

03.02.2022

The Tribunal is non-functional, therefore, the case is adjourned to 11.04.2022 before S.B for the same.

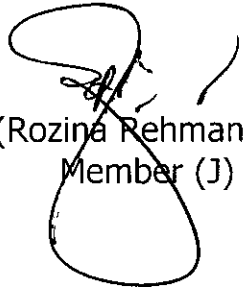

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11.04.2021

Appellant present through counsel. Preliminary arguments heard. Record perused.

Points raised need consideration. Instant appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notice be issued to respondents for submission of written reply/comments. To come up for reply/comments on 15.06.2022 before S.B.

Rs-50/-
Security and Process Fee
A. J. Ullah
13/4/22


(Rozina Rehman)
Member (J)

15th June 2022

Counsel for the Appellant present. Mr. Kabeer Ullah Khattak, Addl. AG alongwith Hamid Saleem (Law Officer) for the respondents present.

Respondent No.03 has submitted written reply/comments while respondents No.01 & 02 have not submitted written reply/comments. Learned AAG seeks further time to furnish reply/comments. Last chance is given. To come up for written reply/comments on 04.08.2022 before S.B.





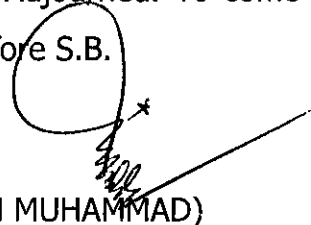
(Kalim Arshad Khan)
Chairman

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 7563 /2021


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	08/10/2021	<p>The appeal of Mst. Hira Shams resubmitted today by Mr. Noor Muhammad Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p> REGISTRAR</p>
2-		<p>This case is entrusted to S. Bench at Peshawar for preliminary hearing to be put up there on <u>13/12/21</u>.</p> <p> CHAIRMAN</p>
	13.12.2021	<p>Learned counsel for the appellant present.</p> <p>Learned counsel for the appellant seeks adjournment on the ground that he has not prepared the brief. Adjourned. To come up for preliminary hearing on 03.02.2022 before S.B.</p> <p> (MIAN MUHAMMAD) MEMBER (E)</p>

The appeal of Mst. Hira Shams, SST (BPS-16), GGHS Mian Mandi, District Mohmand received today i.e. on 06.10.2021 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

1- Annexure D and E of the appeal are illegible which may be replaced by legible/better one.

No. 1980 /S.T,

Dt. 06/10 /2021


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Noor Muhammad Khattak Adv. Pesh.

R/S

Obj: 1- has been removed

Resubmitted after the completion

Said Khan

8/10/21

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

SERVICE APPEAL NO. 7563 /2021

HIRA SHAMS V/S EDUCATION DEPTT:

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Dated: _____ 10.2021

APPELLANT

Through:

NOOR MOHAMMAD KHATTAK
ADVOCATE
FLATE NO. 04, 2ND FLOOR,
JUMA KHAN PLAZA, NEAR FATA SECRETARIAT,
WARSAK ROAD, PESHAWAR
0345-9383141

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

APPEAL NO. _____/2021

Mst: Hira Shams, SST.(BPS-16),
GGHS Mian Mandi, District Mohmand.

..... APPELLANT

VERSUS

- 1- The Secretary E&SE Department, Khyber Pakhtunkhwa, Peshawar.
- 2- The Director E&SE Department, Khyber Pakhtunkhwa, Peshawar.
- 3- The Chairman Khyber Pakhtunkhwa Public Service Commission, Fort Road, Peshawar.

..... RESPONDENTS

SERVICE APPEAL UNDER SECTION-4 OF THE SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED NOTIFICATION DATED 25-06-2021 WHEREBY THE APPOINTMENT NOTIFICATION DATED 06-08-2012 HAS BEEN DISOWNED AND AGAINST NOT TAKING ACTION ON THE DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD OF NINETY DAYS

PRAYER:

That on acceptance of this appeal the impugned Notification dated 25.6.2021 may very kindly be set aside and the appellant may kindly be re-instated into service with all back benefits. Any other remedy which this august Tribunal deems fit that may also be awarded in favour of the appellant.

R.SHEWETH:

ON FACTS:

- 1- That the Khyber Pakhtunkhwa Public Service Commission advertised various posts including the post of SST (G) (BPS-16), the appellant having the requisite qualification applied for the said post and resultantly recommended by the KP public Service Commission. Copies of the advertisement and Educational testimonials are attached as annexure **A and B.**
- 2- That in light of the ibid recommendation the respondents appointed the appellant as Secondary School Teacher (BPS-16) vide Notification dated 06-08-2012. That in response the appellant got herself medically examined and also submitted

arrival report. That where after the appellant was adjusted at GGMS Mian Mandi, District Mohmand vide Notification dated 15.08.2012 and in response the appellant started performing her duty at the concerned station quite efficiently and up to the entire satisfaction of her superiors. Copies of the Notification and order are attached as annexure....C & D.

- 3- That after proper verification of Educational antecedents and service documents the salary of the appellant has been released/started by the concerned authorities. That it is pertinent to mention that during the said period the appellant has successfully completed his probationary period and as such the Department confirmed the appellant against the post of SST (BPS-16).
- 4- That unfortunately during service vide impugned Notification dated 25.6.2021 the appointment Notification dated 06-08-2012 of the appellant has been disowned by the respondents without any reason and clear justification. Copy of the impugned Notification is attached as annexure E.
- 5- That feeling aggrieved the appellant filed Departmental appeal but no reply has been received so far. Hence the instant appeal on the following grounds amongst the others. Copy of the Departmental appeal is attached as annexure F.

GROUNDS:

- A- That the impugned order dated 25.6.2021 is against the law, facts, norms of natural justice and materials on the record hence not tenable and liable to be set aside.
- B- That the appellant has not been treated by the concerned authority in accordance with law and rules and as such the authority violated Article 4 and 25 of the Constitution of Islamic Republic of Pakistan 1973.
- C- That the impugned Notification dated 25.6.2021 has been issued by the concerned authority in violation of the Principle of locus Poenitentiae.
- D- That no charge sheet and statement of allegation has been issued by the concerned authority before issuing the impugned Notification dated 25.6.2021.
- E- That no show cause notice has been issued to appellant before issuing the impugned Notification dated 25.6.2021.

- F- That no chance of personal hearing/defense has been provided to the appellant and as such the appellant has been condemned unheard.
- G- That the concerned authority acted in arbitrary and malafide manner while issuing the impugned Notification dated 25.6.2021.
- H- That the appellant was also assigned seniority in the cadre of SST (BPS-16) and was due for promotion to the next higher scale but unfortunately the authority without any reason & rhyme and without following codal formalities straight away issued the impugned Notifications dated 25.6.2021 whereby the appointment Notification of the appellant dated 06.08.2012 has been disowned by the authority.
- I- That the concerned authority acted in arbitrary and malafide manner while issuing the impugned Notification dated 25.6.2021.
- J- That appellant seeks permission and advance other grounds and proofs at the time of hearing.

It is therefore most humbly prayed that the appeal of the appellant may kindly be accepted as prayed for.

Dated: 30.9.2021

APPELLANT

Hira Shams
HIRA SHAMS

THROUGH:

Noor Mohammad Khattak
NOOR MOHAMMAD KHATTAK

Kamran Khan
KAMRAN KHAN

Said Khan
SAID KHAN

Umar Farooq
UMAR FAROOQ

Haider Ali
HAIDER ALI
ADVOCATES, PESHAWAR

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

SERVICE APPEAL NO. _____ / 2021

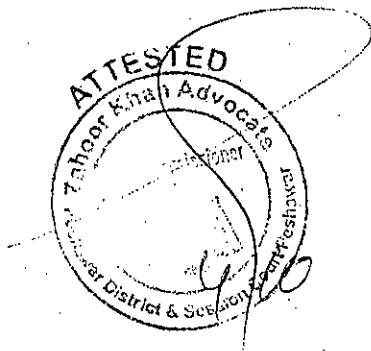
MST, HIRA SHAMS

VS

EDUCATION DEPTT:

AFFIDAVIT

Stated on oath that the contents of the accompanying service appeal are correct to best of my knowledge and belief and nothing has been concealed from this Honorable Service Tribunal.



Hira Shams
DEPONENT

CERTIFICATE:

Certify that no earlier service appeal has been filed by the appellant in the instant matter before this Honorable Service Tribunal.

Hira Shams
CERTIFICATION

NWFP PUBLIC SERVICE COMMISSION

2- Fort Road Peshawar Cantt.
Website: www.nwfppsc.gov.pk

ADVERTISEMENT No. 01 / 2009.

Dated: 26-01-2009

Applications are invited for the following posts from Pakistani citizens of N.W.F.P./F.A.T.A domicile by 26-02-2009 (13-03-2009 for candidates from abroad). Incomplete applications and applications without supporting documents required to prove the claim of the candidates shall also be rejected without intimation to the candidates.

AGRICULTURE LIVESTOCK & CO-OPERATIVE DEPTT.

(S.No. 01) One (01) Post of assistant Botanist. In Livestock Research & Dev. Deptt.
QUALIFICATION: M.Sc Agriculture or B.Sc (Hons) Agriculture (Obtained) after "4" Years Instructions after F.Sc) from a recognized University under research programme in the subject relating to the subject groups as specified in schedule -II to which the Vacancy occurs.
AGE LIMIT: 21 to 33 years. **PAY SCALE:** BPS-17. **ELIGIBILITY:** Both Sexes.
ALLOCATION: Merit.

(S.No. 02) Two (2) Posts of Research officers Fodder. In L&DD Deptt.
QUALIFICATION: M.Sc Agriculture or B.Sc (Hons) Agriculture (Obtained) after "4" Years Instructions after F.Sc) from a recognized University under research programme in the subject relating to the subject groups as specified in schedule -II to which the Vacancy occurs.
AGE LIMIT: 21 to 33 years. **PAY SCALE:** BPS-17. **ELIGIBILITY:** Male.

Merit	Zone-1
01	01

CHIEF ENGINEER WORKS & SERVICE DEPARTMENT.

(S.No. 03) Five (05) Posts of Data Entry Operators.
QUALIFICATION: (i) 2nd Division FA/FSc with one year Diploma in Computer Science from the recognized Institute; (ii) Speed of Ten thousand key depression per hour for punching/data entry/verification.
AGE LIMIT: 18 to 30 years. **PAY SCALE:** BPS-11. **ELIGIBILITY:** Both Sexes.

Zone-1	Zone-2	Zone-3	Zone-4	Zone-5
01	01	01	01	01

DIRECTORATE OF INDUSTRIES, COMMERCE, MINERAL DEV, LABOUR & TECHNICAL EDUCATION DEPARTMENT.

(S.No. 04) One (01) Post of Male Inspector Mines
QUALIFICATION: (i) Bachelor Degree in Mining Engineering from recognized University and (ii) 1st Class Mines Manager's certificate of Competency granted under the provision of Mines Act, 1923 and (iii) Two years experience in Govt. or Semi Government Mining Industries registered under the Mines Act, 1923.
AGE LIMIT: 21 to 33 years. **PAY SCALE:** BPS-17. **ELIGIBILITY:** Male.
ALLOCATION: NOTE: In case of non-availability of candidates possessing the

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provisions of the rules for the time being in force.
NOTE: For History-cum-Civics The candidates must possess Master's Degree either in History or Political Science provided the other required subjects has studied at B.A level. The other requirement of teaching degree will, however, remain intact.
 For Biology: 2nd Class Master Degree in Botany or Zoology provided that other subject have been studied at graduate level.
AGE LIMIT: 25 to 40 years. **PAY SCALE:** BPS-17 **ELIGIBILITY:** Female.

ALLOCATION:

S.No	Subject	No. of Posts	Allocation
5	Islamiyat	02	Merit Quota
6	Pale. Study	03	Merit Quota
7	History-Cum-Civics	02	Merit Quota
8	Economics	02	Merit Quota
9	English	02	Merit Quota
10	Statistics	02	Merit Quota
11	Maths	02	Merit Quota
12	Biology	02	Merit Quota
13	Chemistry	02	Merit Quota
14	Physics	02	Merit Quota

(S.No. 52) Sixteen Hundred Eighty One (1681) Posts of Male SETs. /S.S.Ts (Both Science & Arts) (with out graduaty and pension).

QUALIFICATION: For Secondary School Teacher (General) (i) B.A. Second Division from a recognized University and (ii) B.Ed or Equivalent Qualification from a recognized University.
 For Secondary School Teacher (Science) (i) BSc Second Division with at least Two of the Subjects of Physic, Chemistry, Zoology, Botany, and Mathematics -A or Mathematics-B and (ii) B.Ed or Equivalent Qualification from a recognized University.
AGE LIMIT: 21 to 35 years. **PAY SCALE:** BPS-16 **ELIGIBILITY:** Male.

ALLOCATION:

Merit	Zone-1	Zone-2	Zone-3	Zone-4	Zone-5
420	280	281	280	210	210

(S.No. 53) Thirty Four (34) Posts of Male Disabled SETs. /S.S.Ts (Both Science & Arts) (with out graduaty and pension).

QUALIFICATION: For Secondary School Teacher (General) (i) B.A. Second Division from a recognized University and (ii) B.Ed or Equivalent Qualification from a recognized University.
 For Secondary School Teacher (Science) (i) BSc Second Division with at least Two of the Subjects of Physic, Chemistry, Zoology, Botany, and Mathematics -A or Mathematics-B and (ii) B.Ed or Equivalent Qualification from a recognized University.
AGE LIMIT: 21 to 35 years. **PAY SCALE:** BPS-16 **ELIGIBILITY:** Male.

(S.No. 54) Ninty Two (92) Posts of Male SETs. /S.S.Ts For Earth Quake Quota (I.E) Battagram, Mansehra, Shangla, Kohistan, Abbottabad. (Both Science & Arts) (with out graduaty and pension).

QUALIFICATION: For Secondary School Teacher (General) (i) B.A. Second Division from a recognized University and (ii) B.Ed or Equivalent Qualification from a recognized University.
 For Secondary School Teacher (Science) (i) BSc Second Division with at least Two of the Subjects of Physic, Chemistry, Zoology, Botany, and Mathematics -A or Mathematics-B and (ii) B.Ed or Equivalent Qualification from a recognized University.
AGE LIMIT: 21 to 35 years. **PAY SCALE:** BPS-16 **ELIGIBILITY:** Male.

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(S.No. 55) Nine Hundred and Seventy Three (973) Posts of Female SETs. /S.S.Ts (Both Science & Arts) (with out graduaty and pension).
QUALIFICATION: For Secondary School Teacher (General) (i) B.A Second Division from a recognized University and (ii) B.Ed or Equivalent Qualification from a recognized University.
 For Secondary School Teacher (Science) (i) BSc Second Division with at least Two of the Subjects of Phisic, Chemistry, Zoology, Botany, and Mathematics -A or Mathematics-B and (ii) B.Ed or Equivalent Qualification from a recognized University.
AGE LIMIT: 21 to 40 years. **PAY SCALE:** BPS-16 **ELIGIBILITY:** Female.

Merit	Zone-1	Zone-2	Zone-3	Zone-4	Zone-5
243	162	162	162	122	122

(S.No. 56) Twenty One (21) Posts of Female SETs. /S.S.Ts Disabled (with out graduaty and pension).
QUALIFICATION: For Secondary School Teacher (General) (i) B.A Second Division from a recognized University and (ii) B.Ed or Equivalent Qualification from a recognized University.
 For Secondary School Teacher (Science) (i) BSc Second Division with at least Two of the Subjects of Phisic, Chemistry, Zoology, Botany, and Mathematics -A or Mathematics-B and (ii) B.Ed or Equivalent Qualification from a recognized University.
AGE LIMIT: 21 to 40 years. years (10 years age relaxation)
PAY SCALE: BPS-16 **ELIGIBILITY:** Female.
ALLOCATION: Merit.

(S.No. 57) Fifty One (51) Posts of Female SETs. /S.S.Ts For Earth Quake Quota (I.E) Battagram, Mansehra, Shangla, Kohistan, Abbottabad, (with out graduaty and pension).
QUALIFICATION: For Secondary School Teacher (General) (i) B.A Second Division from a recognized University and (ii) B.Ed or Equivalent Qualification from a recognized University.
 For Secondary School Teacher (Science) (i) BSc Second Division with at least Two of the Subjects of Phisic, Chemistry, Zoology, Botany, and Mathematics -A or Mathematics-B and (ii) B.Ed or Equivalent Qualification from a recognized University.
AGE LIMIT: 21 to 40 years. **PAY SCALE:** BPS-16 **ELIGIBILITY:** Female.
ALLOCATION: Merit.

TECHNICAL EDUCATION AND MAN POWER TRAINING DEPARTMENT

(S.No. 58) Two (02) Posts of Assistant Professor Commerce in Govt. Colleges of Commercial/Govt. Commercial Training Institutes.
QUALIFICATION: (i) Ph. D in the relevant subject from a recognized University with three year teaching experience in recognized college / Govt. Commercial Institutes/ Govt. Commercial Institutes/ Govt. Commerce College ass Instructor/ Lecturer; OR (ii) Master's Degree from a recognized University in the relevant subject with Five Years experience of teaching as Lecturer / Junior Instructor in a recognized college / Govt. Commercial Institute/ Govt. Commerce College.
AGE LIMIT: 25 to 40 years. **PAY SCALE:** BPS-18. **ELIGIBILITY:** Male.
ALLOCATION: Merit.

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(S.No. 59) Two (02) Posts of Assistant Professor in Computer Engineering in Govt. College of Technology & Govt. Polytechnic Institute.
QUALIFICATION: (a) Ph. D. in Engineering from a recognized University / Institute with one years's teaching/ professional experience in the relevant subject as such OR (b) Master's Degree in Engineering from a recognized University/ Institute with five years teaching/ professional experience in the relevant subject as such; OR (c)

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(S.No. 66)	Ten (10) Posts of Male office Assistant.				
	QUALIFICATION: Bachelor degree from recognized University.				
	AGE LIMIT: 18 to 30 years. PAY SCALE: BPS-14. ELIGIBILITY: Male.				
	ALLOCATION:				
	Zone-1	Zone-2	Zone-3	Zone-4	Zone-5
	02	02	02	02	02
(S.No. 67)	One (01) Post of Female office Assistant.				
	QUALIFICATION: Bachelor degree from recognized University.				
	AGE LIMIT: 18 to 30 years. PAY SCALE: BPS-14. ELIGIBILITY: Female.				
	ALLOCATION: Merit.				

CORRIGENDUM

- The Post of Research Officer for Earth Quake Quota appearing at S.No.2 Advt. No.07/2007 may be read as 02 Post for Chemistry and one for cereal Crops.
- The Post of Reader Advertised in Advt. No. 07/2008 S.No. 39 may be read as one post instead of Two Posts.

GENERAL CONDITIONS

- Age, qualification and experience etc shall be reckoned on 26-02-2009 Maximum age limit as prescribed in the recruitment rules shall be relaxed upto 10 years for Govt Servants who have completed 2 years continuous service, upto 10 years for disabled persons and upto 3 years for candidates belonging to backward areas of Zone-1, Zone-3, Merged Areas of Hazara and Mardan Divisions and upper Tannwal, Districts of Swat, Upper Dir, Lower Dir, Chitral, Buner, Kala Dhaka Area, Kohistan District, Shangla, Gadoon Area in Swabi, Backward areas of Manshra and Batagram, backward areas of Haripur District i.e., Kalanjar Field Kanungo Circle of Tehsil Haripur and Amazai Field Kanungo Circle of Tehsil Ghazi. However, a candidate shall be allowed relaxation in age in one of the above categories provided that the candidates from backward areas, in addition to automatic relaxation of three years shall be entitled to one of the relaxations available to Govt Servants, general or disabled candidates, whichever is relevant and applicable to them.
- Degrees / Diploma / Experience Certificates / Testimonials of unrecognized Institution are not accepted. Only original Degrees / Certificates are accepted. However, the candidates can apply on provisional certificate signed by the Controller of Examination of the respective Institution but candidates shall produce original degrees / certificates before their selection. Detail Marks Certificate for all the examination shall necessarily be required and these should be attached with the application forms.
- ALLOCATION of vacancies in BPS-17 and below shall be strictly in accordance with the Zonal ALLOCATION as indicated against each post(s). The applications of the candidates other than the specified zone(s) shall be ignored except for posts reserved for Merit quota. No zonal reservation stands for posts allocated to disabled quota and also for the posts in BPS-18 and above. All such posts shall be filled in on Open Merit.
- The candidates applying against disabled posts must attach with their application forms of disability certificate from the Provincial Council for Rehabilitation of Disabled Persons as well as disability certificate from the respective Medical Superintendent / Medical Board showing therein the specific disability.

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- (v) Ex-armed Forces Personnel must send copy of Discharge Certificate with their applications. Govt. / Semi Govt. / Autonomous / Semi Autonomous Bodies employees may apply direct but their Departmental Permission Certificates should reach within 30 days of the closing date.
- (vi) Applications should be on the prescribed application form obtainable from the listed below branches of the NATIONAL BANK. Application Fee is Rs. 285/- (Rupees Two Hundred Eight Five only) for all the candidates. In addition to the application fee, the candidates will have to pay Rs. 15/- (rupees fifteen only) on account of Bank Charges. Separate application form will be required for each advertised category of posts. Application forms obtained other than the specified branches of the National Bank will be considered invalid and such applications will not be entertained. The applications on plain paper or Photostat shall not be accepted. Incomplete and late applications shall also be ignored.
- (vii) Application must be submitted within time as no extra time is allowed for postal transit. The applications if submitted on the last date for receipt of applications must reach the Commission's office by the closing hours.
- (viii) Applicants married to Foreigners are considered only on production of the Govt. Relaxation Orders.
- (ix) No applicant shall be considered in absentia on paper qualifications unless he/she possesses exceptionally higher qualifications than the minimum prescribed qualification for a particular post(s).
- (x) Govt reserves the right not to fill any or fill more or less than the advertised post(s).
- (xi) Candidates who have already availed three chances by physical appearance before the Commission and have failed for the post(s) having one and the same qualifications and scale of pay shall be ineligible.
- (xii) Experience wherever prescribed shall be counted after the minimum qualifications for the post(s), if not specifically provided otherwise against the advertised post(s).
- (xiii) In cases where the number of applications received for post(s) are disproportionately higher than the number of available vacancies, shortlisting of the candidates may be done in any one of the following manner:
 - (a) Written Test in the Subject.
 - (b) General Knowledge or Psychological General Ability Test.
 - (c) Academic and / or Professional records as the Commission may decide.

SPECIFIED BRANCHES OF THE NATIONAL BANK OF PAKISTAN.

Main Branches of:

- (i) Parachinar, Mardan, Swabi, Malakand, Shangla, Chitral, Timargara, Daggar, D.I. Khan, Bannu, Karak, Kohat, Hangu, Lakho Marwat, Abbottabad, Haripur, and Miansehra.
- (ii) Saddar Road Branch, Tehkal Payan Branch, and G.T Road (Nishtar Abad) Branch Peshawar.
- (iii) Tehsil Bazar Branch Charsadda, Nowshera Cantt: Branch, Bank Square Branch Mingora and city Branch Tank.

ATTESTED

(Atta Ur Rehman)

Secretary

NWFP Public Service Commission
2-Fort Road Peshawar Cantt: Ph: 9212962

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Name: Hira Ghams Father's Name: Muhammad Subhan
 Date of Birth: 15/08/89 (In words) 15th Aug 1989 Reg/Enrol No: 3231403A03
 Institution/District: N/SR Roll No: 72960

9 th (Part-I)					10 th (Part-II)				
Subject	Marks	Theory	Practical	Marks Obtained	Subject	Marks	Theory	Practical	Marks Obtained
1. English	75			46	1. English	75			19
2. Urdu	75			46	2. Urdu	75			38
3. Islamiyat	75			48	3. Islamiyat	75			40
4. Mathematics	75			27	4. Mathematics	75			25
5. General Science	75			49	5. General Science	75			48
6. <u>IS</u>	75			45	6. <u>IS</u>	75			38
7. <u>PA</u>	75			46	7. <u>PA</u>	75			39
Total	525			307	Total	525			267

Total Marks 1050
 Result: 554
 Marks Obtained (In Words): Five Hundred and Fifty Four

Prepared by: [Signature] Checked by: [Signature]

Dated: _____

Errors/omission, if any, shall be corrected.

18 JUN 2005

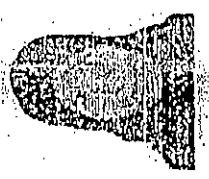
Controller of Examinations
 Board of Intermediate & Secondary
 Education Mardan

ATTACHED

بِسْمِ اللّٰهِ الرَّحْمٰنِ الرَّحِیْمِ

University of Peshawar

(Pakistan)



Annual 2009

IRA SHAMS _____ Daughter of SHAMS UR REHMAN _____ and a

of Peshawar College of Education _____ having passed the

ad examination held in January 2009 is this day admitted by the University of Peshawar to

be of _____ Bachelor of Education _____ in _____ 1st Division _____

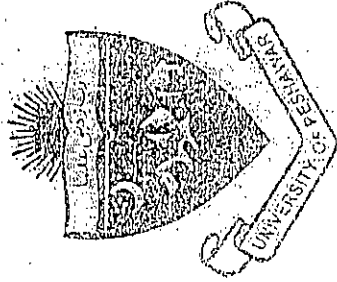
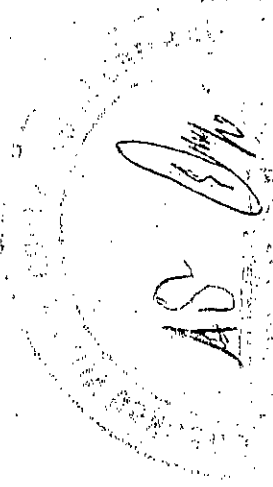
Registration was taken As a whole _____

Roll No. 2007-PCEP-631

1155

17201-9164792-9

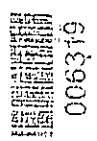
Registration Number: 05.2010



[Signature]
Registrar

[Signature]
Vice-Chancellor

Rahid Khan



006319

[Handwritten signature]

S.No. 86183

Roll No. 72900

Group. Humanities



Board of Intermediate and Secondary Education
Mardan N.W.F.P. Pakistan
SECONDARY SCHOOL CERTIFICATE

SESSION 2005 - ANNUAL

This is to certify that HIRA SHAMS Daughter of SHAMS UR RAHMAN

and student of Aqsa Public School Pabbi Nowshera has passed the Secondary School Certificate

Examination of the Board of Intermediate & Secondary Education Mardan, held in March/April, 2005 as a Regular candidate. She obtained

554 marks out of 1050 and has been placed in Grade C representing Good. The candidate passed the following subjects:

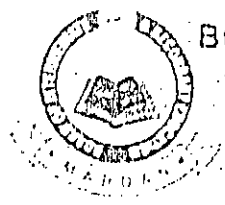
1. English 2. Urdu 3. Islamiyat (Comp) 4. Pakistan Studies 5. Mathematics 6. General Science 7. Islamic Studies 8. Pashto

Her date of birth according to admission form is (in Figures) 01-05-89 (in Words) 1st May N/H Eighty Nine.

Rahidul
Asstt. Secretary

[Signature]
Secretary

This certificate is issued without alteration or erasure.



BOARD OF INTERMEDIATE AND SECONDARY EDUCATION
MARDAN N.W.F.P PAKISTAN

S. No. MB 093985

Roll No: 37367
Reg No: 43-B/GDCP-2005

PROVISIONAL AND DETAILED MARKS CERTIFICATE
INTERMEDIATE (ANNUAL) EXAMINATION- 2007
HUMANITIES (Part-II)

HIRA SHAMS Son/Daughter of SHAMS UR REHMAN
of Institution/District GOVT. GIRLS DEGREE COLLEGE PIRPAI NOWSHERA
has secured the marks shown against each subject in the Higher Secondary School Examination held in the
month of MAY/JUNE as REGULAR Candidate.

Subjects	Marks	Marks Obtained						Marks in Words
		Part-I		Part-II		Total		
		Theory	Pract	Theory	Pract			
English	200	33	--	30	--	63	Sixty-Three	
Urdu	200	50	--	56	--	116	One Hundred Fifteen	
Islamic Education	50	34	--	--	--	34	Thirty-Four	
Pakistan Studies	50	--	--	32	--	32	Thirty-Two	
Islamic Studies	200	56	--	65	--	121	One Hundred Twenty-One	
Health & Physical Education	200	41	20	52	20	133	One Hundred Thirty-Three	
Urdu Advance	200	37	--	58	--	95	Ninety-Five	
Total : 1100							593-C	Five Hundred Ninety-Three Only
							* Passed with grace marks	

Prepared by: *[Signature]*
Checked by: *[Signature]*
Date of Declaration of Result: 10-AUG-07
Date of Issue: 08-OCT-07

Remarks :
[Signature]
Controller of Examinations
BISE Mardan

Note: Error/Omissions are excepted. Any mistake in above particulars must be intimated within 30 days after declaration of result.

[Signature]

S. No. 056233

Roll No. 37357

Group. Humanities



Board of Intermediate and Secondary Education

Mardan N.W.F.P. Pakistan

INTERMEDIATE EXAMINATION

SESSION 2007 - ANNUAL

14

Rasheed

This is to certify that HIRA SHAMS Daughter of SHAMS UR REHMAN

and Student of Govt. Girls Degree College Pirpai Nowshera Registration No. 43-B/GDCP-2005

has passed the Intermediate Examination of the Board of Intermediate & Secondary Education, Mardan held in May/June, 2007 as a Regular candidate. She Obtained 593 Marks out of 1100 and has been placed in Grade C Representing Good. The Examination was taken as a whole.

Rasheed
Asstt. Secretary

Suleemki
Secretary

* Passed With Grace Marks.
This certificate is issued without alteration or erasure.

14



Detailed Marks Certificate

15

Bachelor of Arts

Part-II

Supply Examination 2008

Govt: Girls Degree College, Pir Piai, Nowshera



Name: HIRA SHAMS

Gender: Female

Roll No: 12316

Regular

Father's Name: SHAMS UR REHMAN

Registration No: 2007-GGCPN-421

Division: 2nd

Papers	Max Marks	Marks Obtained	
		In Figures	In Words
English (Comp)	75	24	Twenty Four
Urdu	75	42	Forty Two
Islamic Studies	75	58	Fifty Eight
Pakistan Studies	40	23	Twenty Three
Part-I	285	155	One Hundred and Fifty Five
Part-II	550	302	Three Hundred and Two

Errors & omissions are subject to subsequent rectification

The Examination was taken in parts
Examination held From 12-Jan-2009 to 13-Feb-2009
Result Declared on Tuesday, March 31, 2009
Issue Date: 19-Apr-2009
12:43 pm

Chances Available: 2

(Dr. Mohammad Shafi)
ADDITIONAL CONTROLLER OF EXAMINATION
UNIVERSITY OF PESHAWAR

Completed by RTC

Prepared by Computer Cell

TESTED

University of Peshawar

(Pakistan)

Session Supply 2009

HIRA SHAMS

Daughter of

SHAMS UR REHMAN

and

Student of

Govt: GIRLS Degree College, Pir Piai, Nowshera

having passed the

prescribed examination held on January 2009 is this day admitted by the University of Peshawar to

the Degree of Bachelor of Arts in 2nd Division

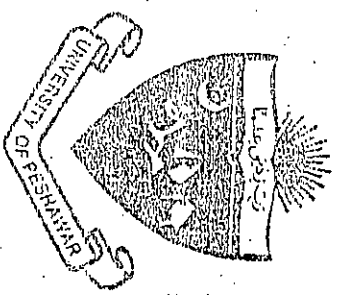
The examination was taken In Parts

Registration No. 2007-666FN-021

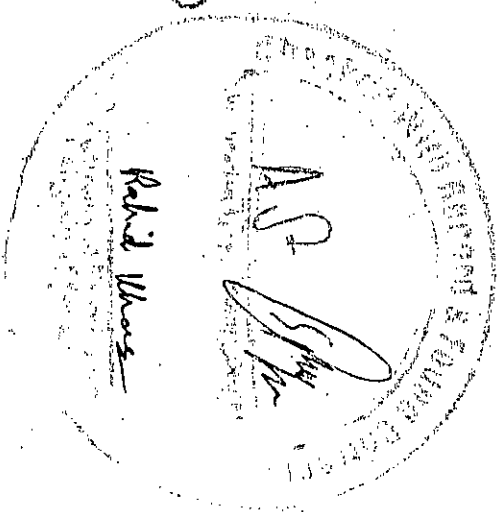
Roll No. 12315

Roll No. 17201-8464782-2

Roll No. 5070831, 2009

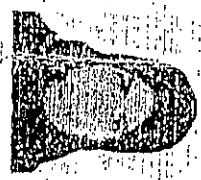


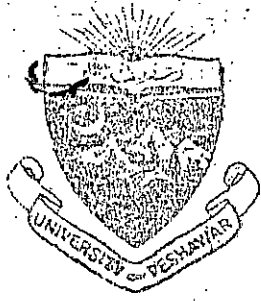
005308



R. V. Q. Q. D.
Registrar

[Signature]
Office Controller





University of Peshawar
PAKISTAN
Detailed Marks Certificate

17

Master of Arts in Islamiyat

Final
Annual Examination 2012

District Nowshera



Private

Name: HIRA SHAMS

Gender: Female

Roll No: 33009

Father's Name: SHAMS UR REHMAN

Registration No: 2007-GGCPN-421

Division: 2nd

Papers	Max Marks	Marks Obtained	
		In Figures	In Words
Al Quraan Translation 2nd Half & Com with Grammar-VI	100	69	Sixty Nine
Principles of Islamic Jurisprudence-VII	100	40	Forty Only
Islam & Other World Religions-VIII	100	59	Fifty Nine
Islam & Contemporary Muslim World-IX	100	65	Sixty Five
Islam, Modren Thought & Islamic Law of Inheritance-X	100	63	Sixty Three
Viva Voce	100	60	Sixty Only
Previous 19039: Annual-2011	500	283	Two Hundred and Eighty Three
Final	1100	639	Six Hundred and Thirty Nine

Errors & omissions are subject to subsequent rectification

Chances Availed: 1

The Examination was taken As a Whole

Examination held From 29-Aug-2012 to 05-Oct-2012

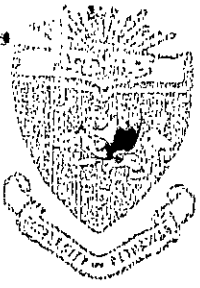
Result Declared on Tuesday, February 5, 2013

Issue Date: 08-Feb-2013

9:07 am

ATTACHED

(Prof. Dr. Rashid Khan)
CONTROLLER OF EXAMINATIONS
UNIVERSITY OF PESHAWAR



Pakistan
Detailed Marks Certificate
Bachelor of Education
(B.Ed)

18

Annual Examination 2009
Peshawar College of Education



Regular

Name: HIRA SHAMS

Gender: Female Roll No: 1155

Father's Name: SHAM UR REHMAN

Registration No: 2007-PCEP-613

Division: Ist

Papers	Max Marks	Marks Obtained	
		In Figures	In Words
Educational Psychology, Guidance & Counselling	100	64	Sixty Four
Perspectives of Education & Contemporary Social Issues	100	57	Fifty Seven
Curriculum and Instructions	100	53	Fifty Three
Islamiat and Islamic Ethics / Islamic History (for Non Muslims)	50	28	Twenty Eight
School Organization and Classroom Management	100	67	Sixty Seven
Functional English	50	31	Thirty One
Evaluation Techniques	100	62	Sixty Two
Methods of Teaching - I English	100	59	Fifty Nine
Methods of Teaching - II Mathematics	100	61	Sixty One
Elective Subject: Foundation of Education	100	63	Sixty Three
Practice of Teaching	200	139	One Hundred Thirty Nine
	1100	684	Six Hundred and Eighty Four

Errors & omissions are subject to subsequent rectification

Chances Availed: 1

Examination held From 07-June-2010 to 01-July-2010

Result Declared on Tuesday, Sep 6, 2010

Issued Date: 08-Sep-2010

5:14 pm

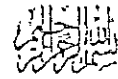
CompuPrinted by RHC

Prepared by Computer Cell

(Dr. Mohammad Shafi)
ADDITIONAL CONTROLLER OF EXAMINATIONS
UNIVERSITY OF PESHAWAR

ATTACHED

19



University of Peshawar Pakistan

This certifies that

Hira Shams daughter of Shams Ar Rehman

having fulfilled all the requirements is hereby admitted to the degree of

Master of Arts in Islamiyat

and is entitled to all the rights, honours and privileges thereunto appertaining.

Given this 5th day of February 2013.

Roll No: 33009

Session: Annual 2012

Registration No: 2007-GCEN-421



101899

Registrar

Vice Chancellor

19

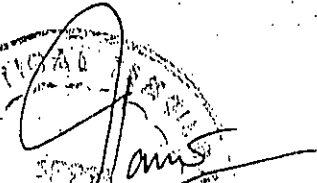
Domicile Certificate

20


Certified that Mr./Miss HIRA SHAMS
Sqn/Daughter of SHAMS-UR-RAHMAN
Belongs to a recognized tribe of MOHMAND
section MUSA KHEL Sub section RAHMAT KOY
Residence / Village MATAI DARA


and his / her father is a permanent bonafide of the tribal area of Mohmand Agency.
He / She is an eligible candidate to avail himself / herself of the Seats reserved for
FATA Mohmand Agency.

Category B


Political Naib Tehsildar
No. 1140 Dated 27-2-2005

Countersigned


Political Agent
Mohmand Agency
No. 1373
27-2-2005


Assistant Political Agent
Mohmand Agency
No. 1739 Dated 27-2-05

ATTACHED



**Directorate of Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar**

PH No: 091-9210389, 9210938,
9210437, 9210957, 9210468
Fax 091-9210936
E-mail desekpk@yahoo.com

Notification.

Consequent upon the recommendation of the Khyber Pakhtunkhwa Public Service Commission, appointment of the following candidates is hereby ordered against the post of Secondary School Teacher (SST General) in BPS-16 (Rs.10000-800-34000) plus usual allowances as admissible under the rules on regular basis under the existing policy of the Provincial Government in Teaching Cadre on the terms and condition given below with immediate effect and further his Services placed at the disposal of Director Education FATA for further posting against vacant SST Genral posts:-

SNO	Name	Father's Name	Domicile	Zone	Permanent Address	Place of Posting
1.	Asma	Muhammad Akbar	Bajur Agency	1	Village & P.O Umanzal Distt: Charsadda	Services placed at the disposal of Director of Education FATA for further posting against vacant SST General Post.
2.	Zubaida Begum	Gul Akbar	Khyber Agency	1	Village & P.O Manga Tehsil & Distt: MardanDo.....
3.	Aliya Taj	Taj ud Din	Mohmand Agency	1	Mohallah Halder Abda, Barl Cham Tehsil & Distt: MardanDo.....
4.	Ghazala Sana	Sanullah	Mohmand Agency	1	Wacha Jawara, Khadi Khel Khurwezal Mohmand AgencyDo.....
5.	Hira Shams	Shams ur Rehman	Mohmand Agency	1	Village Malkana Musa Khel Metal Dara Mohmand AgencyDo.....

Terms and conditions:-

1. Her services will be considered regular but without pension & Gratuity in terms of section 19 of the NWFP Civil Servant Act, 1973 as amended vide NWFP Civil Servants (Amendment) Act, 2005. She will however be entitled to Contributory provident fund in such a manner and at such rates as per prescribed by the Govt.
2. In case, she is already in Government service and working against pensionable post on regular basis before 1st day of July 2001, without any service break, on application to Khyber Pakhtunkhwa Public service Commission through proper channel and selection by the commission, is appointed and allowed choice of option either to retain benefit of pension & gratuity as allowed to her under her previous terms of appointment or to avail the benefit of contributory provident fund allowed to her under new appointment.

(Signature)

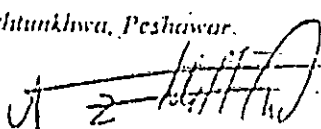
3. Her services are liable to termination on one months notice from either side. In case of resignation with out notice her one-month pay/allowances shall be forfeited to the Government.
4. She should join her post within 30 days of the issuance of this notification. In case of failure to join there post within one month of issuance of this notification her appointment will expire automatically and no subsequent appeal etc shall be entertained.
5. She would be on probation for a period of one year extendable for another one year.
6. She will be governed by such rules and regulations as may be issued from time to time by the Govt.
7. Her Services can be terminated at any time, in case his performance is found unsatisfactory during probationary period. In case of misconduct, she shall be proceeded under the rules framed from time to time.
8. Charge report should be submitted to all concerned
9. The EDOs concerned would furnish a certificate to the effect that the candidate has joined the post or otherwise after one month of the issue of his posting orders.
10. The EDOs concerned will verify their documents before release of pay.
11. Her seniority will be maintained as determined by the Khyber Pakhtunkhwa Public Service Commission.
12. No TA/DA will be allowed to the appointee for joining his duty.

(Muhammad Rafiq Khattak)
Director,
Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar.

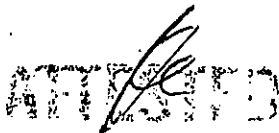
Encls: No. 453-60 / File No. 2/A-14/SST(F) Gen/PSC/Apptt: Dated Peshawar the 06/03/2012

Copy forwarded for information and necessary action to the:-

1. Accountant General Khyber Pakhtunkhwa Peshawar.
2. Secretary Khyber Pakhtunkhwa Public Service Commission Peshawar.
3. Director of Education FATA Warsak road Peshawar.
4. All Agency Accounts Officers in FATA.
5. Official Concerned
6. PS to the Secretary to Govt: Khyber-Pakhtunkhwa E&SE Department.
7. PA to the Director E&SE Khyber Pakhtunkhwa, Peshawar.
8. i/f file-


Dy: Director (Estab)
Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar

6/3/12



ADJUSTMENT

Consequent upon their appointment as SST in BPS 16 on the basis of recommendation of Khyber Pakhtunkhwa Public Service Commission and placement of their services at the disposal of Director Education, FATA vide Director Elementary & Secondary Education Khyber Pakhtunkhwa's Notification No.453-60/File No.2/A-14/SST(F)Gen/PSC/Apptt: dated 6-08-2012, the following SSTs are hereby adjusted in the schools noted against each with immediate effect:-

S#	Name or officials/addresses	Posted at	Remarks
01.	Ms. Asma D/O Muhammad Akbar (Bajaur)Vill & PO Utmanzai Distt.Charsadda	GGHS Malkana Bajaur Agency.	Against vacant post
02.	Ms.Zubaida D/o Gul Akbar (Khyber)Vill & PO Manga Tehsil & District Mardan	GGHMS Kota Trap Mohmand Agency	-do-
03.	Ms. Aliya Raj d/o Taj ud Din (Mohmand) Mohallah Haider Abad, Bari Cham Tehsil & District Mardan	GGMS Chapoor Kili Mohmand Agency	-do-
04.	Ms. Ghazala Sana d/o Sanaullah (Mohmand) Wacha Jawara Khadi Khel Disttt. Mardan	GGMS Azeem Kor Mohmand Agency	-do-
05.	Ms. Hira Shams d/o Sham Ur Rehman (Mohmand)Vill Malkana Musa Khel Metar (Mohmand Agency)	GGHS Mian Mandi Mohmand Agency	-do-

Note"-

The terms & conditions of their posting will be the same as already prescribed in the above mentioned Notification of Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar. However, the Agency Education Officers concerned will verify their documents before release of pay.

(FAZLI MANAN)
DIRECTOR EDUCATION (FATA)

Endst.No.11174-86/A-1/Gen Apptt:of SST(F)(PSF)/2012. Dated Pesh:the 15/08/2012.

ADJUSTMENT

ANNEXURE D

24

Consequent upon their appointment as SST in BPS-16 on the basis of recommendation of Khyber Pakhtunkhwa Public Service Commission and placement of their services at the disposal of Director Education, FATA vide Director, Elementary & Secondary Education Khyber Pakhtunkhwa's Notification No. 453-60/File No. 2/A-14/SST(F)Gen/PSC/Apptt. dated 6-8-2012, the following SST's are hereby adjusted in the schools noted against each with immediate effect:-

	Address	Posted at	Remarks
1	Ms. Asma D/O Muhammad Akbar (Bajour) Vill: & PO: Utmanzai Distr: Charsadda	GGHS Malkana Bajour Agency	Against vacant post
2	Ms. Zubaida Begum D/O Gul Akbar (Khyber) Vill: & PO: Manga Tal Dist: Mardan	GGMS Kota Trap Mohmand Agency	-do-
3	Ms. Aliya Taj D/O Taj Ud Din (Mohmand) Mohallah Haider Abda, Bari Cham Tehsil & Distt: Mardan	GGMS Chapoor Killi Mohmand Agency	-do-
4	Ms. Ghazala Sana D/O Sanullah (Mohmand) Wacha Jawara, Khadi Khel Khuwezai Mohmand Agency	GGMS Azcem Kor Mohmand Agency	-do-
5	Ms. Hira Shams D/O Shams Ullah (Mohmand) Vill: Malkana Musa Khel Metai	GGMS Mian Mian Mohmand Agency	-do-

Note:-

The terms & conditions of their posting will be the same as already prescribed in the above mentioned Notification of Director Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar. However the Agency Education Officers concerned will verify their documents before release of pay.

(FAZLI MANAN)
DIRECTOR EDUCATION (FATA)

Endst. No. 11174-86 A-1/Gen Apptt. of SST(F) (PSC) 2012. Dated Pesh: the 15/8 2012

Copy forwarded to the:-

1. Director Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar w/r to his Notification cited above.
2. Agency Education Officers concerned
3. Agency Account Officers concerned
4. Headmistress concerned
5. Candidate concerned
6. P.A to Director Education FATA

[Handwritten Signature]
DIRECTOR EDUCATION (FATA)

[Handwritten Signature]

**ELEMENTARY & SECONDARY EDUCATION
KHYBER PAKHTUNKHWA**

NOTIFICATION

1. Whereas one Mst.Hira Shams d/o Shamsur Rehman who herself appointed as SST (G) in GGHS Mian Mandi Mohmmad Agency vide Notification No.453-60/ File No.2/A/SST(F)Gen/PSC/Apptt: dated 6-08-2012 AND No. 11174/86/A-1(General)/Apptt: of SST (PSC)/2012 dated upon the production of fake/bogus appointment order not issued by the Directorate of Elementary & Secondary Education Khyber Pakhtunkhwa.
2. AND WHEREAS the competent authority has directed the above said accused SST to produce authentic and verified service record from the concerned authorities but she failed to comply with legitimate directions of highups regarding production of requisite authentic documents/record.
3. AND WHEREAS further inquiry committee was constituted by the competent authority vide Notification No.778 dated 24-04-2021 who have gone through the entire case/record and it has been provide that the said appointment/adjustment order for the aforesaid post advertised by Public Service Commission Khyber Pakhtunkhwa was turned out fake/bogus.
4. AND WHEREAS it has come to the notice of the competent authority that Mst. Hina Shams d/o Shamsur Rehman having no legal status of the said appointment/adjustment order.
5. NOW THEREFORE, under the mandatory provision and power conferred under Section 20 & 21 for General Clause Act 1897 as amended in 1956 and in pursuance of the scrutiny of selection/appointment record in r/o the above mentioned SST which was found fake/bogus thus her appointment/adjustment Notification No.453-60/File.No.2/A-14/SST(F)/Gen/PSC/Apptt: dated 6/8/2012 and No.11174-86/A-1(General)/Apptt:/of SST(F)PSC/2012 dated 15/08/2012 is hereby "DISOWNED" abinitio and with the direction to District Education Officer (concerned) to recover salaries and other allied benefits drawn by Mst.Hira Shams d/o Shamsur Rehman in the interest of public service.

Director
Elementary & Secondary Education
Khyber Pakhtunkhwa

Endst.No. 10320-24 dated 25/06/2021.



NOTIFICATION

ANNEXURE "E"

25

- WHERE AS one Mst. Hira Shams D/O Shams Ur Rehman who herself appointed as SST (G) in GGHS Mian Mandi District Mohmand vide Notification No. 453-60/ File No. 2/A-14/SST(F)/Gen/PSC/Appl. dated 06/8/2012 and No. 11174-86/A-1 (General)/Appl. of SST(F) (PSC) 2012 dated 15/08/2012 upon the production of fake/bogus appointment order not issued by the Directorate of Elementary and Secondary Education Khyber Pakhtunkhwa
- AND WHERE AS the competent authority has directed the above said accused SST to produce authentic and verified service record from the concerned authorities but she failed to comply with the legitimate directions of high ups regarding production of requisite authentic documents/record.
- AND WHERE AS further an inquiry committee was constituted by the competent authority vide Notification No. 776 dated 24/04/2021 who have gone through the entire case record and it has been proved that the said appointment/adjustment order for the aforesaid post advertised by Public Service Commission Khyber Pakhtunkhwa was turned out fake/bogus.
- AND WHERE AS it has come to the notice of the competent authority that Mst. Hira Shams D/O Shams Ur Rehman having no legal status of the said appointment/adjustment order.
5. NOW THEREFORE under the mandatory provision and power conferred under Section 20 & 21 of General Clauses Act 1897 as amended in 1956 and in pursuance of the scrutiny of selection/appointment record in the above mentioned SST which was found fake/bogus thus her appointment/adjustment Notification No. 453-60/ File No. 2/A-14/SST(F)/Gen/PSC/Appl. dated 06/8/2012 and No. 11174-86/A-1 (General)/Appl. of SST(F) (PSC) 2012 dated 15/08/2012 is hereby **DISOWNED** and in line with the direction to District Education Officer (concerned) to recover salaries and other related benefits drawn by Mst. Hira Shams D/O Shams Ur Rehman in the interest of Public Service.

Director
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar

Encls: No. 10 dated 25/04/2021
Copy forwarded to the:

1. Rogis Khyber Pakhtunkhwa Service Tribunal Peshawar
2. District Education Officer Mohmand with the direction to take necessary steps for the recovery of outstanding amount against fake/bogus SST concerned
3. District Account Officer Mohmand
4. PS to Secretary Elementary and Secondary Education Khyber Pakhtunkhwa
5. PA to Director Elementary and Secondary Education Khyber Pakhtunkhwa

(Deputy Director (Dist))
Merged District

ATTACHED

To

The Secretary (E&SE) Department,
Khyber Pakhtunkhwa, Peshawar.

**SUBJECT: DEPARTMENTAL APPEAL AGAINST THE
IMPUGNED NOTIFICATION DATED 25.6.2021
WHEREBY APPOINTMENT ORDER OF THE
APPELLANT HAS BEEN DISOWNED**

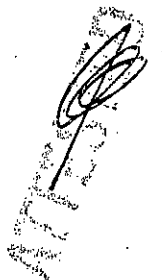
R.SHEWETH:

ON FACTS:

- 1- That initially the appellant was inducted/ appointed as Secondary School Teacher (BPS-16) on the proper recommendation of Khyber Pakhtunkhwa Public Service Commission vide Notification dated 6.8.2012. That in response the appellant got herself medically examined and also submitted arrival report. That where after the appellant started performing her duty at the concerned station quite efficiently and up to the entire satisfaction of her superiors.
- 2- That after proper verification of Educational antecedents and service documents the salary of the appellant has been released/started by the concerned authorities.
- 3- That it is pertinent to mention that appellant is equipped with the qualification of M.A and professional qualification of Bachelor of Education which is over and above the requisite qualification for the post of SST (BPS-16).
- 4- That it is pertinent to mention that during the said period the appellant has successfully completed her probationary period and as such the Department confirmed the appellant against the post of SST (BPS-16).
- 5- That so much so the appellant was also assigned seniority in the cadre of SST (BPS-16) and was due for promotion to the next higher scale but unfortunately the authority without any reason & rhyme and without following codal formalities straight away issued the impugned Notification dated 25.6.2021 whereby the appointment Notification of the appellant dated 6.8.2012 has been disowned by the authority.
- 6- That appellant feeling aggrieved filed the instant Departmental appeal on the following grounds amongst the others.

GROUND:

- A- That the impugned order dated 25.6.2021 is against the law, facts, norms of natural justice and materials on the record hence not tenable and liable to be set aside.



That the appellant has not been treated by the concerned authority in accordance with law and rules and as such the authority violated Article 4 and 25 of the Constitution of Islamic Republic of Pakistan 1973.

- C- That the impugned Notification dated 25.6.2021 has been issued by the concerned authority in violation of the Principle of locus Poenitentiae.
- D- That no charge sheet and statement of allegation has been issued by the concerned authority before issuing the impugned Notification dated 25.6.2021.
- E- That no chance of personal hearing/defense has been provided to the appellant and as such the appellant has been condemned unheard.
- F- That the concerned authority acted in arbitrary and malafide manner while issuing the impugned Notification dated 25.6.2021.
- G- That appellant seeks permission and advance other grounds and proofs at the time of hearing.

It is therefore most humbly prayed that on acceptance of this Departmental appeal the impugned Notification dated 25.6.2021 may kindly be set aside and the appellant may be re-instated into service with all back benefits. Any other remedy which your good self deems fit that may also be awarded in favor of the appellant.

DATED: 28.6.2021

Hira Shams
APPELLANT

Hira Shams, SST (BPS-16),
GGHS Mian Mandi, District Mohmand.

ACCEPTED

VAKALATNAMA

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

APPEAL NO: _____ OF 2021

Hira Shams (APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Education Department (RESPONDENT)
(DEFENDANT)

I/We Hira Shams

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

Dated. ____/____/2021

Hira Shams

CLIENTS

ACCEPTED
NOOR MOHAMMAD KHATTAK
KAMRAN KHAN
UMER FAROOQ MOHMAND

& Said Khan
SAID KHAN
ADVOCATES
Haider Ali
HAIDER ALI

"B"

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

S.B

No.

Appeal No. 7563, 7564 of 2021.

Hira Shams & Others Appellant/Petitioner

Versus

The Secy ERSE KP Pesh: Respondent

Respondent No. 1

Notice to:

The Secretary ERSE Dept. KPK
Peshawar.

SECRETARY
 No. 814

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 15/6/2022 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 14th

Day of April 2021

(For Reply)

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. 7563, 7564 of 20 21

Hira Shams & Others Appellant/Petitioner

The Secy ERSE Kp Pesh: Respondent

Respondent No. 3

The Chairman KPK Public Service

Notice to:

Commission Fort Road 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 15/16/2022 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.

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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 14th

Day of April 20 22

(For Reply)

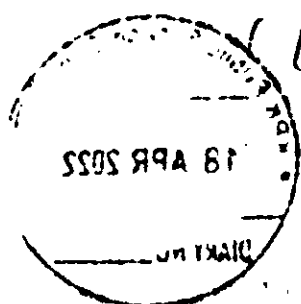


Registrar
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

- Note:
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Registrar
 Khyber Pakhtunkhwa Service Tribunal
 Peshawar



For Reply

APR 18 2022

Given under my hand and the seal of this Court, at Peshawar this 18th day of April 2022.

1/1

Office Notice No. dated

Copy of appeal is attached. Copy of appeal has already been sent to you for this.

This appeal petition is hereby returned to the appellant for the purpose of this appeal petition. Notice of appeal petition 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.

appeal petition with the details as provided in your case no. default of your appeal petition on the date fixed and in the manner aforementioned. The alongwith copy of the documents upon which you rely. Please also take notice that in this Court in these matters you are to be heard in person. I copies of written statement Advocate and supporting affidavits of Attorney General that you are required to file in the case no. on the date fixed for hearing of your appeal petition. You may the case no. on the date fixed for hearing of your appeal petition. If you wish to urge any point which the above Court in the appeal petition is fixed for hearing before the Tribunal. In Province Service Tribunal Act, 1973 has been provided for consideration in the provision of the Khyber Pakhtunkhwa

Commissioner Fort Road Peshawar

The Chairman KPT Public Service

The Joint Secy to Govt

Hiro Shamir & Co = Advocates

F263, F264

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

"B"

No.

"B"

KHYBER PAKHTUN KHW A SERVICE TRIBUNAL, PESHAWAR.
JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR.

S.B

No.

Appeal No. 7563, 7564 of 2021

Hiba Shams & Others Appellant/Petitioner

Versus

The Secy ERSE KP Pesh: Respondent

Respondent No. 2

Notice to: The Director ERSE Dept. KPK
Peshawar.

WHERE AS 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 15/16/2022 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.

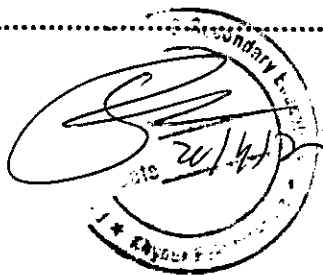
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Given under my hand and the seal of this Court, at Peshawar this 14th

Day of April 2022

(For Reply)



[Signature]
Registrar
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 7563/2021

Mst. Hira Shams.....Appellant

VERSUS

Government of Khyber Pakhtunkhwa & others.....Respondents

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S.NO.	PARTICULARS	ANNEXURE	PAGE NO
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**Senior Law Officer
Khyber Pakhtunkhwa
Public Service Commission**

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 7563/2021

Mst. Hira Shams.....Appellant

VERSUS

Government of Khyber Pakhtunkhwa & others.....Respondents

PARAWISE COMMENTS ON BEHALF OF (RESPONDENT NO. 03)

Respectfully Shewth:

PRELIMINARY OBJECTIONS:

1. The appellant has not been recommended against any of the advertised posts. She is not a genuine recommendee / selectee of the Public Service Commission in respect of the post in question.
2. That the instant Service Appeal is not maintainable against the replying Respondent No.3.
3. That the appellant has malafidely dragged Khyber Pakhtunkhwa Public Service Commission in the instant case.
4. That the appellant is misleading this Honorable Service Tribunal as she never applied to the answering Respondent.
5. That instant Service Appeal is liable to be dismissed with special costs as the same is based on ulterior motives of the appellant.
6. Instant service appeal is based on misrepresentation.

ON FACTS:

- 1-2. That the Khyber Pakhtunkhwa Public Service Commission advertised 973 (782 for Arts Group & 191 Science) posts of SETs/SSTs vide Advertisement No. 01/2009 S.No. 55 dated 26.01.2009 with the following qualifications: (Break up of 973 (782 Arts 191 Science) was published in Advt: No. 02/2009 through corrigendum).

QUALIFICATION: For Secondary School Teacher (General) (i) B.A Second

Division from a recognized University and (ii) B.Ed or Equivalent Qualification from a recognized University.

For Secondary School Teacher (Science) (i) BSc Second Division with at least Two of the Subjects of Physic, Chemistry, Zoology, Botany, and Mathematics –A or Mathematics-B and (ii) B.Ed or Equivalent Qualification from a recognized University.

AGE LIMIT: 21 to 35 years. **PAY SCALE:** BPS-16 **ELIGIBILITY:** Female.

ALLOCATION:

Merit	Zone-1	Zone-2	Zone-3	Zone-4	Zone-5
243	162	162	162	122	122

(Annex-A)

A total of 918 candidates qualified. Final merit list is **Annex-B**. According to Zonal allocation 696 candidates were recommended out of 918 candidates on basis of their total marks and interview marks. The remaining posts were conveyed to the parent department, because it went out of the purview of Khyber Pakhtunkhwa Public Service Commission. The appellant neither applied nor recommended against any of the advertised posts. List of the genuine candidates who appeared before the Commission and qualified the viva voce is already annexed as B. Therefore her name not found in the list *ibid*. The rest of the contents does not pertain to Khyber Pakhtunkhwa Public Service Commission


3-5. Not pertaining to Public Service Commission.

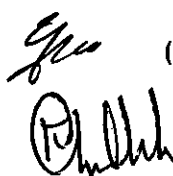
GROUND.

A-I. Not pertaining to Public Service Commission.

J. The appellant may not be allowed to raise any other grounds during the course of arguments against the replying respondent Khyber Pakhtunkhwa Public Service Commission.

It is, therefore, most humbly prayed that in light of above submissions the instant Service Appeal may kindly be dismissed with cost.


 CHAIRMAN
 KHYBER PAKHTUNKHWA
 PUBLIC SERVICE COMMISSION
 PESHAWAR
 (RESPONDENT NO.03)



AFFIDAVIT

Stated on oath that the contents of this Para wise comments are true and correct & nothing has been concealed from this Honorable tribunal.

DEPONENT



Mehtab Gul
MEHTAB GUL
LAW OFFICER
KP PUBLIC SERVICE
COMMISSION *Rep # 3*
PESHAWAR
CNIC:17301-1972107-9
MOBILE: 0332-9920894