

Service Appeal No. 1071/2018

Date of Institution: 13.08.2018

Date of Decision: 28.12.2018

**Nadeem Khan (Ex-PST)**

Vs

**Government of Khyber Pakhtunkhwa through Secretary  
Elementary & Secondary Education Khyber Pakhtunkhwa  
and 4 others.**

**Judgment/Order:**

28.12.2018

MUHAMMAD HAMID MUGHAL, MEMBER (J) Abdul Naeem son of  
Ambel Khan present as attorney of the appellant and stated that the  
appellant is abroad in Dubai. Learned counsel for the appellant  
present.

Preliminary arguments heard. File perused.

The appellant (Ex-PST) has filed the present service appeal u/s 4  
of the Khyber Pakhtunkhwa Service Tribunal Act 1974 against the  
order dated 05.05.2009 whereby the services of the appellant were  
terminated due to willful absence from duty. The appellant has also  
challenged the order dated 13.09.2017 through which his  
departmental representation/appeal was rejected.

In the memo of appeal the appellant has taken the stance that due  
to law and order situation in the area he could not attend to his  
duties. The services of the appellant were terminated vide  
impugned order passed in the year 2009 whereas the appellant filed  
departmental representation/appeal in the year 2017 i.e. after about  
eight (08) years of the issuance of the original impugned order  
hence the departmental representation/appeal is hopelessly time  
barred.

In his departmental representation/appeal the appellant has not  
assailed the original impugned order dated 05.05.2009 nor he asked  
for his reinstatement rather the appellant in his departmental  
representation/appeal prayed for his reappointment.

Form- A  
FORM OF ORDER SHEET

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

Case No. 1071 /2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	30/08/2018  1-9-2018	<p>The appeal of Mr. Nadeem Khan resubmitted today by Mr. Sawar Khan Advocate may be entered in the Institution Register and put up to the Learned Member for proper order please.</p> <p style="text-align: right;"><i>[Signature]</i> REGISTRAR</p>
2-		<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>20-9-2018</u>.</p> <p style="text-align: right;"><i>[Signature]</i> MEMBER</p>
3-	22-9-2018	<p>Due to Moharram ul Haram holidays, case was not heard on 20-9-18. Adjourn for <u>25-9-2018</u>.</p> <p style="text-align: right;"><i>[Signature]</i> (Registrar)</p>
	26.09.2018  9-11-2018	<p>None present on behalf of the appellant. Last opportunity granted. To come up for preliminary hearing on 09.11.2018 before S.B.</p> <p style="text-align: right;"><i>[Signature]</i> Chairman</p> <p>Due to retirement of Honorable Chairman the Tribunal is non functional therefore the case is adjourned to come up for the same on <u>28-12-2018</u></p> <p style="text-align: right;"><i>[Signature]</i> Registrar</p>

28.12.2018

Continued:

Through the present service appeal instituted on 13.08.2018, the appellant approached the Tribunal after about a year of the issuance of the order of appellate authority. The reasons set forth for delay in preferring the departmental representation/appeal as well as the present service appeal do not have any force warranting admission of instant appeal for regular hearing.

In view of above the present service appeal is dismissed in limine. No order as to costs. File be consigned to the record room.

  
Member

ANNOUNCED.

28.12.2018

The appeal of Mr. Nadeem Khan son of Meer Alam Khan Ex-PST Teacher GPS Tangi Miangain No.2 Hango received today i.e. on 13.08.2018 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Copies of charge sheet, statement of allegations, show cause notice, enquiry report and replies thereto are not attached with the appeal which may be placed on it.
- 2- Four more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

No. 1621 /S.T,

Dt. 13-8 /2018.

13/8/18  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. Sawar Khan Adv. Peshawar.

R/si,

Four copies as per order is attached while the respondents are not giving the required documents, hence the file is resubmitted.

Sawar Khan  
Adv  
29/8/2018.

BEFORE THE HON, RABLE KHYBER PAKHTUNKHWA SERVICES  
TRIBUNAL PESHAWAR

Appeal NO - 1071/2018

NADEEM KHAN.....

VERSUS

GOVERNMENT OF KPK & OTHERS.....

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APPELLANT  
THROUGH

  
SAWAR KHAN

(ADVOCATE HIGH COURT)

OFFICE: NEAR OLD BAR ROOM KHYBER ROAD DISTRICT COURTS PESHAWAR.

CELL NO. 0301 5926939

①

**BEFORE THE HON,ABLE KHYBER PAKHTUNKHWA SERVICES  
TRIBUNAL PESHAWAR**

SERVICE APPEAL NO 1071 /2018

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 1280

Dated 13-8-2018

NADEEM KHAN S/O MEER ALAM KHAN, EX-PST TEACHER GPS  
TANGI MANGAIN NO.2, HANGU R/O DALAZAK ROAD MUHALLAH  
MUSLIM COLONY NO.3 PESHAWAR.

----- APPELLANT.

**V**ERSUS

1. GOVERNMENT OF KHYBER PAKHTUNKHWA THROUGH SECRETARY  
ELEMENTARY & SECONDARY EDUCATION KHYBER PAKHTUNKHWA  
PESHAWAR.
2. DIRECTOR ELEMENTARY & SECONDARY EDUCATION KHYBER  
PAKHTUNKHWA PESHAWAR.
3. DEPUTY DIRECTOR (ESTAB) ELEMENTARY & SECONDARY EDUCATION  
KHYBER PAKHTUNKHWA PESHAWAR.
4. DISTRICT EDUCATION OFFICER (M) HANGU
5. EXECUTIVE DISTRICT OFFICER (ELEMENTARY & SECONDARY)  
EDUCATION DEPARTMENT HANGU.

.....RESPONDENTS

APPEAL U/S 4 OF THE KHYBER  
PAKHTUNKHWA SERVICE TRIBUNAL ACT-  
1974 FOR SETTING ASIDE THE IMPUGNED  
ORDER OF TERMINATION FROM SERVICE  
NO. ENDST/2154-56 DATED 05/05/2009 AND  
ORDER OF THE LEARNED RESPONDENT NO.2  
WHEREBY DEPARTMENTAL APPEAL OF THE  
APPELLANT WAS NOT ACCEPTED AN IN  
ILLEGAL MANNER.

Respectfully Sheweth,

The appellant submits as under:-

Filed to-day

Registrar  
13/8/18

Submitted to file  
and filed.

Registrar  
13/8/18

1. That the competent authorities pleased to appoint the Appellant on the recommendation/Approval of recruitment Committee of schools & literacy department vide order No.1165-96/PST Dated HANGU 07/04/2004.

(Copy of appointment order is annexure A)

2. That after complying with the directions of appointment order, the appellant submitted his arrival report on 04/04/2004, the appellant performed his duties with full zeal & zest, the Appellant never remained absent from duty except the period for which he was dismissed from service, due to the law and order situation as well as life threats of Band Terrorists organizations.

(Copy of the Arrival report is annexure B)

3. That the Respondent No. 5 through impugned order No. 2154-56 Dated the 05/05/2009 terminated the services of appellant due to alleged willful absence from 01/05/2008, the appellant was never served, the impugned order is harsh, illegal, void, arbitrary, against the law and is liable to be set-aside, the appellant submitted his department appeal before Respondent No.2 against the order of dismissal but the same was also rejected through a non speaking order in an illegal manner.

(Copy of the department appeal is annexure C while impugned order is annexure D)

4. That feeling aggrieved from impugned Termination order from service & finding of the learned appellate authority, the appellant prefers the instant appeal for reinstatement into service with all back benefits, by setting aside both the impugned orders, upon the following grounds, inter alia.

**Grounds:**

A. That the Termination order as well as the impugned order of the learned appellate authority

are against facts of the case, material available on file, law governing the subject, void & are, therefore illegal, unwarranted & ineffective in the eyes of law.

- B. That the Respondents failed to took notice of the law & order situation in the Area as well as direct clashes between Terrorists and appellant family, moreover the order of termination from the date of absentee is also against the law, hence the impugned orders are not sustainable in the eyes of law.
- C. That the impugned dismissal order as well as that of the appellant authority are cubical, void ab-initio, & unwarranted & are liable for setting aside.
- D. That neither any cogent evidence or material was brought against the appellant, nor the appellant was properly heard in person, nor the appellant was served personally despite the fact, nor the appellant was allowed to cross examine the witness, nor the inquiry conducted was proper & strictly as per provisions governing the subject.
- E. That the allegation of absence from the duties of the appellant was not based on true facts, but rather has been victimized for reasons best known to the Respondents.
- F. That from all prospective the Termination order as well as that of the appellate authority are illegal, wrong, unwarranted & are liable to be set-aside.
- G. That there had neither been conducted any proper inquiry, nor the appellant was ever allowed to be heard in person, nor was ever allowed to defend his case.
- H. That even the appeal of the Petitioner was decided in vacuum and without affording any opportunity to the appellant to be heard in person. And thus not only the principles of natural justice was blatantly violated, but rather Section 24-A of the General Clauses Act was ruthlessly chucked out too.
- I. That the delay in filling appeal is due to life threats to the appellant while the impugned orders being void in the eyes of law and no limitation against the void order, hence the delay may kindly be condoned in the interest of justice.

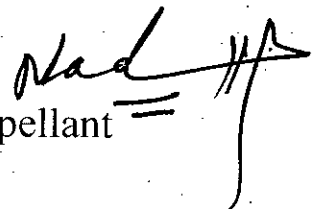


(4)

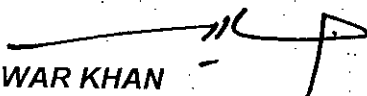
J. That any other ground not raised here may graciously be allowed to be raised at the time of arguments.

*It is, therefore,* respectfully prayed that on acceptance of the instant appeal, the impugned orders of the Respondents may kindly be set-aside and the appellant be reinstated into service with all back benefits.

*Any other remedy* deemed proper and just in the circumstances of the case, may also be extended in favor of appellant.

  
Appellant =

Through

  
SAWAR KHAN

(ADVOCATE HIGH COURT)

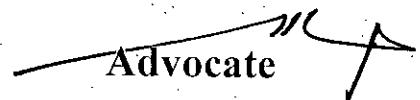
### CERTIFICATE

No appeal on the subject has earlier been filed by the appellant in above noted case before this Hon'ble Tribunal.

  
Advocate

### LAW BOOKS:-

1. Services laws
2. Case law according to need.

  
Advocate

(5)

BEFORE THE HON, RABLE KHYBER PAKHTUNKHWA SERVICES  
TRIBUNAL PESHAWAR

NADEEM KHAN.....

VERSUS

GOVERNMENT OF KPK & OTHERS.....

ADDRESS OF THE PARTIES

Appellant:-

NADEEM KHAN S/O MEER ALAM KHAN, EX-PST TEACHER GPS  
TANGI MANGAIN NO.2, HANGU R/O DALAZAK ROAD MUHALLAH  
MUSLIM COLONY NO.3 PESHAWAR.

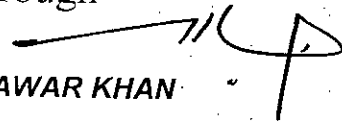
.....

Respondents:-

1. GOVERNMENT OF KHYBER PAKHTUNKHWA THROUGH SECRETARY  
ELEMENTARY & SECONDARY EDUCATION KHYBER PAKHTUNKHWA  
PESHAWAR.
2. DIRECTOR ELEMENTARY & SECONDARY EDUCATION KHYBER  
PAKHTUNKHWA PESHAWAR.
3. DEPUTY DIRECTOR (ESTAB) ELEMENTARY & SECONDARY EDUCATION  
KHYBER PAKHTUNKHWA PESHAWAR.
4. DISTRICT EDUCATION OFFICER (M) HANGU
5. EXECUTIVE DISTRICT OFFICER (ELEMENTARY & SECONDARY)  
EDUCATION DEPARTMENT HANGU

Appellant

Through

  
SAWAR KHAN

(ADVOCATE HIGH COURT)

BEFORE THE HON, RABLE KHYBER PAKHTUNKHWA SERVICES  
TRIBUNAL PESHAWAR

NADEEM KHAN.....

VERSUS

GOVERNMENT OF KPK & OTHERS.....

PETTION FOR CONDONATION OF DELAY IN FILLING OF  
PRESENT APPEAL DUE TO ILLNESS OF THE APPELLANT AS  
WELL AS THE IMPUGNED ORDERS BEING VOID IN THE  
INTERST OF JUSTICE.

.....

RESPECTFULLY SHEWETH,

The petitioner submit as under: -

1. That the petitioner is filling accompanying service appeal before this Hon,able Tribunal, wherein no date of hearing is yet been fixed.
2. That the Respondent No.2 has rejected the petitioner appeal on 13/09/2017 but the petitioner was on bed rest since 09 august 2017 till 06/08/2018, hence was unable to file appeal and after little recovery the petitioner is filling present appeal, therefore the delay may kindly be condoned in the interest of justice. (copies of medical documents are annexed)
3. That the impugned Termination order as well as Rejection of appeal are void orders because the petitioner was terminated from the date of absentee and not from the date of order of termination, hence as per consistent view of Apex courts no limitation runs against the void order and on this ground alone the delay if any is liable to condonation.

(7)

4. That other grounds with the permission of this Hon, able court will be raised at the time of arguments.

IT IS, THEREFORE, REQUESTED THAT ON ACCEPTANCE OF THIS PETITION THE SERVICE APPEAL OF THE PETITIONER MAY KINDLY BE ALLOWED AND THE DELAY IF ANY MAY KINDLY BE CONDONED IN THE INTEREST OF JUSTICE AND ANY OTHER ORDER DEEMED PROPER AND IN FAVOUR OF PETITIONER MAY ALSO BE PASSED..

PETITIONER

THROUGH

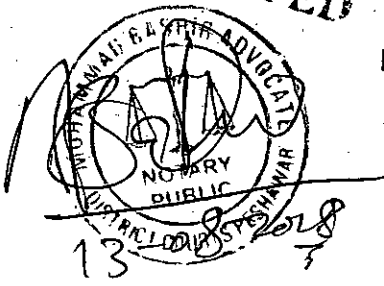
  
SAWAR KHAN

ADVOCATES HIGH COURT

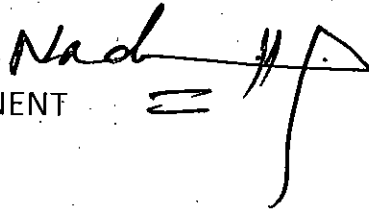
AFFIDAVIT

I NADEEM KHAN do hereby solemnly affirm and declare on Oath that all contents of this petition are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon, able court.

WITNESSED



DEPONENT

  
Naddeem Khan

8

BEFORE THE HON, RABLE KHYBER PAKHTUNKHWA SERVICES  
TRIBUNAL PESHAWAR

NADEEM KHAN.....

VERSUS

GOVERNMENT OF KPK & OTHERS.....

AFFIDAVIT.

I (NADEEM KHAN S/O MEER ALAM KHAN, EX-PST TEACHER GPS TANGI MANGAIN NO.2, HANGU R/O DALAZAK ROAD MUHALLAH MUSLIM COLONY NO.3 PESHAWAR.), declare on oath that all the contents of accompanied appeal are true and correct to the best of my knowledge and belief and nothing has been concealed or withheld from this Hon, able Court.

*Nadeem Khan*  
Deponent

CNIC NO: 14101-0521946-3

Identified by:

*Sawar Khan*  
SAWAR KHAN  
Advocate High Court Peshawar



7-4-09

(9) Ann) A

**OFFICE OF THE EXECUTIVE DISTRICT OFFICER SCHOOLS & LITERACY DISTRICT HANGU.**  
**OFFICE ORDER**

Consequent upon the recommendation of recruitment committee of Schools & Literacy Department Hangu and further approved by the DCO Hangu, the following Male PST candidates are hereby appointed on (contract) basis in BPS-5 S-gap arrangement @ ( 2100-100-5100 ) fixed with usual allowances as admissible under the rules with immediate effect & further posted in the Schools noted against their names subject to the terms and conditions as detail given below.

S.No.	Name	Father Name	Address	Merit.	Place of Posting	Remarks
	TORAWARI.					
1.	Mohd:Jamil	Mohd:Jan	Torawari	17.47	GPS Torawari	A.V.P.
2.	Abdul Satar	Mohd:Jan	Torawari	15.42	GPS Sialo Talab	A.V.P.
3.	Fazal Ghafoor	Khawata Noor	Torawari	14.89	GPS Jadid Banda	A.V.P.
4.	Mohd:Latif	Mohd:Sharif	Torawari	14.33.	GPS Jadid Banda	A.V.P.
5.	Umar Zaman Khan	Salim Khan	Torawari	12.39	GPS Sialo Talab	A.V.P.
	TOGHSARAI					
6.	Noor Halim	Gul Halim	Katghar	18.60	GPS Katghar	A.V.P.
7.	Farmanullah	Mohd:Umar	Bilyamina	15.32	GPS Bilyamina	A.V.P.
8.	Dilawar Khan	Saidan Shah	Toghsarai	15.11	GPS Anar China	A.V.P.
9.	Haji Rehman	Masta Gul	Sarozai Piala	14.51	GPS Anar China	A.V.P.
10.	Nadeem Khan	Mir Alam Khan	Turki Banda	14.36	GPS No.2 Tangi Miangan	A.V.P.
11.	Gul Rahim	Izat Khan	Bar Abbas Khel	12.49.	GPS Anar China	A.V.P.
	DARSAMAND					
12.	Mohd:Ilyas	Silawar Khan	Regi	21.25.	GPS Regi Madi Khel	A.V.P.
13.	Hakim Sayed	Ghulam Said	Darsamand	21	GPS Jawaro Ghundi	A.V.P.
14.	Mohd:Amin	Miran Jan	Regi	18.21	GPS Khanap Talab	A.V.P.
15.	Usman Saeed	Gul Adnan	SaroKhel	14.61	GPS No.2 Sarokhel	A.V.P.
	M.KHAWAJA.					
16.	Mehboobur Rehman	Pio Rehman	M.Khawaja.	19.13	GPS Shanali Banda	A.V.P.
17.	Ashiq Rehman	Pio Rehman	M.Khawaja.	18.28.	GPS Shanali Banda	A.V.P.
18.	Gul Mohd:	Shehbaz Khan	M.Khawaja.	18.04	GPS Tari Banda	A.V.P.
19.	Adil Rehman	Fazal Rehman	M.Khawaja.	16.84	GPS No.1 Khattak banda.	A.V.P.
20.	Noor Ghani	Abdul Ghani	M.Khawaja.	16.84	GPS No.2 Khattak Banda	A.V.P.
21.	Shehzad Gul	Izat Gul	M.Khawaja.	15.25	GPS No.2 Khattak Banda.	A.V.P.
22.	Mohd;Niaz.	Mikeel Khan	M.Khawaja.	14.79	GPS No.1 Khattak Banda.	A.V.P.
	THALL URBAN					
23.	Mohd:Ilyas	Noor Islam	Thall	18.99	GPS Thall cant	A.V.P.
24.	Nasimul Haq	Basirul Haq.	Thall	16.59.	GPS Thall cant.	A.V.P.
	DISABLE 2% COTA					
25.	Tahir Ali	Mir Ali	Raisan	14.29	GPS Farid Abad.	A.V.P.

## TERMS & CONDITIONS

1. Their appointment is made on contract basis in BPS-5 for three years which will be expected to continue on showing good performance/result and punctuality in attendance.
13. They will also execute an agreement bond on prescribed form provided by the Govt of NWFP for three years.
14. If any candidate is failed to resume his duty within stipulated period of fifteen days of the issue of this order of appointment, will be considered as cancelled.
15. If the age of any candidate is less then 18 years or above then 38 years their appointment will also be considered as cancelled.
16. Charge report should be submitted to all concerned in duplicate.
17. No.TA/DA is allowed.
18. Their services are liable to termination at any time without reasons being assigned.
19. This appointment does not confer on them any right to claim seniority over their counter part or those who have higher marks & have not been appointed so far for one or other reasons.
20. Their appointment is subject to further conditions that they are domiciled of Hangu District.
21. They will be governed by such rules & regulations as may be prescribed by the Govt: from time to time for the category of the Govt: servants which they belong to.
22. Their pay will not be drawn by the concerned DDO till the processes of verification of their documents is completed.
23. The DDO is responsible for verification of their documents before handing/taking over charge & in case any of their documents proved fake, their appointment will be considered as cancelled without any right or privilege.
13. **UNDERTAKING.**  
I, \_\_\_\_\_ PST GPS \_\_\_\_\_ hereby give an undertaking to the effect that if any over sight/mistake/amendments in recruitment policy by the Govt: is made, I will have no objection on my termination & also will not submit any petition in the court.
14. Health & age certificate must be obtained from Medical supdt:concerned.
15. They should be on probation period of three years & will neither apply for long leave or seek admission in any college/university.
16. Their Service will be terminated on the availability of trained PTC teacher in their respective union council.

(HAZRAT KHAN)  
DISTRICT COORDINATION OFFICER  
DISTRICT HANGU.

Endst:No . 1165-96 /PST Dated: Hangu the 7/ 4 /04.

Copy forwarded for information.& necessary action to the:-

1. Secretary Govt: NWFP Schools & Lit: Deptt: NWFP , Peshawar.
2. Director of Schools & Literacy NWFP Peshawar.
3. District Coordination Officer Hangu.
4. District Nazim Hangu.
5. District Accounts Officer Hangu.
6. District officer (M) Edu: Local Office.
7. ADO Est:/Ts (M/F) Local Office.
- 8-33. Candidates concerned.
- 34-57. School Concerned.

  
EXECUTIVE DISTRICT OFFICER  
SCHOOLS & LITERACY HANGU.

~~M. Siraj Bangash~~

Dated: -7-4-04

صورت رپورٹ

Annex  
"B"

آج مورخہ 4-8-18 بجائے 7 بجائے ڈیڑھ بجائے 1165-96 س.ت  
تعداد 4-8 میں مسٹر ندیم خان نے گورنمنٹ پرائمری سکول تنگی میان میں  
میں اول مدرس باڈی سے گورنمنٹ پرائمری سکول تنگی میان میں  
بجائے باڈی مدرس قبل از دوپہر اپنے عہدے کا حوالے سنبھالا۔

الحمد للہ  
مدرس ندیم خان تعلیم فور  
کار خزانہ  
Attest  
Assistant District Officer  
Literacy Hangu.

8/4/18  
صورت دیندہ

ہذا مقرر  
گورنمنٹ پرائمری سکول تنگی میان  
تعداد 4-8

Attest to  
- me copy  
13/8/18



TERMINATION ORDER

The services of the following PST /Chowkidar of (Elementary & Secondary Education Deptt) are hereby terminated due to willful absence from assigned duty under special powers ordinance 2000(Removal From Service) from the date mentioned against their names after observing all codal formalities by the enquiry officer Deputy District Officer Female Primary Hangu.

S.No	Name of Official	School Name	Date of Termination	Remarks
1	Mr. Noor Rehman PST	GPS Gharibo Kalla Hangu	01-12-2007	Willful absent Duty
2	Mr. Muhammad Bashir PST	GPS Tora Ghundi Hangu	08-04-2008	-do-
3	Mr. Sabir Ahmad PST	GPS Musali Raghzai	01-09-2008	-do-
4	Mr. Nadeem Khan PST	GPS Tangi Miangan	01-05-2008	-do-
5	Mr. Ajmal Khan PST	GPS No. 1 Mianji Khil	17-12-2007	-do-
6	Mr. Taj Bad Shah PST	GPS Wazir Abad	17-03-2008	-do-
7	Mr. Abdul Samad PST	GPS Channi Kahi	08-04-2008	-do-
8	Mr. Afaq Ahmad PST	GPS Muhammad Zai Thal	01-02-2008	-do-
9	Mr. Darvish Rehman PST	GPS Khisari Banda	01-09-2008	-do-
10	Mr. Munir Akbar PST	GPS Azimi Banda	12-05-2008	-do-
11	Mr. Rafi Ullah PST	GPS Doaba	09-04-2008	-do-
12	Idrees Ahmad PST	GPS No. 2 Darsamand	01-09-2008	-do-
13	Mr. Zahid Shah PST	GPS Islamabad Darsamand	24-9-2008	-do-
14	Mr. Muhammad Kamran PST	GPS Anar China	01-09-2008	-do-
15	Mr. Sorat Gul Chowkidar	GPS Pira Gul Korona	19-12-2007	-do-

EXECUTIVE DISTRICT OFFICER  
ELE. & SEC. EDU. DEPTT. HANGU

Endst: 2154-56 / F. Termination (EDO) Dated 25/05 /2009

Copy to the:-

- 1) District Nazim District Hangu
- 2) District Coordination Officer District Hangu
- 3) District Account Officer District Hangu
- 4) Deputy District Officer Male Primary District Hangu along with service books and with the remarks to make necessary entry to this effect in the service books of the official
- 5) Office copy.

EXECUTIVE DISTRICT OFFICER  
ELE. & SEC. EDU. DEPTT. HANGU

Alto...  
In two copy  
8/8/18

7/2/2009  
S/C

Ann: "C"

جناب صاحب ڈائریکٹر صاحب ایجوکیشن ڈیپارٹمنٹ ایجوکیشن ڈیپارٹمنٹ ایجوکیشن ڈیپارٹمنٹ

15

عنوان: درخواست برائے ندم خان ولد میر عالم خان PST کی دوبارہ تعیناتی (Reappointment) کی استدعا

مورد بانہ گزارش کی جاتی ہے کہ سائل محبت وطن پاکستانی شہری ہوں اور ضلع ہنگو کے گاؤں ترکی بانڈہ کا مستقل باشندہ ہوں۔ یہ کہ سائل 08/04/2008 کو محکمہ ایجوکیشن میں بطور PST برطابق آرڈر نمبر 96-1665 بھرتی ہوئے تھے۔

یہ کہ سائل کی تعیناتی ضلع ہنگو کے گورنمنٹ پرائمری سکول تنگی میاں گان نمبر 2 میں ہوئی تھی۔ یہ کہ 2008ء بوجہ دھشت گردی ہنگو کے حالات خراب ہو گئے جس کی وجہ سے لوگوں کی زندگی اجیرن بن گئی اور بہت سے اہل علاقہ چھوڑ کر دوسرے اضلاع میں منتقل ہو گئے تھے۔

چونکہ سائل کو بھی خطرہ تھا۔ بوجہ خطرہ سائل سکول میں اپنی خاضری یقینی نہ بنا پائے جس کی بنیاد پر سائل کو نوکری سے برطرف کر دیا گیا۔

جناب والا

آپ صاحبان سے مورد بانہ اپیل ہے کہ سائل کو دوبارہ مذکورہ پوسٹ پر تعیناتی کے احکامات صادر فرما کر مشکور فرمائیں۔

سائل کا تعلق چونکہ غریب خاندان سے ہے اور کوئی دوسرا ذریعہ آمدن نہیں ہے اور بال بچے دار بھی ہوں

سائل تاحیات مشکور رہیں گے

میں نوازش ہوگی

1354

ارضیٰ 20/3/17

مورخہ 14/03/2017

آپ کا مخلص

ندیم خان ولد میر عالم خان ساکن ترکی بانڈہ تحصیل ضلع ہنگو سکول اڈریس: گورنمنٹ پرائمری سکول تنگی میاں گان تحصیل ضلع ہنگو

Handwritten notes: For the file, 18/3/17

Handwritten notes: 1203, 2073, 20/3/17

ندیم خان کے GP تنگی میاں گان

Nadeem

(M)

X

(M)

1768  
20/3

Allah x la  
- la cam

Handwritten signature and date: 8/8/18

بعض امور بنیادی ڈائریکٹر صاحب ایلمینٹری اینڈ سیکنڈری ایجوکیشن پشاور خیبر پختونخوا

عنوان: درخواست برادر (تعییناتی Reappointment)

اہل علاقہ ہشران کی طرف سے مسی ندیم خان ولد میر عالم خان کی دوبارہ تعیناتی کی استدعا

جناب عالی!

موربانہ گزارش کی جاتی ہے ہم اہل محلہ تنگی میاں گان ضلع ہنگو کے مستقل رہائشی باشندے ہیں یہ کہ ہم آپ صاحبان کی خدمت میں عرض رساں ہیں کہ مسی ندیم خان ولد میر عالم خان ساکن ترکی بانڈہ، گورنمنٹ پرائمری سکول تنگی میاں گان تحصیل و ضلع ہنگو میں بطور PST تعینات تھے۔ یہ کہ دوران سروس وہ باقاعدگی سے سکول آتے اور بچوں کو نکت سے پڑھاتے تھے۔ ہم ہمارے اہل مشران یہ تعینات کرتے ہیں کہ مذکورہ کائیک چال چلن درست ہے اور نکتی ہے۔ لیکن بد قسمتی سے وہ نکتی گردنی کی وجہ سے نااہل قرار دیا گیا اور مذکورہ مسی ندیم خان ولد میر عالم خان PST بوجہ غیر حاضر نوکری سے برطرف کیا گیا ہے۔

جناب عالی!

چونکہ مسائل کا تعلق ایک شریف اور غریب خاندان سے ہے اور کوئی بھی ذریعہ آمدن نہیں ہے۔

اس لیے آپ صاحبان مہربانی فرما کر مسائل کے دوبارہ تعیناتی کے احکامات صادر فرما کر مشکور فرمائیں۔

عین نوازش ہوگی

فقا ادب

موری 14/03/2017

آپ کے دعا گو

اہل علاقہ ہشران

سید محمد علی  
8/8/18

Jawad Gul  
محمد شکیل ولد رازیم گل

سکول چوکیدار اور نگزیب ولد محمد سعید  
اور نگزیب

میاں فدا محمد ولد سناپ گل  
میاں عالم زئیب ولد محمد سعید

میاں سناپ گل



Annex  
13-9-17  
(10)  
(14)

**DIRECTORATE OF ELEMENTARY AND SECONDARY  
EDUCATION KHYBER PAKHTUNKHWA**

**NOTIFICATION.**

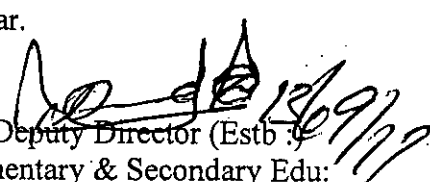
1. WHERE AS Mr. Nadeem Khan PST GPS Tangi Kian Gali Hangu was proceeded against under the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011 for the charges of absence from official duty according to the SDEO(M)Hangu comments vide No.7561 dated 05.08.2017 received from the DEO(M)Hangu vide his letter No.435 dated 09.08.2017
2. AND WHEREAS, the SDEO (M) Hangu issued absent notice time to time and last absent notice issued through daily "Mashriq" on 11.02.2009 but the teacher concerned did not join his duty.
3. AND WHEREAS, the DEO (M) Hangu being competent authority imposed major penalty Removal from service vide DEO (M) Hangu No.2154-56 dated 05.05.2009.
4. AND WHEREAS. The above named teacher submitted an appeal to appellate authority on 20.03.2017 and the same was sent to DEO(M)Hangu for comments vide letter No.5370 dated 27.03.2017 and the DEO(M)Hangu submitted the SDEO(M)Hangu comments vide letter NO.435 dated 09.08.2017.
5. AND WHEREAS, the competent authority, Director (Elementary and Secondary Education) Khyber Pakhtunkhwa after having considered the charges and evidence on record, is of the view that charges against accused teacher have been proved.
8. NOW THEREFORE, in exercise of powers conferred under Khyber Pakhtunkhwa Servants (Efficiency & Discipline) Rules-2011 the appellate authority has decided to reject the "Badly Time Barred Appeal" of Mr. Nadeem Khan PST GPS Tangi Kian Gali Hangu on the above mentioned grounds.

**DIRECTOR.**

Endst: No. <sup>242-44</sup> /F No. 162/Vol:VII/Appeal of PST (M)General. Dated Peshawar the 13/9/2017.

Copy forwarded for information and necessary action to the:-

1. District Education Officer (M) Hangu w/r to his No.435 dated 09.08.2017.
2. Teacher concerned.
3. P/A to Director E&SE, Khyber Pakhtunkhwa, Peshawar.
4. Master.

  
Deputy Director (Estb.)  
Elementary & Secondary Edu:  
Khyber Pakhtunkhwa Peshawar.

Received  
on 02.10.2017

Attended &

to the copy  
8/8/17

28

Sent To: \_\_\_\_\_

# OUT DOOR PATIENT TICKET

District \_\_\_\_\_

CRP No: 2374-

Facility Name \_\_\_\_\_

Name: U. P. N.

Age: 00 Sex: 00 AUG 2011

Father's/Husband's Name \_\_\_\_\_

Monthly OPD Serial No. \_\_\_\_\_

Provisional Diagnosis: \_\_\_\_\_

Date	Clinical Findings / Investigations/ Treatment / Referred / Test Findings
Sciatica Pain @ Leg	1. Tab Parflex P @ + @ + @
P work rest for 03 months	2. Cap Muscoril 4mg @ + @ + @
	3. Cap Gablin 75mg @ + @
	4. Tab Obal 500mg @ + @
	5. Tab Alkeris 100mg @ + @



Alkeris - @ + @  
 in crm

8/8/18

6 - Cap some 4mg

Sent To: \_\_\_\_\_

OUT DOOR PATIENT TICKET

District \_\_\_\_\_

CRP No: 2585

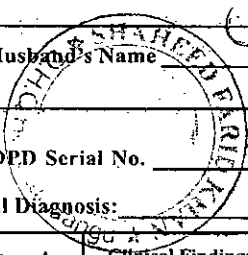
Facility Name \_\_\_\_\_

Name \_\_\_\_\_ Age: \_\_\_\_\_ Sex: \_\_\_\_\_

Father's/Husband's Name \_\_\_\_\_

Monthly OPD Serial No. \_\_\_\_\_

Provisional Diagnosis: \_\_\_\_\_



(16)

Date	Clinical Findings / Investigations / Treatment / Referred / Test Findings
<p>6/11/17 BP 120/80 Temp 98.6</p>	<p><u>Sciatica Pain</u></p> <ol style="list-style-type: none"> <li>1. Cap Gabica 75mg ① → ① → ①</li> <li>2. Cap Muscoril 4mg ① → ① → ①</li> <li>3. Tab Tramal Plus ① → ① → ①</li> <li>4. Tab Paracetamol 500mg ① → ① → ①</li> <li>5. Tab Acabel 8mg ① → ①</li> </ol> <p>Best Rest for 3 months</p>
<p>→ Low Back Pain → Pain @ leg &amp; numbness &amp; burning Ach. X-ray LSS AP - lateral</p>	



Attended x 2  
- low COM  
8/8/18

17

DHIS - 02 (F)

Sent To:

OUT DOOR PATIENT TICKET

District \_\_\_\_\_

CRP No: 1082

Facility Name \_\_\_\_\_

Name Nadeem Khan

Age: \_\_\_\_\_

Sex: \_\_\_\_\_

Father's/Husband's Name \_\_\_\_\_

Monthly OPD Serial No \_\_\_\_\_

Provisional Diagnosis: \_\_\_\_\_

Date

Clinical Findings / Investigations / Treatment / Referred / Test Findings

4/2/2018

BP 120/80  
Temp 98.1

Low back pain  
radiating  
to leg

Sciatica??

up night 500  
4/2/18

Tad pain in  
D-D

Cap Gabena 500  
D-D

Cap Miltan 400  
D-D

Rest rest for  
3-4 days



Altered  $\Delta$  of Ca  
w cam

8/8/18

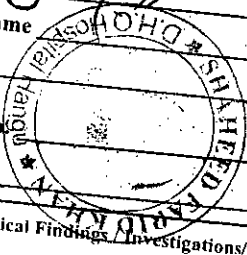
Sent To:

# OUT DOOR PATIENT TICKET

DHIS - 02 (F)

District \_\_\_\_\_  
 Facility Name \_\_\_\_\_  
 Name Shaban CRP No: 1692  
 Father's/Husband's Name \_\_\_\_\_ Age: \_\_\_\_\_ Sex: \_\_\_\_\_

Monthly OPD Serial No: \_\_\_\_\_  
 Provisional Diagnosis: \_\_\_\_\_  
 Date: 6/5/2018  
 Clinical Findings / Investigations / Treatment / Referred / Test Findings

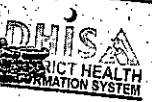


LEP  
 Pain @  
 leg  
 Vets  
 deep 4:55




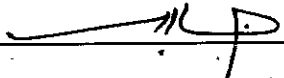
Det. Ment. abd  
 @ @  
 tabs. Pla. see  
 @ @  
 tabs. Nub. anal. for  
 @ @  
 tabs. Nub. anal. 320  
 @ @  
 complete test result  
 for test for  
 zoonosis



Attest - D &  
 in the com  
 8/8/18





قیمت 50 روپے	46301			
ایڈوکیٹ: 		پشاور بار ایسوسی ایشن، خیبر پختونخواہ		
بار کونسل ایسوسی ایشن نمبر: BL-09-0448		رابطہ نمبر: 0301 59 26939		

بعدالت جناب: سروس سٹریٹجی سٹیبل سٹیبل فونو سٹیبل

منجانب: سائل	دعوی: Service Appeal
تذکرہ خان	علت نمبر:
بنام	مورخہ:
حکومت	جرم:
	تھانہ:

**باعت تحریر آنگہ**

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کاروائی متعلقہ

آن مقام سماہ کیلئے سوارضان اہل دکنی حکومت کو وکیل مقرر کر 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 ثالث و فیصلہ برحلف دینے جواب دعوی اقبال دعوی اور درخواست از ہر قسم کی تصدیق زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی، نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب مقرر شدہ کو وہی جملہ مذکورہ با اختیارات حاصل ہوں گے اور اس کا ساختہ پر داختم منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا کوئی تاریخ پیشی مقام دورہ یا حد سے باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سند رہے

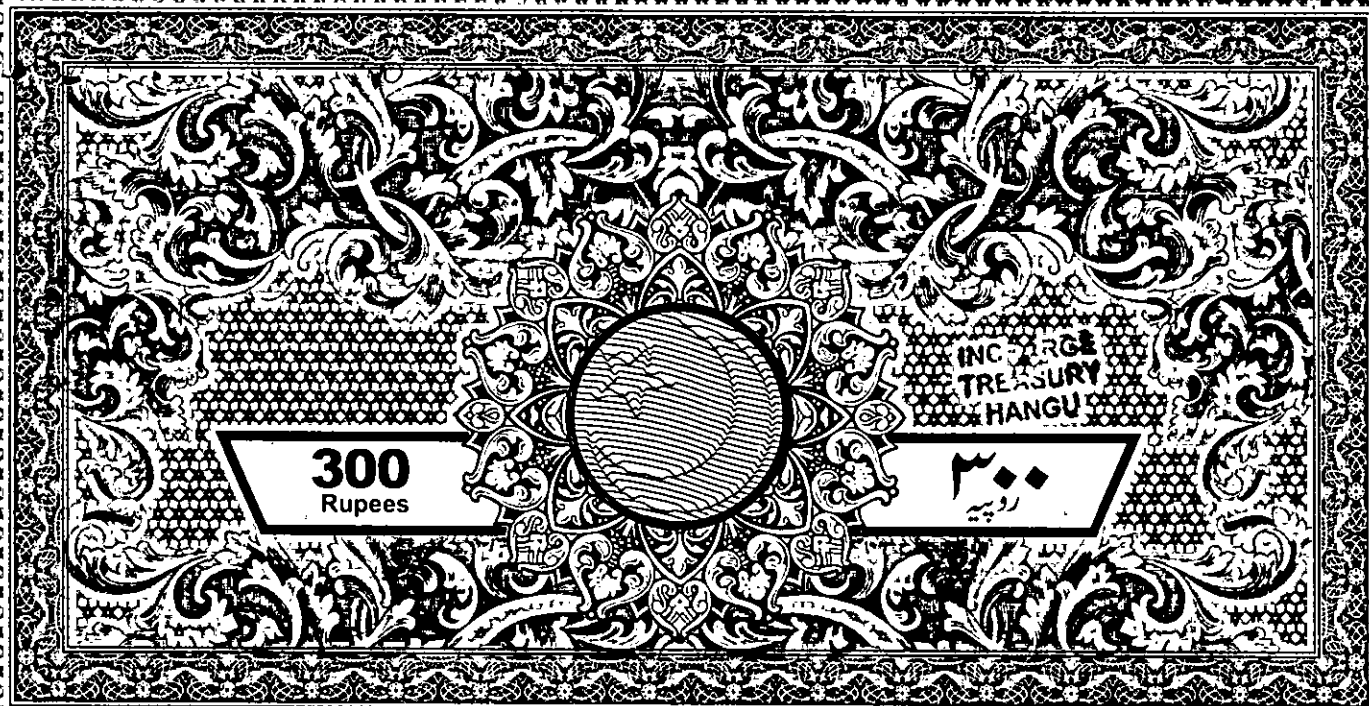
المرقوم: 7-8-2018

العبد واہ شد العبد

مقام سماہ کے لیے منظور ہے۔

الله

Accepted



سید الٹ صاحب حج عمرہ سروس ٹریڈرز کے لیے حیدرآباد کے لیے

ندیم خانہ نام حکومت  
..... ایپلائٹ .....  
..... ایپلائٹ .....

اختیار زانہ خاص صاحب ایپلائٹ سروس اپیل

فدک ندیم خانہ و دیگر علیہ عالم خانہ کے کہن ترکہ نامہ کے معین و ضلع سہ سنگھ کانپوں۔  
پیرگاہ، مندرجہ بالا عدالت انور میں درٹریڈرز کے لیے حیدرآباد کے لیے حیدرآباد کے لیے  
پسے اس وقت خود نہیں کر سکتا۔ بیروز بنائی عقل و پرورش و حور کی لکھت بدلتے  
بلکہ بیروز و پیرگاہ کے اس وقت کے لیے حیدرآباد کے لیے حیدرآباد کے لیے حیدرآباد کے لیے  
کو اختیار زانہ خاص مستدریک اختیار دیا ہے کہ اختیار زانہ خاص سزا کو اختیار زانہ خاص  
کے ساتھ بلکہ حیدرآباد کے لیے حیدرآباد کے لیے حیدرآباد کے لیے حیدرآباد کے لیے  
بیانہ صلیبی درٹریڈرز کے۔ دستاویزات پیش کرنا۔ گواہانے پیش کرنا۔ گواہانے  
حصص کرنا۔ کسی امر کا شہرہ یا ہر دو کرنا۔ ثالث مستدریک کے۔ اس وقت کے لیے  
پسے یا ٹریڈرز کے عدالت مانتے نامہ عدالت عظیمی کے لیے حیدرآباد کے لیے حیدرآباد کے لیے  
درٹریڈرز کے۔ اجراء کرنا۔ وہ ہو کر کرنا۔ داخل لینے۔ کسی امر کو دیکھنے کے لیے حیدرآباد کے لیے  
حصص کرنا۔ حیدرآباد کے لیے حیدرآباد کے لیے حیدرآباد کے لیے حیدرآباد کے لیے  
پیرگاہ کے لیے حیدرآباد کے لیے حیدرآباد کے لیے حیدرآباد کے لیے

Identified & Verified By

14101-0521946-3

Noor Karim Advocate  
M.A., LL.M., LL.B., D.I.L  
Oath Commissioner  
Notary Public Hangu

حیدرآباد کے لیے حیدرآباد کے لیے حیدرآباد کے لیے حیدرآباد کے لیے  
14101-5994479-9  
حیدرآباد کے لیے حیدرآباد کے لیے حیدرآباد کے لیے حیدرآباد کے لیے

14101-5646177-3

محکمہ خزانہ حکومت پنجاب  
کے سربراہان خاص کی خدمت کے لیے  
مقدمہ نمبر 3007 = 2488  
24/11/2018

PASHARAT ULLAH SHAH  
PETITION WRITER  
DISTRICT COURTS HANGU  
13-54

Pasharat Ullah Shah  
Petition Writer  
District Courts Hangu  
406