


07.04.2022

Counsel for the appellant present. Preliminary arguments heard.

Learned counsel for the appellant argued that the appellant was appointed as Dai (BS-04) on recommendations of Departmental Selection Committee vide office order dated 08.03.2021. On a complaint received in the respondent-department, an enquiry was conducted against DHO North for 71 illegal appointments in Tribal District of North Waziristan. As a result thereof pay of the appellant was initially stopped verbally and cancelled/withdrawn her appointment order vide impugned order dated 06.08.2021 but communicated to the appellant on 23.11.2021. She preferred departmental appeal on 25.11.2021 which was not decided within the stipulated statutory period, hence, the instant service appeal was filed on 25.03.2022.

The appeal is admitted to regular hearing subject to all just legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to respondents for submission of reply/comments. To come up for reply/comments on 09.06.2022 before S.B.

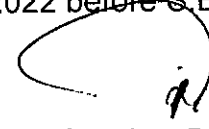
  
(Mian Muhammad)  
Member(E)

09.06.2022

Junior to counsel for the appellant present.

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

Written reply/comments were not submitted. Representative of respondents requested for adjournment in order to submit reply/comments. Opportunity is granted. To come up for reply/comments on 26.07.2022 before S.B.

  
(Rozina Rehman)  
Member (J)

Rs-400/-  
Appellant Deposited  
Security & Process Fee  
A. M. J. with  
13/4/22

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

CHECK LIST

Case Title: Mst Sadia VS Gov

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

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

Name: Bashir Khan

Signature: [Signature]

Dated: 28/3/22

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

Service Appeal No 424 /2022

**Mst Sadia.....Appellant**

**VERSUS**

**Director General Health Services & others ...Respondents**

**I N D E X**

<b>S NO</b>	<b>DESCRIPTION OF DOCUMENTS</b>	<b>ANNEX</b>	<b>PAGES</b>
1.	Service Appeal	-	1-4
2.	Affidavit	-	5
3.	Application for Suspension	-	6
4.	Affidavit	-	7
5.	<b>Copy of the Appointment Order</b>	<b>A</b>	8
6.	<b>Copies of the Order and Complaint</b>	<b>B</b>	9-10
7.	<b>Copy of letter dated 26.08.2020</b>	<b>"C"</b>	11
8.	<b>Copy of the order dated 05.08.2021</b>	<b>"D"</b>	12
9.	<b>Copy of the Impugned Order dated 06.08.2021</b>	<b>"E"</b>	13
10.	<b>Copy of Departmental Appeal along with receipts</b>	<b>"F"</b>	14-15
11.	<b>Wakalat Nama</b>		16

Through:

*N. S. Wazir*  
Appellant  
*B. S. Wazir*

**(BASHIR KHAN WAZIR)**  
Advocate,  
High Court, Peshawar

Dated:- 24.03.2022

①

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

Service Appeal No \_\_\_\_\_/2022

Mst Sadia W/o Muhammad Zubir, DAI (BPS-04), DHO Office North Waziristan

.....Appellant

**VERSUS**

1. Director General Health Services, Khyber Pakhtunkhwa, Peshawar
2. District Health Officer, District North Waziristan.

.....Respondents

**SERVICE APPEAL UNDER SECTION 4 OF KHYBER  
PAKHTUNKHWA SERVICE TRIBUNAL ACT 1974 AGAINST  
THE IMPUGNED ORDER DATED 06.08.2021, VIDE OFFICE  
ORDER NO 13024/DHO NWD WHICH WAS RECEIVED TO  
THE APPELLANT ON 23.11.2021, ISSUED BY THE  
RESPONDENT NO 2 WHEREBY THE APPOINTMENT OF THE  
APPELLANT HAS BEEN CONSIDERED CANCEL /  
WITHDRAWN AND CONSEQUENTLY THE SALARIES OF THE  
APPELLANT HAS BEEN STOPPED / WITHHOLD AGAINST  
WHICH THE DEPARTMENTAL APPEAL VIDE DATED  
25.11.2021 FILED, BUT INSPITE OF THE COMPLETION OF  
MANDATORY PERIOD OF THE DEPARTMENTAL APPEAL,  
NO ORDER HAS BEEN PASSED.**

**Prayer in Appeal:**

On acceptance of the instant Appeal, the Impugned Orders when initially the salaries of the Appellant was stopped/withheld since 1<sup>st</sup> August 2021 verbally and later on a written impugned Order No. 13024/DHO NWD dated 06.08.2021, which was communicated to the Appellant on 23.11.2021, issued by the Respondent No 2 on the basis of which the Appointment of the Appellant being considered cancelled / withdrawn, the impugned order dated 06.08.2021 and withholding of salaries of the Appellant may kindly be set aside and consequently the Appellant may kindly be reinstated / restored into his service with all back benefits.

**Respectfully Sheweth:-**

The Appellant humbly submits as under:-

1. That the Appellant is peaceful and law abiding citizen of Pakistan and is entitled for all the rights guaranteed by the Constitution of Islamic Republic of Pakistan, 1973..
2. That briefly stated the fact relevant for the purpose of this Appeal are that, the Respondents had advertised number of posts, which were laying vacant in District Health Office, North Waziristan, the Appellant was being qualified and eligible candidate applied for the post as per his qualifications.
3. That after fulfillment of all codal formalities, as the vacant posts were advertised and invited applications from the eligible and suitable Applicants, the Appellant accordingly submitted his Application as well as his academic qualifications and as per the prevailing SOPs of the provincial Government for making

inductions in respect of the subject posts, the process for selection was initiated by verification of the degrees of the candidates who applied for these posts. In this respect a property selection Committee was constituted. The Committee so constituted duly interviewed the candidates and after following the process of law/ rules, the successful candidates were issued the Appointment letters. **(Copy of the Appointment Order is attached as annexure A)**

4. That whenever the competent authority as well as the Selection Committee have been appointed the Appellant on his respective posts, after adopting all the codal formalities, meanwhile the political figure as Minister for Relief and Rehabilitation MR. Iqbal Khan Wazir while using his good office forwarded a letter with the subject **"Complaint against illegal appointments made by DHO North Waziristan without fulfilling of codal formalities / bogus diploma holders"**, and directed the District Account Officer District North Waziristan to stop the salaries of 71 Appointees in the DHO North Waziristan Office and it was alleged that their appointments have been made without compliance of codal formalities and the appointees are holding bogus degrees vide letter dated 20.02.2020, the District Account Officer has been requested for the investigation of the matter in question and further the pay and allowances of the Appellant has been requested to be stopped till the finalization of the complaint filed by the Minister Concerned. **(Copies of the Order and Complaint are attached as annexure B)**
5. That some of the aggrieved employees approaches the Hon'ble Peshawar High Court Bannu Bench, whereby the salaries those employees have been ordered to be released forthwith, thereafter the political person as mentioned above Minister for Relief and Rehabilitation again interfered in the same matter, while issued another letter from his letter head to the Minister of Health, whereby he has requested for interference in the official work and the Minister of Health has been compelled to constitute another inquiry on the subject matter vide letter dated 26.08.2020. **(Copy of letter dated 26.08.2020 is attached as annexure C)**
6. That the Respondent No 2 without keeping in view the above mentioned record once again stopped the salaries of the Appellant on the personal grudges with the collusion of Minister concerned, thereafter the Appellant along with others preferred a combined Appeal to the Respondent No 2 which was forwarded through his endorsement letter dated 05.07.2021 to the Respondent No 1, accordingly the Respondent No 1 accepted the Appeal of the Appellant vide letter dated 05.08.2021 and realized that the case of the Appellant does not fall in the capacity of the letter mentioned above and the Respondent No 2 was directed to implement the judgment of the Hon'ble Peshawar high Court Bannu Bench, vide which the salaries of the Appellant was ordered to be release. **(Copy of the order dated 05.08.2021 is attached as annexure D)**
7. That it is pertinent to mention here that as per the above mentioned direction issued by the Respondent No 1, the Respondent No 2 is bound to act accordance with the directions

3

issued by Respondent No 1, but he despite of the clear cut directions issued by the Respondent No 1 refused to implement the same and issued the impugned order dated 06.08.2021, which was even not communicated to the Appellant and the Appellant was kept unaware about the said letter, thereafter when the Appellant insisted for release of his salaries the Respondent No 2 while given the impugned order to the Appellant on 23.11.2021. **(Copy of the Impugned Order dated 06.08.2021 is attached as annexure E)**

8. That thereafter the Appellant filed Departmental Appeal, wherein statutory period had been elapsed and no order whatsoever has been issued. **(Copy of Departmental Appeal along with receipts are attached as annexure F)**
9. That inspite of the clear cut direction of the competent authority as Respondent No 1, the Respondent No 2 having personal grudges and for ulterior motives not following the order of the Respondent No 1 and due to which the salaries of the Appellant is being stopped without any lawful authority.
10. That feeling aggrieved from the act of Respondents, having no other adequate and efficacious remedy, approaches this Honourable Tribunal on the following grounds inter-alia:-

**GROUND:-**

- A) That the Appellant is peaceful and law abiding citizen of Islamic Republic of Pakistan and is fully entitled to all the basic and fundamental rights as enshrined in the fundamental law of the state, interpreted and guaranteed by the law of the land.
- B) That even the impugned Order has been issued without given personal hearing opportunity to the Appellant, the same act of the Authority is illegal, unlawful and without lawful authority.
- C) That no show cause notice was issued to the Appellant and due to the malaifde intention of the Respondent NO 2 the impugned order was issued just to deprive the Appellant from his valuable service.
- D) That the acts of the Respondents of not following the same criteria which has been safeguarded by the law and rules and guidelines provided by the apex courts that when the employee serving on respective posts the competent authority should have in retaliation to delivered remuneration to the employee as accordance his service, while in the instant case the respondents have not yet been considered the case of the Appellantss, is illegal, unlawful, unnatural, ab-initio, null and void in the eye of law, hence liable to be declared so.
- E) That the fundamental rights of the Appellants has blatantly violated by the Respondents and the Appellants has been discriminated and has been denied his due rights under the Constitution of Islamic Republic of Pakistan, 1973.
- F) That the Appellants is appointed according to rules and on adopted procedure but the respondents and after his appointments he has never ever given an opportunity of any complaint to the respondents and performed his duties with full devotions, the Appellants being eligible for releasing of outstanding salaries which was illegally been retained by the respondents is illegal and violation of natural justice, because of

9

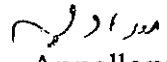
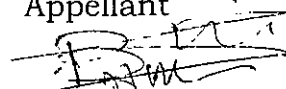
- the fundamental rights/entitlement of the Appellants has been denied to them by the Respondents.
- G) That according to the articles 23 & 24 (1) of the constitution of Pakistan the property of every citizens of the Pakistan have been protected and no one could be deprived from their due rights and property, hence the entire due salaries being the fundamental right of the Appellants and the respondents is liable to be directed for releasing of the entire due salaries of the Appellants.
- H) That once the Appellants was duly appointed/posted and was allowed to join the service, after thorough verifications. entries was also made in his service books, since then he is performing his duties, and after having performed his duties, he is certainly entitled to be paid his salaries, but all of sudden the respondents have been stopped the salaries of the Appellants, these acts of the respondents are illegal unlawful and liable to be declared so.
- I) That any other ground not raised here specifically may graciously be allowed to be raised at the time of arguments.

**PRAYER:-**

It is, therefore, most humbly prayed that, On acceptance of the instant Appeal, the Impugned Orders when initially the salaries of the Appellant was stopped/withheld since 1<sup>st</sup> August 2021 verbally and later on a written impugned Order No. 13024/DHO NWTD dated 06.08.2021, which was communicated to the Appellant on 23.11.2021, issued by the Respondent No 2 on the basis of which the Appointment of the Appellant being considered cancelled / withdrawn, the impugned order dated 06.08.2021 and withholding of salaries of the Appellant may kindly be set aside and consequently the Appellant may kindly be reinstated / restored into his service with all back benefits.

Any other relief, not specifically asked for may also graciously be extended in favour of the Appellant in the circumstances of the case.

Through:

  
Appellant  
  
(BASHIR KHAN WAZIR)  
Advocate,  
High Court, Peshawar

Dated:- 24.03.2022

**CERTIFICATE:**

It is certified that no such like Appeal has earlier been filed before this Hon'ble Tribunal.

  
DEPONENT

7

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

Service Appeal No \_\_\_\_\_/2022

**Mst Sadia .....Appellant  
VERSUS  
Director General Health Services & others ...Respondents**

**AFFIDAVIT**

I, Mst Sadia W/o Muhammad Zubir, DAI (BPS-04), DHO Office North Waziristan, do hereby solemnly affirm and declare on oath that the contents of the accompanying **Application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.

*N. S. W.*  
**DEPONENT**

H  
24-03-2022



A

"A"  
8

**OFFICE OF THE DISTRICT HEALTH OFFICER**  
**NORTH WAZIRISTAN TRIBAL DISTRICT AT MIRANSHAH**  
Tel: (0928) 300788 FAX: (0928) 311662. Email: agency Surgeon nwa2018@gmail.com  
\*\*\*\*\*

**OFFICE ORDER:**

On the recommendation of departmental selection committee,  
Mst: Sadia W/o Muhammad Zubir Village Datta Khel Tehsil & P/o Miranshah  
Tribal District North Waziristan is hereby appointed as a DAI BPS-04 (9900-  
440-23100) against the vacant post, plus usual allowances as admissible under  
the rules with immediate effect in the best interest of public services.

Her appointment shall be on the following terms and condition.

- 1- She is declared medically fit for this job.
- 2- Her appointment will be on permanent basis from the date of his joining in  
service. She will not be indulging in any trade business and any other activity  
what so ever which has been declared prohibited for the Government  
Servants in Civil Servant Act 1973.
- 3- If She wished to resign the services a prior notice of 30 days will be  
submitted, otherwise one month pay should be deposited in Government  
treasury through challan.
- 4- She will have to serve any where in North Waziristan Agency.
- 5- She will not be entitled for any TA/DA for joining the service.
- 6- If she accepts the above terms and condition he have to report for duty to the  
**District Health Officer North Waziristan Tribal District at Miranshah**  
within 15 days of the receipt of this offer , otherwise the order will be  
considered as cancelled.

Sd:xxxxxxxxxxxxxx  
Dr. Muhammad Israr Ul Haq  
District Health Officer  
Tribal District N.W. Miranshah.

No 164-68 / App: dated: Miranshah the : 2, 7 / 2020.

**Copy to the:**

1. District Account Officer Tribal District North Waziristan  
Miranshah.
2. I/C **District Health Officer North Waziristan Tribal District at**  
Miranshah.
3. Accounts/Pay Bill Clerk of this office.
4. Official concerned.

For information and necessary action.

AAH  
A

District Health Officer  
Tribal District N.W. Miranshah.



MUHAMMAD IQBAL KHAN WAZIR  
(DDAC) CHAIRMAN/MEMBER  
PROVINCIAL ASSEMBLY PK-111

No. DDAC/MPA-PK-111/2020/Health  
Dated: The Peshawar February 17, 2020

Subject: COMPLAINT AGAINST ILLEGAL APPOINTMENTS MADE BY DHO NORTH WAZIRISTAN  
WITHOUT FULFILLING CODAL FORMALITIES/BOGUS DIPLOMA HOLDER

My Dear

I hope this letter of mine will find you in the best of your health.

I would like to say that District Health Officer, North Waziristan recently made almost 71 appointments of bogus degree holders on taking bribe and without fulfilling of codal formalities.

In view of the above, the salaries of 71 appointees (list attached) may be stopped till the inquiry report is forthcoming.

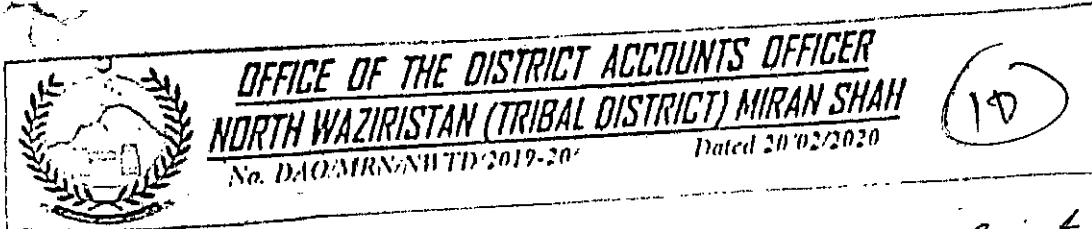
(Muhammad Iqbal Wazir)

District Accounts Officer,  
District North Waziristan

CC:

1. Deputy Commissioner, North Waziristan with the request to look into the matter personally.
2. DHO North Waziristan

AKC  
\*



To,

*complaint and  
list of the employees*

The District Health Officer  
NWTD Miran Shah.

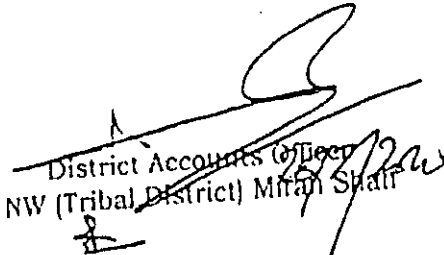
**SUBJECT:-** COMPLAINT AGAINST ILLEGAL APPOINTMENT MADE BY  
DHO NORTH WAZIRISTAN WITHOUT FULFILLING CODAL  
FORMALITIES/BOGUS DIPLOMA HOLDER.

Memo,

Please refer to the letter issued by Mr. Muhammad Iqbal Khan Wazir, Minister for Relief (DDAC) chairman/Member Provincial Assembly PK 111 vide No. DDAC /MPA-PK111/2020/Health/dated 17/02/2020 on the subject cited above.

In this connection it is requested that the matter may be investigated at your end and computer change profarma may send to this office for stoppage of pay & Allowance of the employees as per list attached till the complaint to be set a side.

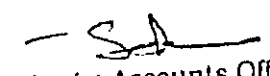
2. It is also pertinent to mention that as per the verbal directions of the worthy Minister that before processing fresh appointment/recruitment of any kind and of any department prior permission may be obtained from the Minister concerned.

  
District Accounts Officer  
NW (Tribal District) Miran Shah

Copy forwarded to:

1. The Accounts officer (C&M) O/O the Accountant General Khyber Pakhtunkhwa Peshawar with the request to guide this office for appropriate action in the subject case please.
2. The Deputy Commissioner NWTD Miran Shah for information and necessary action please.



  
District Accounts Officer  
Scanned with CamScanner

11

C  
37  
25

HEALTH DEPARTMENT  
DEPARTMENT OF HEALTH  
KHYBER PAKHTUNKHWA

48

Don't Worry  
Date: 25/02/2010

ADIGAL WAZIR

**REQUEST FOR INQUIRY**

Subject:  
My Dear,

Hope this letter of mine will find you in the best of your health.

I would like to enclose herewith a letter addressed to your good self with regard to conduct inquiry against DHO North for 71 illegal appointments in Tribal District North Waziristan (appointees list attached). It is also mention here that Mr. Anjod Salim Junior Clerk is also involved in all these illegal activities and in taking bribe from these appointees.

It is also pointed out that the present DHO North Waziristan again made illegal appointments in Tribal District North Waziristan (copies attached).

In view of the above, it is requested to kindly direct the quarter concerned to conduct inquiry against DHO North Waziristan on top priority basis, please.

Yours Sincerely,

SOV

Mr. Taimoor Saleem Khan Jhagra,  
Minister for Health, Khyber Pakhtunkhwa.

*[Handwritten signatures and notes]*  
AS (Both)  
eng  
25/2/2010  
week

Copy forwarded for similar action to:-

1. The Secretary Health, Govt. of Khyber Pakhtunkhwa.
2. The Director General Health, Khyber Pakhtunkhwa.
3. The Director Merged Area Health, Khyber Pakhtunkhwa.
4. The Director Anti corruption, Khyber Pakhtunkhwa.

*[Handwritten signature]*

ADDRESS 2ND FLOOR MINISTERS BLOCK CIVIL SECRETARIAT  
KHYBER PAKHTUNKHWA P.O. BOX 9210042

Attc  
*[Handwritten mark]*



**DIRECTORATE GENERAL HEALTH SERVICES  
KHYBER PAKHTUNKHWA, PESHAWAR.**

Office Ph# 091 - 9210269 Exchange# 091 - 9210187, 091 - 9210196, Fax #091 - 9210230  
All communications should be addressed to the Director General Health Services Peshawar and not to  
any official by name.

No 11804 /EV

Dated 5/8/2021

To

District Health Officer  
North Waziristan (Disst: Miranshah)

Subject:

REQUEST FOR IMPLEMENTATION OF THE HONORABLE PESHAWAR HIGH  
COURT BANNU BENCH DECISION UNDER WP NO.270- OF 2020 DATED  
18.01.2021 YASIR IQBAL ETC VS GOVT OF KHYBER PAKHTUNKHWA ETC.

Kindly reference to your letter No.11134-35 /Court Case dated 05.07.2021  
on the subject noted above and to direct to implement the decision of the Honorable  
Court, under intimation to this Directorate.

Director General Health Services,  
Khyber Pakhtunkhwa, Peshawar.

AKK

(13)

Handwritten marks and scribbles.

'E'

Handwritten mark.

**OFFICE OF THE DISTRICT HEALTH OFFICER  
TRIBAL DISTRICT AT MIRANSHAH**

Tel: (0928) 300788 FAX: (0928) 311662

Email: [agency Surgeon nwa2018@gmail.com](mailto:agency Surgeon nwa2018@gmail.com)

No. 13024 /DHO NWTD

Dated

06 / 08 / 2021

To

The Director General Health Services  
KP, Peshawar

Subject:

**REQUEST FOR INQUIRY AGAINST DHO NORTH WAZIRISTAN.**

R/Sir,

In compliance to your office endorsement No.7047-50/E.I dated 06/05/2021 in response to Secretary Health Office Letter No. SOH (E-V) 4/20201/Inquiry Report dated Peshawar the April 22<sup>nd</sup>, 2021, the undersigned is pleased to cancel/withdraw all the irregular adjustment/regularization and appointment of the employees during the tenure of Dr.Hamid Ullah and Dr.Israr UI Haq EX-DHO North Waziristan as indicated in the inquiry report with immediate effect.

*[Signature]*  
District Health Officer  
Tribal District Miranshah  
Dated the: 06/08/2021

No. \_\_\_\_\_ /DHO NWTD

Copy forwarded to the:

1. Deputy Commissioner Tribal District Miranshah.
2. PA to Secretary Health KP, Peshawar.
3. HQ-7 Dive Camp Area Miranshah.
4. All Officials Concerned.

AMC

*[Signature]*

District Health Officer  
Tribal District Miranshah

The inquiry was conducted against 72 employees.

(14)

F

To,

Director General  
Health Services  
Khyber Pakhtunkhwa  
Peshawar

Subject: APPEAL FOR RELEASE OF SALARIES STOPPED/WITHHELD SINCE AUGUST 2021 DESPITE OF THE FACT THAT I PERFORMING MY DUTY TILL DATE AND AGAINST THE ORDER DATED 06.08.2021 IS BEING INTIMATED AND RECEIVED THE SAME FROM THE OFFICE OF DHO NWTD ON DATED 23.11.2021.

Respected Sir,

I have been appointed in the office DHO NWTD by the competent authority after fulfillment of all codal formalities and working as Dai-8/25-04 in District North Waziristan Agency, Miran Shah, since my appointment I performing my duties with full devotion and great zeal and zest.

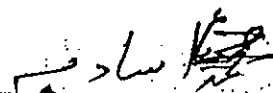
That I have been appointed under the proper advertisement and after appointment I assume the charge of the subject post, the present District Health Officer without issuance of any show cause notice, initially stopped my salaries since August 2021, inspite of the fact that I was working and still I am working on the subject post, but my salaries have been stopped / withheld, I visited to the office of DHO and asked about my salaries, he replied that the salaries will be released soon after. I along with my other colleagues when disregarded by the DHO intimated the matter to your good office, in response of your good office the DHO was directed to release of the Appellant along with other colleagues.

The concerned DHO even then neither released the salaries nor he has in position to release the same and lastly the order dated 06.08.2021 was handed over to the Appellant which was duly received on 23.11.2021, therefore I preferred this Appeal that neither the same order has been issued after fulfilling prerequisite requirements nor any intimation in respect of the said order has been given to me.

It is therefore, on acceptance of this Appeal, the entire salaries of the Appellant may kindly be order to release w.e.f withholding and the order dated 06.08.2021 may kindly be set aside.

Yours Sincerely

Dated: 25.11.2021

  
Dai-

بعد التمسك سرہنس ٹریبیونل کے لیے (19)

B.C.No. 09-205  
MA. 0333 9732415

2 مہینے  
بنام

موزعہ  
مقدمہ  
دعویٰ  
جرم

### باعث تحریر آنکھ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی و کل کاروائی متعلقہ  
آن مقام کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز  
وکیل صاحب کو راضی نامہ کرنے و تقرر ثالثہ فیصلہ برحلف دیئے جواب دہی اور اقبال دعویٰ اور  
بصورت ڈگری کرنے اجراء اور صولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق  
ذرائع پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخ  
نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور  
کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ لے جانے بجائے تقرر کا اختیار  
ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ اختیارات حاصل ہوں گے اور اس کا ساختہ  
پرداختہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ ہر جانب التوائے مقدمہ کے سبب سے ہوگا۔  
کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی  
مذکورہ کریں۔ لہذا وکالت نامہ لکھ دیا کہ مندرجہ۔

Accepted & Admitted

24 مارچ 2022

واہ العباد

بمقام کے لئے منظور ہے۔



**“B”**

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**  
**JUDICIAL COMPLEX (OLD), KHYBER ROAD,**  
**PESHAWAR.** S.B

No.

*Regd*

Appeal No. *424 to 440 & 515 to 533* of 20 *22*

*Mst. Sadia & (35) others* ..... Appellant/Petitioner  
 Versus :

*D. Ct. Health Kp Pesh.* ..... Respondent

Respondent No. *(2)* .....

Notice to: *Distt. Health officer, Distt. North Waziristan.*

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal \*on *9/5/2022* at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Copy of ~~appeal~~ is attached. Copy of appeal has already been sent to you vide this office Notice No. .... dated .....

Given under my hand and the seal of this Court, at Peshawar this *25<sup>th</sup>* .....

Day of *May* ..... 20 *22*

*(For Reply)*

*[Signature]*

Registrar,  
 Khyber Pakhtunkhwa Service Tribunal,  
 Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.  
 2. Always quote Case No. While making any correspondence.

**"B"**

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**  
JUDICIAL COMPLEX (OLD), KHYBER ROAD,  
PESHAWAR.

S-B

No.

Appeal No. 424 to 440 & 515 to 538<sup>20</sup> 22

Appellant/Petitioner

Mst. Sadia & 35 others  
*Versus*

Respondent

D.G Health KPK Peshawar

Respondent No. 1

Notice to:

Director General Health Services  
KPK Peshawar

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal \*on.....at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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Copy of  appeal is attached. Copy of appeal has already been sent to you vide this office Notice No.....dated.....

Given under my hand and the seal of this Court, at Peshawar this.....

25<sup>th</sup>

Day of.....20

May

(For Reply)

*[Signature]*

Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.  
2. Always quote Case No. While making any correspondence.