in compliance with the Judgment dated 26.06.2014, Passed by the Hon'ble Peshawar High Court, Peshawar, in Writ Petition No. 1730/2014, and Judgment Dated 24.02.2016, passed by the Hon'ble Supreme Court of Pakistan in Civil Petition No. 495-P/2014.

That the undersigned was one of the Petitioners in the abovesaid Writ Petition before the Hon'ble Peshawar High Court, Peshawar. That at the time of hearing of the above said Writ Petitions, the Hon'ble Peshawar High Court was pleased to call comments from the Respondents i.e. department. It is submitted that, no objection regarding appointment of the undersigned was taken by the Respondent before the Hon'ble Peshawar High Court, Peshawar or before the Hon'ble Supreme Court of Pakistan and thereafter, the undersigned was reinstated into service. That the undersigned reserves the right to approach the Hon'ble Peshawar High Court, Peshawar for initiating contempt of court proceedings against the concern authority.

That the subject Show Cause Notice has been served upon the undersigned with mala fide intentions and totally in violation of both the above-said Judgments of the Hon'ble Peshawar High Court, Peshawar and the August Supreme Court of Pakistan. It is also pointed out that no statement of allegations or charge sheet has been served upon the undersigned by your good self, which is the violation of (E&D) rules 2011 and against the principle of natural justice.

That the appointment order of the undersigned has been acted upon, therefore, now the principle of locus poenitentiae is attracted. (i.e. Once an order has taken effect and in pursuance thereof certain rights have been created in favour of a person, then such order cannot be rescind/canceled to the detriment of rights created). Reference can be made to 2007 PLC (CS) 824 SC. That without prejudice to the above said objections, *inter alia*, the parawise reply of the subject Show Cause Notice is as under:-



- a. In reply to paragraph (a) of the subject Show Cause Notice it is stated that the undersigned was selected by the then Departmental Selection Committee/the then appointing authority after fulfillment of all the codal formalities. At the time of recruitment of the undersigned, the then DSC perused all the requisite documents including but not limited to age of the undersigned and thereafter selected the undersigned for the post of Chowkidar (BPS-03). It is further added that the age relaxation was given to the undersigned by the then competent authority, under the standing rules for age relaxation issued vide Notification No. SOE-III(E&AD)2-1/2007, dated 9<sup>th</sup> December, 2010 and dated 29<sup>th</sup> January, 2011. It is reiterated that under the principle of "*locus poenitentiae*" the order passed by a competent authority regarding relaxation of age of the undersigned cannot be canceled at this stage.

It is further stated that once any appointing authority select a person of overage relaxing the age limit for said post and record the age of the appointee in the office record as well as in the service book it means that the appointing authority has relaxed the age limit and exercised his powers delegated to him by the above said rules, and the same relaxation order cannot be recalled later on.

It is further stated that the undersigned was reinstated by the Secretary, Population Welfare Department, vide office order No. Government of KPK SOE (PWD) 4-9/7/2014/HC dated 05.10.2016, against the sectioned regular post. That under the age relaxation rules, when a person worked in the project post of the province KPK, then he is entitled for age relaxation for same project period.

It is further stated that the chief minister of KPK vide Establishment and Administration Department Notification regarding age relaxation No. SOE-III(E&AD)2-5/2014 dated 08.09.2014, where the chief minister has relaxed the upper age limit of Class IV from 35 years to 40 years. The Department has also amended and included the upper age limit from 35 years to 40 years in the service rules of the department.

It is submitted that the undersigned did not violate any law, rules or regulation and not committed any irregularity/omission specified in rule 3 (b) of the said rules of i.e. guilty of misconduct under section-2 (i)(vi) E&D rules 2011. That if any irregularity has been committed by the then Departmental Selection Committee and appointing authority, the undersigned cannot be held responsible for the same, and the undersigned cant not be punished of any irregularity of the then DSC and the Appointing authority.

In view of the above explanation of the case it is therefore requested your honor to exonerate/discharge the undersigned from the charges mentioned in the subject show cause notice, it is hoped that justice will be done in my case.

I request for personal hearing with your good self-please.

Thanking you in anticipation

19/6/12  
Abdul Mateen  
Chowkidar  
FWC Serikot Haripur

Received  
Saeed  
13/6/12

ANNEXURE - "F"

36

THE SECRETARY OPULATION WELFARE  
DEPARTMENT KPK, PESHAWAR

Abdul Mateen son of Abdul Hakeem caste Mashwani,  
Chowkidar (PBS- 1), Family Welfare Centre, Qazi Pur,  
District Haripur.

.....(APPELLANT)

VERSUS

Muhammad Suleman Khan, District Population  
Welfare Officer, Haripur

.....(RESPONDENT)

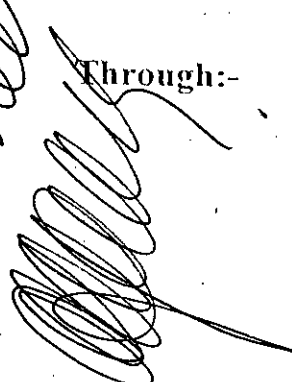
DEPARTMENTAL APPEAL AGAINST THE  
OFFICE ORDER NO. F NO. 05 (02)/2016-  
17/A/ADMIN, DATED 30<sup>TH</sup> JUNE 2017

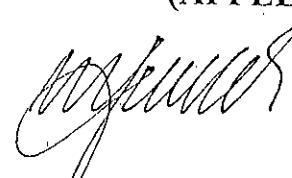
INDEX

| S. NO. | DESCRIPTION OF DOCUMENTS                                  | ANNEXURES | PAGE NO. |
|--------|---|-----------|----------|
| 1      | Memo of Appeal.   | ....      | 1 - 5    |
| 2      | Copy of the Termination Letter.                           | "A"       | 6        |
| 3      | Copies of the Offer of Appointment.                       | "B"       | 7        |
| 7      | Copies of the attendance Register.                        | "C"       | 8 - 24   |
| 8      | Copy of Show Cause Notice                                 | "D"       | 25 - 26  |
| 9      | Copy of Reply to the Show Cause , Notice by the Appellant | "E"       | 27 - 28  |
| 10     | Vakalat Nama  | ----      | 29       |

Dated 11. 07. 2017

  
ABDUL MATEEN  
(APPELLANT)

Attested  
Through:-  


  
GULAM YUNU KHAN TANOLI  
ADVOCATE SUPREME COURT  
OF PAKISTAN  
AND  
NIZAKAT ALI SHAH  
ADVOCATE  
AT ABBOTTABAD



THE SECRETARY POPULATION WELFARE  
DEPARTMENT KPK, PESHAWAR

Abdul Mateen son of Abdul Hakeem caste Mashwani, Chowkidar  
(PBS- 1), Family Welfare Centre, Qazi Pur, District Haripur.

.....(APPELLANT)

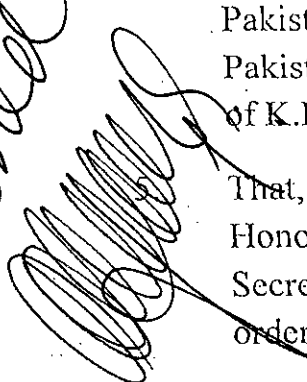
VERSUS

Muhammad Suleman Khan, District Population Welfare Officer,  
Haripur.

.....(RESPONDENT)

DEPARTMENTAL APPEAL AGAINST THE OFFICE ORDER  
NO. F NO. 05 (02)/2016-17/A/ADMIN, DATED 30<sup>TH</sup> JUNE 2017,  
THROUGH WHICH THE DISTRICT POPULATION  
OFFICER, HARIPUR HAS TERMINATED THE SERVICE OF  
THE APPELLANT.

1. That, the District Population Officer, Haripur has terminated the appellant vide his office order number; F No. 05 (02)/2016-17/A/Admin, dated 30<sup>th</sup> June 2017, copy is annexed as Annexure – “A”.
2. That, the appellant was appointed as Chowkidar (BPS- 1) vide Order No. 2(16)/2011-12/Admin dated 25<sup>th</sup> February 2012, on the recommendation of Departmental Selection Committee (DSC), for the Project (ADP 2011-2012) in District Population Welfare Office, Haripur. Copy of the appointment letter dated 25<sup>th</sup> February 2012 is annexed as Annexure “B”.
3. That, the appellant along with others of the said project was previously terminated from the service, which termination order was challenged before the Honourable Peshawar High Court through Writ Petition No. 1730/2014, which Writ Petition was allowed by the Honourable Peshawar High Court on 26<sup>th</sup> June 2014.
4. That, the Government of KPK challenged the above said Judgment/ order before the Honourable Supreme Court of Pakistan, the full Court of Honourable Supreme Court of Pakistan was pleased to dismiss the petitions of the Government of K.P.K. through its judgment /order 24.02.2016.

*Attested*  


That, in consequence of the judgments/orders of the Honourable High Court and Supreme Court of Pakistan, the Secretary Population Welfare Department, KPK, Peshawar vide order No. Government of KPK SOE (PWD) 4-9/7/2014/HC,

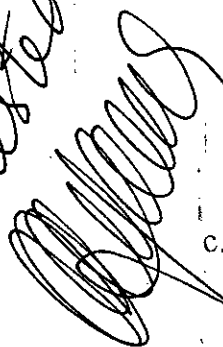
dated 05/10/2016 has reinstated the Appellants into service against the sanctioned regular post of Chowkidar (BPS- 1).

6. That, the Appellant joined the Respondent's office of District Population Welfare Office, Haripur on 1<sup>st</sup> November 2016:
7. That, the Appellant had been working with the Respondents office without any complaint till 1<sup>st</sup> July 2017, the copy of the attendance register from the month of 2<sup>nd</sup> November 2016 till June 2017 is enclosed herewith as Annexure - "C"
8. That, the Respondent, Officer did not bother for the monthly payments of salary to the Appellant from the date of reinstatement i-e. 05. 10. 2016 till 30. 06. 2017 for the period of 8 months, which showed malafide on the part of the Respondent.
9. That, the Respondent, District Population Welfare Officer issued a Show Cause Notice to the Appellant vide letter No. F. No. 05 (02)/2016-17/Admin. The copy of the Show Cause Notice and the reply submitted by the Appellant on 19. 06. 2017 are respectively annexed as Annexure "D" & "A".
10. That, the Respondent, District Population Welfare Officer, Haripur, without considering the reply of the show cause has issued the termination letter vide office order No. F. No. 05 (02)/2016/17/Admin, dated 30. 06. 2017, the copy of reply to the said Show Cause Notice is attached herewith as Annexure "E".
11. That, Appellant being aggrieved of the Show Cause Notice, dated 06. 06. 2016 & termination letter dated 30. 06. 2017 called in question the validity of the said action inter alia on the following grounds amongst others;

#### GROUNDS

- a. That, the Show Cause Notice as well as the termination letter is without lawful authority, contrary to E & D Rules 1973 and 2011, hence the same are not sustainable and liable to be set aside.
- b. That, the Appellant at the time of appointment has never suppressed or concealed any documents and was given the appointment on the same documents, hence the Respondent P.W.O., Haripur was having no authority to issue a termination letter date 30. 06. 2017 to the appellant, the same is without lawful authority and is liable to be set aside.
- c. That, the Respondent, P.W.O., Haripur has ignored that the Chief Minister of KPK vide Establishment and Administration Department Notification, regarding age

Attested



relaxation date 08. 09. 2014 was neglected/over sighted, hence committed illegality while issuing the termination letter to the Appellant.

- d. That, the Honourable Supreme Court of Pakistan while deciding the case titled *Mian Tariq Javaid Versus Province of Punjab through Chief Secretary and others* reported in: 2008 SCMR 598, in citation "C", it has been held that: "appointment in violation of rules – validity – such appointment would be against the policy of law- despite such legal defect in initial appointment, principle of locus poenitentiae would not permit a competent authority to undo the same after a long time and remove incumbent from service". Similarly, in 2009 SCMR 412, citation "B" and "C" the Honourable Supreme Court of Pakistan has held that: "Major penalty, awarding of --- Principles --- In case of awarding major penalty, a proper inquiry is to be conducted in accordance with law, where full opportunity of defense is to be provided to delinquent officer" It has been further held that 'retracing steps' after a period of 2 years and more so after issuing a Writ Petition by the Honourable Peshawar High Court, by regularization of the service of the Appellant and the reinstatement letter issued by the Honourable Secretary Population Welfare Department, dated 05. 10. 2016 had precluded from issuing the termination letter as well as Show Cause Notice to the Appellant which are liable to be set aside and Appellant be reinstated in service with all back benefits.
- e. That, the malafide is apparent on the face of record that Appellant after issuance of reinstatement letter dated 05. 10. 2016 had served the Respondent department and the appellant was not paid his monthly salary and allowances as applicable to the post of the appellant. The appellant has annexed a copy of the Attendance Register which shows that he had been regular in performing his assigned duty but was not paid his monthly salary for the said months and no reason has been advanced by the Respondent.
- f. That, no charge sheet, as was required under E & D Rules, was framed by the Respondent functionary of the Government, as it has been held by the Honourable Supreme Court of Pakistan while deciding the case *Khuda e Nazar Versus the Curator and another*, it has been held that: "framing of charge and its communication to civil servant along with statement of allegations was not mere a formality but was a mandatory requisite which was to be followed ", the same verdict had been reported in 2000 SCMR 1743.

Attested



- g. That , it has been held by the Honourable Supreme Court of Pakistan, citation "G:" "where law requires an act to be done in a particular manner, it had to be done in that manner alone and such dictate of law could not be termed as technicality and further it has been held in the same judgment in citation "H" that; "right of individual to be dealt with in accordance with law and order passed by any forum which is against the spirit of the law, should not be allowed to remain".
- h. That, the Respondent functionary of the Government cannot be allowed to travel beyond the scope of E & D Rules of 1973 and cannot dispense with the regular inquiry before imposing the major penalty of removal from service, hence committed illegality, which is required to be rectified by the competent authority in accordance with Rules and Regulation of Civil Servants Act 1973.

It is therefore humbly prayed as under:

- A. That, the show cause notice dated 06. 06. 2017 as well as termination letter dated 30. 06. 2017 may graciously be declared as without lawful authority and be set aside
- B. That, it is also prayed that appellant be made entitled for receiving the pay and allowances since 01. 11. 2016 till 01. 07. 2017, the period the appellant had been performing his duties in the Respondents department. <sup>HELD</sup>
- C. That, the Appellant may kindly be ordered to be reinstated in the service along with all back benefits as the appellant has not joined any beneficial appointment anywhere.

Date: 11. 07. 2017




ABDUL MATEEN  
(Appellant)

Through:



GHULAM YUNUS KHAN TANOLI  
ADVOCATE SUPREME COURT OF  
PAKISTAN

AND

Attested  


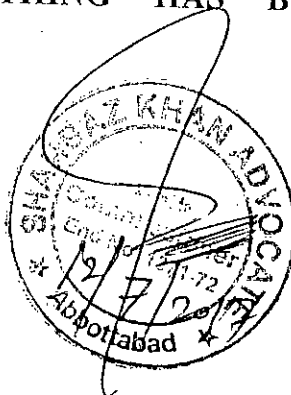
*Nizakat Ali Shah*

NIZAKAT ALI SHAH  
(ADVOCATE)  
At ABBOTTABAD

AFFIDAVIT

I, ABDUL MATEEN, RESIDENT OF VILLAGE BOATIGRAM, CUM SIRIKOT, TEHSIL GHAZI, DISTRICT HARIPUR, DO HEREBY SOLEMNLY AFFIRM AND DECLARE ON OATH THAT NO SUCH SUBJECT MATTER/APPEAL HAS EVER BEEN FILED BEFORE ANY FORUM. I, FURTHER DECLARE AND AFFIRM THAT THE CONTENTS OF THE FOREGOING APPEAL ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND NOTHING HAS BEEN CONCEALED OR SUPPRESSED.

DATED: 11.07.2017



*Abdul Mateen*  
ABDUL MATEEN  
(DEPONENT)

LIST OF LEGAL HEIRS:

- |                  |          |
|------------------|----------|
| 1. SAIFOORA BIBI | (MOTHER) |
| 2. SAEEDA BEGUM  | (WIFE)   |
| 3. ABDUS SAMAD   | (SON)    |

*Attested*  
*[Signature]*



PAKHTUNKHWA  
ESTABLISHMENT & ADMINISTRATION  
DEPARTMENT  
(ESTABLISHMENT WING)

*Amexure -*

cc G 17  
**44**

No. SOL/III/EST/AD/2-S/2014  
Dated Peshawar (the 08<sup>th</sup> September, 2014)

To  
All Administrative Secretaries (A.S.)  
Govt. of Khyber Pakhtunkhwa

SUBJECT: AGE RELAXATION.  
Dear Sir,

I am directed to refer to the subject and to state that there is no uniformity regarding grant of age relaxation to Class IV employees as different prescribed age limit has been mentioned for appointment of Class IV employees in various departments. Service rules for example prescribed age limit in Establishment & Administration Department is 18-32 years whereas in Education Department it has been notified as 18-35 years.

1. I am further directed to state that the Hon'able Chief Minister, Khyber Pakhtunkhwa has directed that maximum age limit for Class IV employees should be 40 years.
2. You are therefore requested to take further necessary action on the directives of the Hon'able Chief Minister, Khyber Pakhtunkhwa.

Yours faithfully,

(Nadeem Tabassum)  
Section Officer (E-III)

Copy forwarded to:-

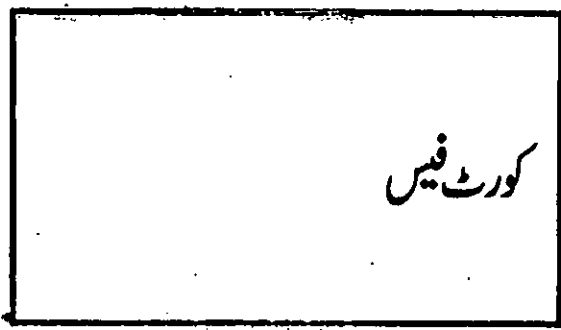
1. P.S to Chief Secretary Khyber Pakhtunkhwa
2. P.S to Secretary (Estt.) Establishment Department
3. P.S to Principal Secretary to Chief Minister, Khyber Pakhtunkhwa
4. P.S to Spl. Secretary (Estt.) Establishment Department
5. P.S to Additional Secretary (Estt.) Establishment Department

Secretary Finance,  
Khyber Pakhtunkhwa  
Date: 14/9/14  
Date: 9/9/14

SECTION OFFICER (E-III)

# وکالت نامہ

کورٹ فیس



بعدالت صوبائی سروس ٹریڈیونگ لیسٹ اور ضمیمہ نمبر ۱۱۱

عنوان: عبدالمطین  
منجانب: عبدالمطین (اپیلرٹ)

نوعیت مقدمہ: سروس اپیل

## باعث تحریر آنکہ

مقدمہ مندرجہ میں اپنی طرف سے واسطے پیروی و جواب دہی کل کاروائی متعلقہ آن مقام

عبدالمطین کی طرف سے اپیل کی درخواست پر فیصلہ دینے کے لئے درخواست کی ہے۔

کو دیکل مقرر کر کے اقرار کرتا ہوں کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا نیز دیکل صاحب موصوف کو کرنے راضی نامہ و تقرر ثالث فیصلہ بر حلف دینے اقبال دعویٰ اور بصورت دیگر ڈگری کرانے اجراء وصولی چیک روپیہ و عرضی دعویٰ کی تصدیق اور اس پر دستخط کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکور کی کل یا کسی جزوی کاروائی کے لئے کسی اور وکیل یا محار صاحب قانونی کو اپنے ہمراہ اپنی بجائے تقرر کا اختیار بھی ہوگا اور صاحب مقرر شدہ کو بھی وہی اور ویسے ہی اختیارات ہوں گے اور اس کا ساختہ پرداختہ مجھ کو منظور قبول ہوگا۔ دوران مقدمہ جو خرچہ و ہرجانہ التوائے مقدمہ کے سبب ہوگا اس کے مستحق وکیل صاحب ہوں گے۔ نیز بقایا رقم وصول کرنے کا بھی اختیار ہوگا۔ اگر کوئی پیشی مقام دورہ پر ہو یا بعد سے باہر ہو تو وکیل صاحب موصوف پابند ہوں گے کہ پیروی مقدمہ مذکورہ کریں اور اگر محار مقرر کردہ میں کوئی جزو بقایا ہو تو وکیل صاحب موصوف مقدمہ کی پیروی کے پابند نہ ہوں گے۔ نیز درخواست برائے اجراء ثالث ناشر بصیغہ مفلسی کے دائرہ کرنے اور اس کی پیروی کا بھی صاحب موصوف کو اختیار ہوگا۔

Accepte

Handwritten signature and stamp.

لہذا وکالت نامہ تحریر کیا گیا کہ سند ہے۔

المرقوم: 20 اکتوبر 2017ء

(NIZAIKI) Handwritten signature.

بمقام: ایبٹ آباد

Handwritten signature.

السید عبدالمطین

عبدالمطین (اپیلرٹ)

**IN THE HONORABLE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA,**  
**PESHAWAR.**

In Appeal No.1195/2017.

Abdul Mateen Ex-Chowkidar .....

(Appellant)

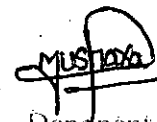
VS

Govt. of Khyber Pakhtunkhwa .....

(Respondents).

*Index*

| S.No. | Documents                  | Annexure | Page |
|-------|----------------------------|----------|------|
| 1     | Para-wise comments         | -        | 1-2  |
| 2     | Affidavit                  | -        | 3    |
| 3     | SSC Roll No 13559          | A        | 4-5  |
| 4     | SSC Roll No 27051          | B        | 6    |
| 5     | Minutes of DSC/ Merit List | C&D      | 7-15 |
| 6     | Removal order              | E        | 16   |



Dependent  
Sagheer Musharraf  
Assistant Director  
(Lit)



**IN THE HONORABLE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA,**  
**PESHAWAR.**

In Appeal No.1195/2017.

Abdul Mateen Ex-Chowkidar ..... (Appellant)

VS

Govt. of Khyber Pakhtunkhwa ..... (Respondents)

**Joint para-wise reply/comments on behalf of the respondents No.1 & 2.**

Respectfully Sheweth,

**Preliminary Objections.**

1. That the appellant has got not focus standi to file the instant appeal.
2. That no discrimination / injustice has been done to the appellant.
3. That the instant appeal is bad in the eye of law.
4. The appeal is based on distortion of facts and is not maintainable in its present form.
5. That the appellant has come to the Tribunal with un-cleaned hands.
6. That the appellant has been estopped by his own conduct to file the appeal.

**On Facts.**

1. Correct.
2. Correct to the extent that the appellant was initially appointed on project post as Chowkidar in BPS-01 on contract basis till completion of project life i.e. 30/06/2014 under the ADP Scheme Titled "Provision for Population Welfare Program in Khyber Pakhtunkhwa (2011-14)".
3. Correct to the extent that after completion of the project the appellant alongwith other incumbents were terminated from their services Therefore the appellant alongwith other filed a writ petition before the Honorable Peshawar High Court, Peshawar which was allowed the subject writ petition on 26/06/2014 in the terms that the petitioners shall remain on the post subject to the fate of C.P No.344-P/2012 as identical proposition of facts and law is involved therein.
4. Correct to the extent that the CPLA No.496-P/2014 was dismissed but a re-view petition No.312-P/2016 has been filed by this Department against the judgment dated:24/02/2016 of the larger bench of Supreme Court of Pakistan which is still pending before the apex court.
5. Correct to the extent that the appellant alongwith 560 incumbents of the project were reinstated against the sanctioned regular posts, with immediate effect, subject to the fate of re-view petition pending in the August Supreme Court of Pakistan.
6. Correct.
7. Pertains to office record hence need no comments.
8. Incorrect. The appellant was appointed on the post as per Secondary School Certificate bearing Roll No. 13559, ADA No.039545 (Session Annual 1999) BISE Abbottabad. Wherein his date of Birth is mention 04-04-1983 concealing his date of birth as per SSC provided later on at the time interview/selection (Annexure-A) for verification purpose he provided another certificate bearing Roll No 27051 wherein his date of Birth is 04-04-1975 (Annexure-B) and as such he is overage for a period 01 Year 09 months and 20 days. He was removed from Service on bogosity and being appointed overage on fake documents minutes of DSC and merit list are at Annexure-C.

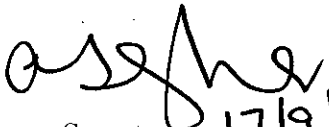
- 2
9. Correct to the extent that the appellant was found guilty of Misconduct under section -2(I)(vi) of Khyber Pakhtunkhwa Government servant (E&D) rules 2011 on the basis of discrepancies/irregularities show cause notice was served to the appellant.
  10. Correct to the extent that the appellant being found guilty of misconduct therefore after observing all codal formalities the appellant was awarded major penalty of removal from service by the competent authority under section-4b(iii) of Khyber Pakhtunkhwa government servant efficiency and discipline rules 2011 (copy enclosed) at Annex-D.
  11. Correct to the extent that the departmental appeal of the appellant is being devoid of merit and having no legal force has been filed by the competent authority.
  12. No comments.

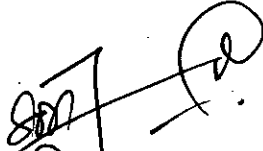
**On Grounds.**

- A. Incorrect. The appellant was initially appointed overage (01 Year 09 months and 20 days) therefore with the approval of competent authority the appellant was proceeded under section-4b(iii) of Khyber Pakhtunkhwa government servant efficiency and discipline rules 2011.
- B. Incorrect. As explained in para 8 of the facts above.
- C. Incorrect. The appellant was appointed in February, 2012 while notification of the competent authority was issued on 08-09-2014.
- D. No comments.
- E. Incorrect. As explained in para-8 of the facts above.
- F. Incorrect. As explained in ground-A above.
- G. No comments.
- H. Incorrect. The departmental appeal was not submitted to the proper forum thus he has not exhausted the legal remedy available at the departmental level.
- I. Incorrect as explained in ground A above.
- J. No comments.

Prayer:-

Keeping in view the above, it is prayed that the instant appeal may kindly be Dismissed in the Interest of merit.

  
Secretary 17/9/18  
Population Welfare Department,  
Government of Khyber Pakhtunkhwa  
Respondent No 1

  
District Population Welfare Officer,  
Hampur  
Respondent No 2

IN THE HONORABLE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA,  
PESHAWAR.

In Appeal No. 1195/2017.

Abdul Mateen Ex-Chowkidar .....

(Appellant)

VS

Govt. of Khyber Pakhtunkhwa .....

(Respondents)

Affidavit

I Mr. Sagheer Musharraf, Assistant Director (Litigation), Directorate General of Population Welfare Department do solemnly affirm and declare on oath that the contents of para-wise comments/reply on behalf of respondents are true and correct to the best of my knowledge and available record and nothing has been concealed from this Honorable Tribunal.

  
Deponent

CNIC#17301-1642774-9

4  
52 6

ADAN<sup>o</sup> 039545 Roll No. 13559

**BOARD OF INTERMEDIATE AND SECONDARY EDUCATION**



Abbottabad N.W.F.P. Pakistan  
Secondary School Certificate Examination  
SESSION ANNUAL 1999

THIS IS TO CERTIFY THAT ABDUL MATEEN  
Son/Daughter of ABDUL HAKEEM  
and a student of GOVT HIGH SCHOOL DINGI HARIPUR  
has passed the Secondary School Certificate Examination of the Board of  
Intermediate and Secondary Education, Abbottabad held in May 1999  
as a *Regular/Private Candidate*. He/She obtained 520 Marks out of 850  
and has been placed in Grade A Representing EXCELLENT

The Candidate passed in the following subjects

- |            |                     |            |              |
|------------|---------------------|------------|--------------|
| 1. English | 3. Islamiyat        | 5. MATHS   | 7. CHEMISTRY |
| 2. Urdu    | 4. Pakistan Studies | 6. PHYSICS | 8. BIOLOGY.  |

He/She has been awarded Grade A on the basis of internal  
assessment by the Institution concerned.

Date of birth according to admission form is FOURTH APRIL  
one thousand nine hundred and EIGHTY THREE (04-04-1983)

Asst. Secretary

Secretary

This certificate is issued without alternation or erasure.

SECRET

GG. No. 96634

Board of Intermediate & Secondary Education  
ABBOTTABAD

DETAILED MARKS CERTIFICATE  
Secondary School Certificate Examination  
(SCIENCE GROUP)



Session 200 1999 (Annual/Supplementary)

Name Abdul Maleen  
Father's Name Abdul Hakeem Roll No. 13559

| SUBJECT             | Marks Allotted | MARKS OBTAINED |                           |
|---------------------|----------------|----------------|---------------------------|
|                     |                | In Figure      | In Words                  |
| 1. English          | 150            | 118            | Six hundred & Twenty only |
| 2. Urdu             | 150            | 130            |                           |
| 3. Islamiyat Comp:  | 75             | 50             |                           |
| 4. Pakistan Studies | 75             | 48             |                           |
| 5. Mathematics      | 100            | 74             |                           |
| 6. Physics          | 100            | 72             |                           |
| 7. Chemistry        | 100            | 58             |                           |
| 8. Biology          | 100            | 70             |                           |
| Total               | 850            | 620            | A                         |

This Certificate is valid for...

SET CXC 01/2/1999



(54) (11)

# BOARD OF INTERMEDIATE & SECONDARY EDUCATION ABBOTTABAD

Phone & FAX (0992-392424) E-Mail: biseatddegree@gmail.com

No.CERT/BISE/ATD/ 1114-1114  
DATED: 22-DEC-16

To:

DISTRICT POPULATION WELFARE OFFICER HARIPUR

Subject:

Verification of Certificates  
Reference to your Letter No. 5 Dated 10-DEC-16

Particulars have been verified as per following details:

| S/No | ID-No | Roll No | Session                | Name         | Father Name  | DOB SSC ONLY | Group   | Marks | Grade | Remarks |
|------|-------|---------|------------------------|--------------|--------------|--------------|---------|-------|-------|---------|
| 1    | 1114  | 27051   | SSC ANNUAL (10TH) 1998 | ABDUL MATEEN | ABDUL HAKEEM | 04-APR-75    | SCIENCE | 389   | D     |         |

*[Signature]*  
Dealing Official Verification  
Certificate  
Ph#0992-392014-Ext-228

*[Signature]*  
Assistant Secretary  
Certificate  
Ph# 0992-392424

27/12/16

(58) (12) 7  
Annexure-D

①

**MINUTES OF THE DEPARTMENTAL SELECTION COMMITTEE MEETING HELD ON 3<sup>RD</sup> and 4<sup>TH</sup> FEBRUARY, 2012 FOR THE SELECTION OF FAMILY WELFARE ASSISTANT (MALE & FEMALE) BPS-5, AYA/HELPER/DAI AND CHOWKIDAR (BPS-1) ON TEMPORARY / CONTRACT BASIS ON PROJECT POSTS (ADP 2011-12) IN DISTRICT POPULATION WELFARE OFFICE, HARIPUR UNDER THE CHAIRMANSHIP OF DISTRICT POPULATION WELFARE OFFICER, HARIPUR.**

A meeting of the Departmental Selection Committee was held on 3<sup>RD</sup> and 4<sup>TH</sup> February, 2012 in office of the District Population Welfare Officer, Haripur under his Chairmanship for interview in order to recommend suitable candidates against the following vacant posts in District Population Welfare Office, Haripur on Temporary / contract basis on Project posts (ADP 2011-12) as per Government of Khyber Pakhtunkhwa policy / prescribed criteria.

|    |   |   |
|----|---|---|
| a) | Family Welfare Assistant (Male) BPS-5   | 02 (Temporary Post)<br>03 (FWC ADP-Project Posts)                               |
| b) | Family Welfare Assistant (Female) BPS-5 | 01 (Temporary Posts)<br>03 (FWC ADP-Project Posts)                              |
| c) | Chowkidar (BPS-1)                       | 03 (FWC ADP Project Posts)  |
| d) | Aya/Helper/Dai (BPS-1)                  | 01 (Temporary Post)<br>03 (FWC ADP Project Posts)<br>01 (Addl. RA Project Post) |

2. The Committee comprising the following officers of District Population Welfare Office, Haripur as well as Population Welfare Department, Khyber Pakhtunkhwa attended the meeting.

- i) Mr. Asim Zia Kakakhail,  
District Population Welfare Officer,  
Haripur. Chairman
- ii) Mr. Kashif Fida,  
Assistant Director (Admn),  
Population Welfare Department,  
Khyber Pakhtunkhwa, Peshawar. Member-I
- iii) Mr. Muhammad Qasim,  
Dy: Demographer,  
DPW Office, Haripur. Member-II

3. The Chairman of Departmental Selection Committee welcomed the members and apprised them about the selection criteria and started interview thereafter.

4. In response to the advertisement appeared in the press, a total Numbers of 369 applications were received for the post of Family Welfare Assistant (Male) BPS-5 and 110 applications were received for the post of Family Welfare Assistant (Female) BPS-5. So far as Class-IV posts are concerned 27 and 195 applications were received for the post of Aya/Helper/Dai/Sweepress and Chowkidar (BPS-1) respectively. An objective type test relevant to their prescribed qualification was conducted for the posts of FWA (M&F) at District Population Welfare Office, Haripur on 28<sup>th</sup> and 29<sup>th</sup> January, 2012.

5. A total of 60 candidates who qualified the written test for the post of Family Welfare Assistant (Male) BPS-5 and 38 candidates for the post of Family Welfare Assistant (Female) BPS-5.

6. The above mentioned qualified candidates in the written test including 195 Nos. of candidates for the post of Chowkidar BPS-1 and 38 Nos. candidates for the post of Aya/Helper/Dai (BPS-1) were called for interview scheduled on 3<sup>rd</sup> and 4<sup>th</sup> February, 2012 in the Office of District Population Welfare Officer, Haripur.

8  
(59) (B)

7. After completion of interview for the post of FWA (Male) BPS-5, 60 candidates were called for interview out of which 03 candidate were found overage and 02 candidates were found absent. A merit list of the candidates as per prevailing criteria of Government of Khyber Pakhtunkhwa was prepared. The committee mutually decided that top 02 candidates for the post of FWA (M) BPS-5 of the merit list will be selected on temporary posts and remaining 03 candidates will be selected on contract basis against the project posts upto the project life as per table below.

i. FAMILY WELFARE ASSISTANT (MALE) BPS-5

| S.No. | Name of Candidate/Father Name with complete address | Obtained Marks | Status of Post | Remarks  |
|-------|---|----------------|----------------|----------|
| 1     | Mr. Zaheer Abass S/O Sher Bahadar                   | 92             | Temporary      | Selected |
| 2     | Mr. Ijaz Ahmad S/O Sarwar Din                       | 87             | Temporary      | Selected |
| 3     | Mr. Ehsan Gul S/O Muhammad Yaqoob                   | 86             | FWC Project    | Selected |
| 4     | Mr. Shoib Khan S/O Mehboob Rehman                   | 85             | FWC Project    | Selected |
| 5     | Mr. Mohsin Ali S/O Chan Bahadar                     | 85             | FWC Project    | Selected |

8. After the interview for the post of FWA (Female) BPS-5, it was observed that 38 candidates called for interview, 01 candidate was found overage and 03 candidates were found absent. A merit list of the candidates as per prevailing criteria of Government of Khyber Pakhtunkhwa was prepared. The committee mutually decided that the top 01 candidates of the merit list will be selected on the available temporary post and the remaining 03 candidates will be selected on contract basis against the project posts (FWC ADP & RHS) upto the project life as per below table.

ii. FAMILY WELFARE ASSISTANT (FEMALE) BPS-5

| S.No. | Name of Candidate/Father/ Husband Name Name with complete address | Obtained Marks | Status of Post | Remarks  |
|-------|---|----------------|----------------|----------|
| 1     | Samina Bibi W/O Ghulam Jan  | 93             | Temporary      | Selected |
| 2     | Safeena Munawar D/O Munawar Shah                                  | 87             | FWC Project    | Selected |
| 3     | Nosheen Bibi W/O Bakhshesh Ilahi                                  | 86.5           | FWC Project    | Selected |
| 4     | Misbah Akbar D/O Muhammad Akbar                                   | 86             | FWC Project    | Selected |

9. Consequently the interview for the post of Chowkidar (BPS-1) was conducted wherein it was observed by the Departmental Selection Committee that out of 195 candidates called for interview, 06 candidates were found overage. A merit list of the candidates as per prevailing criteria of Government of Khyber Pakhtunkhwa prepared that the top 03 candidates will be selected on contract basis against the project posts upto the project life as per table given below.

iii. Chowkidar (BPS-1)

| S.No. | Name of Candidate/Father/ Husband Name Name with complete address | Obtained Marks | Status of Post | Remarks  |
|-------|---|----------------|----------------|----------|
| 1     | Mr. Muhammad Jamil S/O Khan Muhammad                              | 7              | Project        | Selected |
| 2     | Mr. Abdul Waheed S/O Muhammad Dad                                 | 6.5            | Project        | Selected |
| 3     | Mr. Abdul Mateen S/O Abdul Hakeem                                 | 6              | Project        | Selected |

10. Similarly, after completion of interview for the post of Aya/Helper BPS-1. A merit list of the candidates as per prevailing criteria of Government of Khyber Pakhtunkhwa was prepared. The committee mutually decided that toper of the merit list will be selected against the available temporary post while the remaining 04 candidates will be selected on contract basis against the project posts (Add: RHS and FWC ADP Project) upto the project life as per table below.




iv. Aya/Helper (BPS-1)

| S.No. | Name of Candidate/Father/ Husband Name Name with complete address | Obtained Marks | Status of Post      | Remarks  |
|-------|---|----------------|---------------------|----------|
| 1     | Nadia D/o Ali Gohar   | 7              | Temporary           | Selected |
| 2     | Nagina Bibi W/O Mahmood Hussain                                   | 6.5            | (FWC ADP Project)   | Selected |
| 3     | Zeenat Bibi D/O Muhammad Waheed                                   | 6              | (FWC ADP Project)   | Selected |
| 4     | Nazia Bibi D/o Khan Atlas   | 5.5            | (FWC ADP Project)   | Selected |
| 5     | Khalida Bibi D/O Naeem Akhtar                                     | 5              | (Addl. R/S Project) | Selected |

Note: -The committee mutually decided that the selected candidates are required to join their duty within stipulated time of 15 days falling which their offer for appointment shall be considered as cancelled.

  
MEMBER-I  
(Kashif Fida)

Assistant Director (Admn)  
Directorate General,  
Population Welfare Department,  
Peshawar.

  
(MEMBER-II)  
(Muhammad Qasim)  
Deputy Demographer  
DPW Office, Haripur.

  
CHAIRMAN

(Asim Zia Kakakhail)  
District Population Welfare Officer, Haripur.

15 61

10

10

Howkida

Marks sheet of the Candidates for the Interview Howkida (BPS-1) for District Haripur on 03-02-2012

| S.No | Name           | Father Name           | Date of Birth | Qualifications | Interview Marks |          |           | Total Marks | Remarks  |
|------|----------------|-----------------------|---------------|----------------|-----------------|----------|-----------|-------------|----------|
|      |                |                       |               |                | Chairman        | Member I | Member II |             |          |
| 1    | Muhammad Jamil | Khan Muhammad         | 12-02-86      | Matric         | 3               | 2        | 2         | 7           |          |
| 2    | Abdul waheed   | Muhammad dad          | 15.04.1993    | Primary        | 3               | 2        | 1.5       | 6.5         |          |
| 3    | Abdul Mateen   | Abdul Makeem          | 08.01.83      | Matric         | 2               | 2        | 2         | 6           |          |
| 4    | Nasir Iqbal    | Jandak Khan           | 21.1973       | Matric         | 2               | 1        | 1         | 4           |          |
| 5    | Akhbar Nawaz   | abdul ghafoor         | 15.01.1982    | Matric         | 2               | 1        | 1         | 4           |          |
| 6    | Basil ali      | abdul ghafoor         | 31.03.1991    | Matric         | 2               | 1        | 1         | 4           |          |
| 7    | Gharib Nawaz   | abdul ghafoor         | 06.1977       | Matric         | 2               | 1        | 1         | 4           |          |
| 8    | Riaz Khan      | ghulam Khan           | 32.1970       | 5th            | 2               | 1        | 1         | 4           |          |
| 9    | Israr          | m tufal               | 30.4.1993     | nil            | 2               | 1        | 1         | 4           |          |
| 10   | m javed        | sher bhador           | 20.2.1980     | 8th            | 2               | 1        | 1         | 4           |          |
| 11   | zahid Khan     | sher atzal Khan       | 15.4.1982     | 5th            | 2               | 1        | 1         | 4           |          |
| 12   | mahboob rehman | fazal rehman          | 1.8.1960      | 8th            | 2               | 1        | 1         | 4           |          |
| 13   | akhbar Nawaz   | m shabir              | 14.10.1979    | matric         | 2               | 1        | 1         | 4           |          |
| 14   | javed Iqbal    | kaim baksh            | 1.1.1978      | matric         | 2               | 1        | 1         | 4           |          |
| 15   | adeel ahmad    | m yunas               | 15.4.1990     | 5th            | 2               | 1        | 1         | 4           |          |
| 16   | amjad mahmood  | m Bashir              | 13.06.1977    | matric         | 2               | 1        | 1         | 4           |          |
| 17   | saifulah       | sardar mauhammad Khan | 17.12.1983    | matric         | 2               | 1        | 1         | 4           |          |
| 18   | mUshtaq nabi   | ghulam rabbani        | 15.4.1975     | middle         | 2               | 1        | 1         | 4           |          |
| 19   | asad h shah    | koser h sahan         | 12.11.1987    | 5th            | 2               | 1        | 1         | 4           |          |
| 20   | raja yasir ali | riaset ali            | 15.01.1991    | 8th            | 2               | 1        | 1         | 4           |          |
| 21   | m saaved       | ghulam haider         | 06.06.1980    | 5th            | 2               | 1        | 1         | 4           |          |
| 22   | waqas Khan     | m fiaz                | 04.10.1991    | matric         | 2               | 1        | 1         | 4           |          |
| 23   | Irshad Rehman  | M Rehman              | 01.02.1978    | matric         | 2               | 1        | 1         | 4           |          |
| 24   | Noman Habib    | Habib Ur Rehman       | 05.02.1987    | primary        | 2               | 1        | 1         | 4           |          |
| 25   | noman Khan     | m yunas               | 11.03.1994    | matric         | 2               | 1        | 1         | 4           |          |
| 26   | nasemul heq    | m banaras             | 08.09.1971    | matric         | 2               | 1        | 1         | 4           | over age |
| 27   | quresh Khan    | biladar khen          | 06.05.1970    | matric         | 2               | 1        | 1         | 4           | over age |
| 28   | ahsin el       | faiz alm              | 22.05.1992    | 8th            | 2               | 2        | 1         | 5           |          |
| 29   | m ishtiaq      | m zarn                | 17.02.1984    | matric         | 2               | 2        | 1         | 5           |          |
| 30   | nazakat shah   | ahmad shah            | 20.03.1982    | matric         | 1               | 2        | 1         | 4           |          |
| 31   | shangir ahmad  | shabir ahmad          | 12.08.1996    | 8th            | 1               | 2        | 1         | 4           |          |
| 32   | ishtiaq ahmad  | m banaras             | 7.5.1987      | matric         | 1               | 2        | 1         | 4           |          |
| 33   | saad m shah    | miskeen shah          | 31.03.1989    | F.A            | 1               | 2        | 1         | 4           |          |
| 34   | m haleem       | a saboor              | 12.2.1989     | F.A            | 1               | 2        | 1         | 4           |          |

16  
62  
12

Chowkidar

|    |                 |                 |            |             |     |   |     |     |          |
|----|-----------------|-----------------|------------|-------------|-----|---|-----|-----|----------|
| 35 | qasir           | orangzeb        | 8.7.1987   | 5th         | 1   | 2 | 1   | 4   |          |
| 36 | bariq mahmood   | a rouf          | 1989       | 8th         | 1   | 1 | 1   | 3   | over age |
| 37 | amir ali        | arshad          | 3.11.1991  | matric      | 1   | 1 | 1.5 | 3.5 |          |
| 38 | saeed rehman    | zamurad khan    | 4.17.1979  | 8th         | 1   | 1 | 1   | 3   | over age |
| 39 | waqar ahmad     | ailan dad       | 13.3.1988  | 5th         | 1   | 1 | 1   | 3   |          |
| 40 | shakeel         | djiber shah     | 1.1.1979   | 9th         | 1   | 1 | 1   | 3   | over age |
| 41 | naeem iqbal     | din muhammad    | 8.4.1973   | matric      | 1   | 1 | 1   | 3   |          |
| 42 | tanweer khan    | sher bhadur     | 30.03.1989 | matric      | 1   | 1 | 1.5 | 3.5 |          |
| 43 | saeed akhtar    | farooz khan     | 02.01.1977 | middle      | 1   | 1 | 1.5 | 3.5 | over age |
| 44 | mahmood nussain | makhani khah    | 1988       | 5th         | 1   | 1 | 1.5 | 3.5 |          |
| 45 | m saqib         | banaras khah    | 22.12.1988 | 8th         | 1   | 1 | 1.5 | 3.5 |          |
| 46 | jaz ahmad       | m din           | 5.1.1978   | matric      | 1   | 1 | 1.5 | 3.5 |          |
| 47 | sajid           | m sidra         | 1.12.1977  | matric      | 1   | 1 | 1.5 | 3.5 |          |
| 48 | m saleem        | wazeer muhammad | 15.12.1989 | 8th         | 1   | 1 | 1.5 | 3.5 |          |
| 49 | m junaid        | mushtaq ahmad   | 03.04.1993 | matric      | 1   | 1 | 1.5 | 3.5 |          |
| 50 | m rafaqat       | ghulam rasool   | 20.03.1983 | 10 continue | 1   | 1 | 1.5 | 3.5 |          |
| 51 | m aksar shah    | muzakar shah    | 18.12.1978 | 9th         | 1   | 1 | 1.5 | 3.5 |          |
| 52 | hamid shah      | muzakar shah    | 7.03.1979  | matric      | 1   | 1 | 1   | 3.5 |          |
| 53 | yunas rehman    | abdul rehman    | 1983       | matric      | 1.5 | 1 | 1   | 3.5 |          |
| 54 | m farooq        | shah zaman      | 19.01.1991 | matric      | 1.5 | 1 | 1   | 3.5 |          |
| 55 | s fida h shah   | s sabir h shah  | 18.03.1985 | middle      | 1.5 | 1 | 1   | 3.5 |          |
| 56 | m nazakat       | ghulam rasool   | 2.1.1980   | matric      | 1.5 | 1 | 1   | 3.5 |          |
| 57 | azam ali        | muhannad ali    | 15.03.1984 | matric      | 1.5 | 1 | 1   | 3.5 |          |
| 58 | saiheen         | ghulam din      | 1.10.1991  | matric      | 1.5 | 1 | 1   | 3.5 |          |
| 59 | m adil          | chan parwez     | 26.03.1982 | 8th         | 1.5 | 1 | 1   | 3.5 |          |
| 60 | wajahat yusef   | m yousaf        | 05.03.1986 | matric      | 1.5 | 1 | 1   | 3.5 |          |
| 61 | m saeed khan    | zamin Khan      | 20.13.1985 | matric      | 1.5 | 1 | 1   | 3.5 |          |
| 62 | abdul salam     | fezal rehman    | 10.03.1984 | 5th         | 1.5 | 1 | 1   | 3.5 |          |
| 63 | raja kahrin     | raja anwar      | 01.05.1982 | matric      | 1.5 | 1 | 1   | 3.5 |          |
| 64 | kata khan       | nawaz khan      | 11.11.1987 | middle      | 1.5 | 1 | 1   | 3   |          |
| 65 | waqar h shah    | niaz h shah     | 15.05.1987 | 5th         | 1   | 1 | 1   | 3   |          |
| 66 | m parwaiz       | gul muhammad    | 30.12.1973 | matric      | 1   | 1 | 1   | 3   |          |
| 67 | m siddique      | fazal rehman    | 12.04.1974 | matric      | 1   | 1 | 1   | 3   |          |
| 68 | rizwan hakeem   | abdul hakeem    | 13.03.1986 | matric      | 1   | 1 | 1   | 3   |          |
| 69 | abdul rehman    | ghulam rabbani  | 14.03.1980 | middle      | 1   | 1 | 1   | 3   |          |
| 70 | hamid ali       | ahmed din       | 25.03.1993 | matric      | 1   | 1 | 1   | 3   |          |
| 71 | amir zaman      | abdul zaman     | 20.1.1988  | matric      | 1   | 1 | 1   | 3   |          |
| 72 | m shahid khan   | m sidra         | 10.03.1985 | matric      | 1   | 1 | 1   | 3   |          |

17

63

12

Chowkidar

|     |                   |                 |            |         |     |     |     |     |
|-----|-------------------|-----------------|------------|---------|-----|-----|-----|-----|
| 73  | sattar muhammad   | nazir muhammad  | 01.06.1978 | matric  | 1   | 1   | 1   | 3   |
| 74  | m habib           | m yusaf         | 04.06.1980 | 4th     | 1   | 1   | 1   | 3   |
| 75  | khalid mahmood    | m ayub          | 30.03.1981 | 8th     | 1   | 1   | 1   | 3   |
| 76  | sajid malik       | sadiq malik     | 28.01.1977 | F.A     | 1   | 1   | 1   | 3   |
| 77  | akhtaq ahmad      | perwez          | 16.01.1989 | matric  | 1   | 1   | 1   | 3   |
| 78  | m hanif           | m iqbal         | 20.04.1987 | matric  | 1   | 0.5 | 1   | 2.5 |
| 79  | naveed akhtar     | khan afsar      | 8.1.1987   | F.A     | 1   | 0.5 | 1   | 2.5 |
| 80  | nasat shah        | abil shah       | 1979       | matric  | 1   | 0.5 | 1   | 2.5 |
| 81  | zafar mahmood     | manmazz Khan    | 11.4.1978  | matric  | 1   | 0.5 | 1   | 2.5 |
| 82  | khuram            | m aslam         | 7.05.1987  | matric  | 1   | 0.5 | 1   | 2.5 |
| 83  | malik abdul rezaq | m abdul rasheed | 30.03.1980 | 5th     | 1   | 0.5 | 1   | 2.5 |
| 84  | shakir hussain    | haider rehman   | 25.01.1981 | 5th     | 1   | 0.5 | 1   | 2.5 |
| 85  | asad abbas        | orangeeb        | 01.01.1987 | matric  | 1   | 0.5 | 1   | 2.5 |
| 86  | ahmad nawaz       | m eslam         | 10.12.1989 | matric  | 1   | 0.5 | 1   | 2.5 |
| 87  | shokat zaman      | ghulam haider   | 16.11.1967 | nil     | 1   | 0.5 | 1   | 2.5 |
| 88  | hammad ahmad      | a rouf          | 3.2.1986   | 8th     | 1   | 0.5 | 1   | 2.5 |
| 89  | zia rehman        | kala khan       | 02.02.1993 | 9th     | 1   | 1   | 0.5 | 2.5 |
| 90  | maqsood           | m yaqub         | 1980       | 7th     | 1   | 1   | 0.5 | 2.5 |
| 91  | mahmood rehman    | abdul manan     | 08.03.1981 | matric  | 1   | 1   | 0.5 | 2.5 |
| 92  | yasir gultzar     | gultzar ahmad   | 13.04.1983 | matric  | 1   | 1   | 0.5 | 2.5 |
| 93  | m imran shah      | rehman shan     | 04.04.1981 | middle  | 1   | 1   | 0.5 | 2.5 |
| 94  | yasir ali         | a qadar         | 03.03.1982 | matric  | 1   | 1   | 0.5 | 2.5 |
| 95  | akhtar nawaz      | m yusaf         | 4.10.1977  | matric  | 1   | 1   | 0.5 | 2.5 |
| 96  | juma khan         | doran khan      | 08.07.1981 | middle  | 1   | 1   | 0.5 | 2.5 |
| 97  | nazim shah        | najeed shah     | 01.08.1977 | 9th     | 1   | 1   | 0.5 | 2.5 |
| 98  | jamil ahmad       | manzoor ilahi   | 11.02.1984 | matric  | 1   | 1   | 0.5 | 2.5 |
| 99  | shokat ali        | ma zaman        | 15.05.1977 | matric  | 1   | 1   | 0.5 | 2.5 |
| 100 | waqas ahmad       | gulzeb          | 15.03.1989 | 8th     | 0.5 | 1   | 1   | 2.5 |
| 101 | m usman           | gul khan        | 31.03.1977 | matric  | 0.5 | 1   | 1   | 2.5 |
| 102 | qurban hussain    | haider rehman   | 12.12.1982 | matric  | 0.5 | 1   | 1   | 2.5 |
| 103 | shafiqat nawaz    | mahboob khan    | 10.01.1989 | primary | 0.5 | 1   | 1   | 2.5 |
| 104 | denish sh         | m ayub          | 23.10.1988 | primary | 0.5 | 1   | 1   | 2.5 |
| 105 | m esif            | nazir ahmed     | 15.12.1982 | matric  | 0.5 | 1   | 1   | 2.5 |
| 106 | sajid zaman       | safdar zaman    | 19.02.1976 | 7th     | 0.5 | 1   | 1   | 2.5 |
| 107 | m waqas           | m rafiq         | 04.03.1988 | matric  | 0.5 | 1   | 1   | 2.5 |
| 108 | zahar ahmad       | m bashir        | 01.12.1980 | matric  | 0.5 | 1   | 1   | 2.5 |
| 109 | m naz             | ghulam hussain  | 05.02.1980 | matric  | 0.5 | 1   | 1   | 2.5 |
| 110 | imran shah        | muskeen shah    | 30.04.1978 | matric  | 0.5 | 1   | 1   | 2.5 |

14

18

64

13

5

Chowkida

|     |                |                      |            |         |     |     |     |     |
|-----|----------------|----------------------|------------|---------|-----|-----|-----|-----|
| 111 | imes shah      | s imran shah         | 18.4.1983  | ba      | 0.5 | 1   | 1   | 2.5 |
| 112 | sta ur rehman  | m yousaf             | 24.11.1980 | matric  | 1   | 1   | 1   | 3   |
| 113 | sheeroz razzaq | a razzaq             | 28.02.1992 | matric  | 1   | 1   | 0.5 | 2.5 |
| 114 | naveed h shah  | manzoor h shah       | 18.02.1990 | primary | 1   | 1   | 0.5 | 2.5 |
| 115 | m khalid       | m sharif             | 15.01.1981 | primary | 1   | 0.5 | 0.5 | 2   |
| 116 | zashah saleem  | m saleem             | 03.12.1988 | middle  | 1   | 0.5 | 0.5 | 2   |
| 117 | m rashaed      | kachkol              | 10.04.1978 | matric  | 1   | 0.5 | 0.5 | 2   |
| 118 | m abbas        | ahmad uli            | na         | middle  | 1   | 0.5 | 0.5 | 2   |
| 119 | jadu khan      | qasim muhammad khair | 08.12.1984 | matric  | 1   | 0.5 | 0.5 | 2   |
| 120 | sadar khan     | nastan khan          | 10.03.1982 | matric  | 1   | 0.5 | 0.5 | 2   |
| 121 | afab ahma      | m asghar             | 28.03.1985 | middle  | 1   | 0.5 | 0.5 | 2   |
| 122 | nazer bilal    | a hafeez             | 24.05.1992 | middle  | 1   | 0.5 | 0.5 | 2   |
| 123 | mahtab ahmad   | m asghar             | 15.03.1990 | middle  | 1   | 0.5 | 0.5 | 2   |
| 124 | amir sohaib    | m miskeen            | 12.08.1977 | matric  | 1   | 0.5 | 0.5 | 2   |
| 125 | matloob ahmad  | akhtar yequt         | 10.06.1988 | matric  | 1   | 0.5 | 0.5 | 2   |
| 126 | najaf khan     | ajab khan            | 06.08.1986 | primary | 1   | 0.5 | 0.5 | 2   |
| 127 | m rafiq        | m nawaz              | 06.08.1988 | 7th     | 1   | 0.5 | 0.5 | 2   |
| 128 | m shahid       | rasool shah          | 27.02.1988 | matric  | 1   | 0.5 | 0.5 | 2   |
| 129 | adil shahzad   | m waheed kochi       | 21.07.1988 | middle  | 1   | 0.5 | 0.5 | 2   |
| 130 | m arshad       | m siddiq             | 09.04.1982 | matric  | 0.5 | 1   | 0.5 | 2   |
| 131 | arshad rehman  | m rahman             | 01.02.1978 | matric  | 0.5 | 1   | 0.5 | 2   |
| 132 | aman afsar     | sultan muhammad      | 13.03.1983 | 5th     | 0.5 | 1   | 0.5 | 2   |
| 133 | amanat khan    | m younas             | 14.01.1985 | matric  | 0.5 | 1   | 0.5 | 2   |
| 134 | shahnawaz khan | gulzaman             | 06.12.1982 | primary | 0.5 | 1   | 0.5 | 2   |
| 135 | umar khan      | khan wez             | 29.10.1993 | matric  | 0.5 | 1   | 0.5 | 2   |
| 136 | m ahsin        | a waheed             | 23.03.1991 | matric  | 0.5 | 1   | 0.5 | 2   |
| 137 | majid          | orangzeb             | 13.12.1993 | matric  | 0.5 | 1   | 0.5 | 2   |
| 138 | m ishfaq       | mushtaq ahmad        | 06.1.1991  | matric  | 0.5 | 1   | 0.5 | 2   |
| 139 | ghulam akbar   | m yaqub              | 04.02.1979 | primary | 0.5 | 1   | 0.5 | 2   |
| 140 | alam zeb       | orangzeb             | 02.04.1982 | middle  | 0.5 | 1   | 0.5 | 2   |
| 141 | shakar khan    | sabir khan           | 13.09.1990 | matric  | 0.5 | 1   | 0.5 | 2   |
| 142 | m shoaib       | m ayub               | 25.1.1979  | middle  | 0.5 | 1   | 0.5 | 2   |
| 143 | abdul nazeem   | m ismaeel            | 16.2.1979  | 9th     | 0.5 | 1   | 0.5 | 2   |
| 144 | ahshat         | m ismaeel            | 31.03.1985 | 6th     | 0.5 | 1   | 0.5 | 2   |
| 145 | arif ahmed     | farasat ali          | 16.11.1980 | middle  | 0.5 | 1   | 0.5 | 2   |
| 146 | m akhtar       | m ishaq              | 01.01.1989 | middle  | 0.5 | 1   | 0.5 | 2   |
| 147 | m afaz         | m asad               | 01.01.1981 | matric  | 0.5 | 1   | 0.5 | 2   |
| 148 | sabir khan     | ajab ur rehman       | 02.03.1979 | matric  | 0.5 | 1   | 0.5 | 2   |

10/11/2014 11:11:13

65 11 13

14

5  
Chowkedar

|     |                   |                  |            |               |     |     |     |     |
|-----|-------------------|------------------|------------|---------------|-----|-----|-----|-----|
| 149 | fiaz              | imam din         | 13.03.1981 | matric        | 0.5 | 0.5 | 0.5 | 1.5 |
| 150 | tanweer shahzad   | ghulam huseain   | 15.03.1992 | matric        | 0.5 | 0.5 | 0.5 | 1.5 |
| 151 | nasiruddin babar  | nasir jamil      | 7.9.1987   | primary       | 0.5 | 0.5 | 0.5 | 1.5 |
| 152 | wajid khan        | afzal khan       | 11.02.1978 | primary       | 0.5 | 0.5 | 0.5 | 1.5 |
| 153 | shafiqat mehmood  | muzzaffar khan   | 18.03.1972 | matric        | 0.5 | 0.5 | 0.5 | 1.5 |
| 154 | shabir aiktar     | abdul ghafoor    | 01.07.1979 | matric        | 0.5 | 0.5 | 0.5 | 1.5 |
| 155 | shahbaz iqbal     | a jaff           | 29.10.1979 | matric        | 0.5 | 0.5 | 0.5 | 1.5 |
| 156 | m imail           | ghulam sarwar    | 30.03.1981 | middle        | 0.5 | 0.5 | 0.5 | 1.5 |
| 157 | m sarfaraz        | a qayum          | 08.08.1980 | matric        | 0.5 | 0.5 | 0.5 | 1.5 |
| 158 | tanweer khae      | chaaveed         | 1.1.1992   | primary       | 0.5 | 0.5 | 0.5 | 1.5 |
| 159 | shahbaz shahad    | a ghafoor        | 01.12.1980 | middle        | 0.5 | 0.5 | 0.5 | 1.5 |
| 160 | naeem akram       | m akram          | 02.05.1989 | middle        | 0.5 | 0.5 | 0.5 | 1.5 |
| 161 | chari pervez      | a jabbar         | 01.04.1975 | matric        | 1   | 0.5 | 0.5 | 2   |
| 162 | shahzad ahmad     | fazal dad        | 13.3.1984  | middle        | 1   | 0.5 | 0.5 | 2   |
| 163 | sadaqat khan      | munsif khan      | 05.02.1990 | middle        | 1   | 0.5 | 0.5 | 2   |
| 164 | khyber zama       | hayat muhammad   | 05.02.1987 | primary       | 1   | 0.5 | 0.5 | 2   |
| 165 | m tanweer         | ghulam khn       | 01.03.1990 | matric        | 1   | 0.5 | 0.5 | 2   |
| 166 | sajid shah        | ghulam haider    | 1.1.1969   | matric        | 1   | 0.5 | 0.5 | 2   |
| 167 | shakeel ahmad     | wali muhammad    | 12.06.1978 | middle        | 1   | 0.5 | 0.5 | 2   |
| 168 | shahid iqbal      | fakhr zaman      | 19.03.1980 | primary       | 1   | 0.5 | 0.5 | 2   |
| 169 | m asif khan       | orangzeb         | 19.03.1978 | U. middle     | 1   | 0.5 | 0.5 | 2   |
| 170 | mohsin mahmood    | m jamshad        | 08.08.1987 | U. middle     | 1   | 0.5 | 0.5 | 2   |
| 171 | sultan muhammad   | gullstan         | 27.02.1975 | primary       | 1   | 0.5 | 0.5 | 2   |
| 172 | sohail ahmad      | safdar zaman     | 01.02.1981 | primary       | 1   | 0.5 | 0.5 | 2   |
| 173 | akhtaq ahmed      | mehboob ahmad    | 13.11.1981 | middle        | 1   | 0.5 | 0.5 | 2   |
| 174 | tahir ali         | m shoab          | 1.12.1980  | matric        | 1   | 0.5 | 0.5 | 2   |
| 175 | zahoor khan       | ail gohar khan   | 02.02.1980 | middle        | 1   | 0.5 | 0.5 | 2   |
| 176 | risar ahmad       | sher afzal khan  | 28.03.1981 | matric        | 1   | 0.5 | 0.5 | 2   |
| 177 | ayaz khan         | wazir mohammad   | 05.01.1991 | matric        | 1   | 0.5 | 0.5 | 2   |
| 178 | naheed shah       | tarwar shah      | 03.03.1983 | primary       | 1   | 0.5 | 0.5 | 1.5 |
| 179 | m sajjad          | m irshad         | 06.01.1978 | matric        | 0.5 | 0.5 | 0.5 | 1.5 |
| 180 | m adeed Khan      | zarin Khan       | 20.03.1985 | matric        | 0.5 | 0.5 | 0.5 | 1.5 |
| 181 | m wasim           | m sardar         | 04.04.1989 | 5th           | 0.5 | 0.5 | 0.5 | 1.5 |
| 182 | Yasir             | Salabat Khan     | 16.02.1986 | F.A           | 0.5 | 0.5 | 0.5 | 1.5 |
| 183 | Nazeer            | MaBool Ur Rehman | 03.03.1982 | matric        | 0.5 | 0.5 | 0.5 | 1.5 |
| 184 | Muhammad Anas     | Banaras Khan     | 23.02.1989 | primary       | 0.5 | 0.5 | 0.5 | 1.5 |
| 185 | Muhammad Sarfaraz | Fazul ur Rehman  | 01.04.1967 | Rtd. Over Age | 0.5 | 0.5 | 0.5 | 1.5 |
| 186 | Muhammad Pervez   | Gul Muhammad     | 30.12.1973 | matric        | 0.5 | 0.5 | 0.5 | 1.5 |

68

Chowkidi

66

JK

|     |                   |                     |            |         |     |     |     |     |
|-----|-------------------|---------------------|------------|---------|-----|-----|-----|-----|
| 187 | Shadani Kiani     | Raja Akhtar Zaman   | 15.08.1991 | Middle  | 0.5 | 0.5 | 0.5 | 1.5 |
| 188 | Mehrab Khan       | Haymaun Khan        | 15.03.1985 | matric  | 0.5 | 0.5 | 0.5 | 1.5 |
| 189 | Muhammad Ghufraan | Muhammad Ahsan      | 15.02.1991 | matric  | 0.5 | 0.5 | 0.5 | 1.5 |
| 190 | M Ikram           | Muhammad Ahsan      | 10.01.1990 | primary | 0.5 | 0.5 | 0.5 | 1.5 |
| 191 | Ghulam Akbar      | Munir Ahmad         | 1972       | Matric  | 0.5 | 0.5 | 0.5 | 1.5 |
| 192 | Saifur Ahmad      | Muhammad Anwar Khan |            | Matric  | 0.5 | 0.5 | 0.5 | 1.5 |
| 193 | Riswan Khan       | Akhtar Hussain      | 13-05-91   | Matric  | 0.5 | 0.5 | 0.5 | 1.5 |
| 194 | Naseem Akhtar     |                     | 02-01-89   | Matric  | 0.5 | 0.5 | 0.5 | 1.5 |
| 195 | Muhammad Amir     |                     |            |         |     |     |     |     |

NA

Member II  
 (Muhammad Qasim)  
 Deputy Demographer  
 District Population Welfare office, Haripur

JK

Member I  
 (Kashif Fida)  
 Assistant Director (Admin)  
 Directorate General, Population Welfare, Peshawar

Chaudhary  
 (Asim Zia Kakakhail)  
 District Population Welfare Officer,  
 Haripur

Amir  
61

**OFFICE OF THE DISTRICT POPULATION WELFARE OFFICER, HARIPUR**

F.No.05 (02)/2016-17/Admn/1104-11

Dated Haripur the 30<sup>th</sup> June, 2017

**OFFICE ORDER**

That on the verification of documents and scrutiny of relevant record regarding appointment in violation of service rules against Mr. Abdul Mateen, Chowkidar (BPS-03), DPW-Office, Haripur. In view of the availability of documentary evidence, I Muhammad Suleman Khan, District Population Welfare Officer, Haripur as competent authority under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules 2011 dispense with the requirement of further inquiry.

That charges of, 01 year, 09 months & 20 days overage appointment for the instant post on 24-01-2012 (last date for submission of application) have been established and as such has been found guilty of misconduct under section-2 (1)(vi) of Government efficiency and discipline Rules, 2011.

Whereas the Competent Authority has served Show Cause notice against the accused official vide this office order of even number dated 06-06-2017.

That Competent Authority allowed the opportunity of personal hearing on the accused official on 22-06-2017.

Now in the above circumstances, the Competent Authority has been pleased to award major penalty of Removal from service to Mr. Abdul Mateen, Chowkidar (BPS-03), DPW-Office, Haripur with immediate effect under Section-4 b(iii) of Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules 2011.

*M.S.K.*  
(MUHAMMAD SULEMAN KHAN)  
District Population Welfare Officer  
Haripur

Copy forwarded to the: -

1. Deputy Commissioner, Haripur for favour of information please.
2. PA to District-Nazim, Haripur for favour of information please.
3. PS to Secretary, Population Welfare Department, KPK for information please.
4. PS to Director General, Population Welfare Department, KPK, Peshawar for information please.
5. District Accounts Officer, Haripur.
6. Accounts Assistant (Local).
7. Official concerned.
8. PF of the official concerned.

*M.S.K.*  
(MUHAMMAD SULEMAN KHAN)  
District Population Welfare Officer  
Haripur





GOVERNMENT OF KHYBER PAKHTUNKHWA,  
POPULATION WELFARE DEPARTMENT  
02<sup>nd</sup> Floor, Abdul Wali Khan Multiplex, Civil Secretariat, Peshawar

22

Annex B

Dated Peshawar the 05<sup>th</sup> October, 2016

OFFICE ORDER

No. SOE (PWD) 4-9/7/2014/HC:- In compliance with the judgments of the Hon'able Peshawar High Court, Peshawar dated 26-06-2014 in W.P No. 1730-P/2014 and August Supreme Court of Pakistan dated 24-02-2016 passed in Civil Petition No. 496-P/2014, the ex-ADP employees, of ADP Scheme titled "Provision for Population Welfare Programme in Khyber Pakhtunkhwa (2011-14)" are hereby reinstated against the sanctioned regular posts, with immediate effect, subject to the fate of Review Petition pending in the August Supreme Court of Pakistan.

SECRETARY  
GOVT. OF KHYBER PAKHTUNKHWA  
POPULATION WELFARE DEPARTMENT

Endst: No. SOE (PWD) 4-9/7/2014/HC// 2013-70 Dated Peshawar the 05<sup>th</sup> Oct.: 2016

Copy for information & necessary action to the: -

1. Accountant General, Khyber Pakhtunkhwa.
2. Director General, Population Welfare, Khyber Pakhtunkhwa, Peshawar.
3. District Population Welfare Officers in Khyber Pakhtunkhwa.
4. District Accounts officers in Khyber Pakhtunkhwa.
5. Officials Concerned.
6. PS to Advisor to the CM for PWD, Khyber Pakhtunkhwa, Peshawar.
7. PS to Secretary, PWD, Khyber Pakhtunkhwa, Peshawar.
8. Registrar, Supreme Court of Pakistan, Islamabad.
9. Registrar Peshawar High Court, Peshawar.
10. Master file.

SECTION OFFICER (ESTT)  
PHONE NO. 091-8722573

Handwritten notes and signatures at the bottom of the page, including a large signature and the date 13/10/16.



7

| درخواستیں منسلک ہیں   |                              |      |           |
|---|------------------------------|------|-----------|
| گلکھ آباد کی طلبہ بری پور کو سندھ ڈیولپمنٹ پراجیکٹ آسامیاں پر کرنے کیلئے طلبہ بری پور کے سکولوں میں درجہ اولیٰ میں امیدواروں سے درج ذیل شیڈول کے مطابق درخواستیں مطلوب ہیں۔ آسامیوں کی تسلیل درج ذیل ہے۔  |                              |      |           |
| نمبر شمار   | نام آسامی                    | سکیل | آخری حد   |
| 1   | پبلیک ویلفیئر اسٹنٹ (مرد)    | 5    | 30-18 سال |
| 2   | پبلیک ویلفیئر اسٹنٹ (خواتین) | 5    | ایسا      |
| 3   | ایلیٹر (وائی)                | 2    | 35-18 سال |
| 4   | چوکیدار                      | 2    | 35-18 سال |
| <p>1) درخواستیں جمع کرنے کی آخری تاریخ 24/01/2012</p> <p>2) تحریری ٹیسٹ: برائے پبلیک ویلفیئر اسٹنٹ (مرد) 27/01/2012</p> <p>برائے پبلیک ویلفیئر اسٹنٹ (خواتین) 28/01/2012</p> <p>3) کامیاب امیدواروں کی فہرست برائے ایٹر 31/01/2012</p> <p>4) کامیاب امیدواروں کا ایٹر برائے پبلیک ویلفیئر اسٹنٹ مرد چوکیدار 03/02/2012</p> <p>برائے پبلیک ویلفیئر اسٹنٹ خواتین ووائی (ایلیٹر) 04/02/2012</p> <p>شروط</p> <p>1) عمر کی حد درخواست کی وصولی کے آخری دن تک شمار ہوگی۔</p> <p>2) تمام امیدواروں کی بھرتی صوبائی حکومت کے ریجنل آفس کے مطابق ہوگی۔</p> <p>3) ماضی میں (ملازمین) امیدوار اپنے حلقہ نمبر کے توسط سے درخواستیں ارسال کریں۔</p> <p>4) تکمیل اور ضمنی تاریخ کے بعد موصول ہونے والی درخواستوں پر غور نہیں کیا جائیگا۔</p> <p>5) ٹیسٹ ایٹر کیلئے آنے والے امیدواروں کو کوئی TA/DA نہیں دیا جائیگا۔</p> <p>6) ایٹر کے وقت اصل کاغذات ساتھ لائیں۔</p> <p>7) 3rd ڈویژن کے لئے امیدواروں کو درخواست دینے کے لئے دل نہیں ہیں۔</p> <p>8) جن امیدواروں نے پہلے سے درخواستیں دے چکی ہیں ان کو دوبارہ درخواست دینا ہوگی۔</p> |                              |      |           |
| <p>مشترکہ (عام ضیاء کا کالج) منسلک اسکول گلکھ آباد کی بری پور</p> <p>بالتعمیل اور سرپرست ہسپتال برسر حد گلکھ آباد کی بری پور ڈیولپمنٹ پراجیکٹ</p> <p>0995-627019</p>  |                              |      |           |

