


09.07.2019

Appellant in person and Addl: AG for respondents present.

The appellant has produced copy of order dated 04.07.2019 issued by the District Education Officer, Mohmand Tribal District, whereby the transfer order dated 25.04.2018 has been withdrawn/cancelled. As a consequence, the appellant has been posted at GHSS, Ghalanai. The appellant states that he is left with no grievance pertaining to impugned transfer, however, the Principal of concerned school is reluctant in giving charge to him.

In the circumstances, instant appeal has become infructuous and is disposed of accordingly. The concerned official(s) are required to execute the order dated 04.07.2019 in accordance with law as soon as possible. File be consigned to the record room.

Announced:  
09.07.2019

  
Chairman

19.04.2019

Learned counsel for the appellant and learned AAG present. Adjournment requested. Adjourn. To come up for further proceedings on 12.06.2019 before S.B.

  
Member

12.06.2019

Appellant in person present. Addl: AG alongwith Mr. Daud Jan, Supdt for respondents present. Written reply/comments not submitted. Requested for adjournment. Adjourned but as a last chance. Case to come up for written reply/comments on 09.07.2019 before S.B.

  
(Ahmad Hassan)  
Member

16.1.2019 Mr. Muhammad Mahaz Madni Advocate for appellant and Addl. AG for the respondents present.

Learned counsel for the appellant requests for time to submit amended panel of respondents in view of merger of FATA. May do so on the next date of hearing. Adjourned to 26.02.2019 before S.B.

  
Chairman

31.01.2019 Counsel for the appellant present. Learned counsel for the appellant has already been submitted application for amending the word FATA as merged area and the political agent as Deputy Commissioner. Record reveals that vide order sheet dated 07.12.2018 this Tribunal has already accepted the request of the appellant for submitting amended appeal. As such, adjourned. To come up for amended appeal on 18.03.2019 before S.B.

  
(MUHAMMAD AMIN KHAN KUNDI)  
MEMBER

18.03.2019 Counsel for the appellant present. Mr. Kabirullah Khattak, Addl. AG alongwith Mr. Javed, CT for respondents present. Written reply not submitted. Requested for adjournment. Adjourned. Case to come up for written reply/comments on 19.04.2019 before S.B.

  
Member  
(Ahmad Hassan)

09.10.2018

Mr. Mir Zaman, Clerk of counsel for the appellant present. Mr. Daud Jan, Superintendent on behalf of the respondents alongwith Mr. Kabirullah Khattak, Addl. AG present and made a request for adjournment. Granted. To come up for written reply/comments on 27.11.2018 before S.B.

  
Chairman

27.11.2018

Learned counsel for the appellant and Mr. Kabir Ullah Khattak learned Additional Advocate General alongwith Mr. Daud Jan Superintendent for the respondents present. Learned counsel for the appellant stated that in view of the merger of FATA areas in Khyber Pakhtunkhwa, amended appeal needs to be filed with correct nomenclature of respondents. Adjournment requested. Adjourn. To come up for further proceedings on 07.12.2018 before S.B.

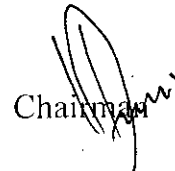
  
Member

07.12.2018


Appellant in person and Mr. Muhammad Jan, Deputy District Attorney for the respondents present.

Appellant requests for further time to submit amended appeal as allowed on 27.11.2018.

Adjourned to 16.01.2019 for the needful before S.B.

  
Chairman

**26.04.2018** Appellant in person and Addl: AG for the respondents present. The Tribunal is non functional due to retirement of the Honorable Chairman. Therefore, the case is adjourned. To come up for the same on **26.06.2018** before S.B.



Reader

**26.06.2018** Junior counsel for the appellant present. Mr. Muhammad Jan, DDA alongwith Mr. Syed Daud Jan, Supdt for the respondent present. Written reply not submitted. Requested for adjournment. Adjourned. To come up for written reply/comments 10.08.2018 before S.B.



Member

**10.08.2018** Mr. Kamran Khan, Advocate put appearance on behalf of counsel for the appellant. Mr. Kabirullah Khattak, Addl: AG for respondents present. Written reply not submitted. Learned AAG sought some time to submit the same. Case to come up for written reply/comments on 09.10.2018 before S.B.



Chairman

27.03.2018

Learned counsel for the appellant present. Amended appeal filed. Preliminary arguments heard.

Through the present appeal the appellant has made impugned the order dated 29.09.2017 whereby he was adjusted/transferred to GHS Danish Kool. Learned counsel for the appellant further argued that vide order dated 01.02.2018 the appellant has been directed to report to the Agency Education Officer Mohmand Agency at Ghallanai for further performance of duty, however till date the competent authority has not issued proper posting order of the appellant. Further argued that the appellant has every right to be posted at his original post at GGHS Ghallanai.

Points raised need consideration. The present service appeal is admitted for regular hearing subject to all just/legal objections. The appellant is directed to deposit process and security within 3 days, thereafter notices be issued to the respondents for written reply/comments on 12.04.2018 before S.B. Annexed with present appeal is an application for interim relief. Notice of the said application be also given to the respondents. To also come up for reply and arguments on the said application on the date fixed.

Appellant Deposited  
Security & Process Fee

  
MEMBER

12.04.2018

Appellant alongwith counsel and Addl: AG for the respondents present. Written reply not submitted. Requested for adjournment. Adjourned. To come up for written reply/comments on 26.04.2018 before S.B.

  
Member

27.03.2018

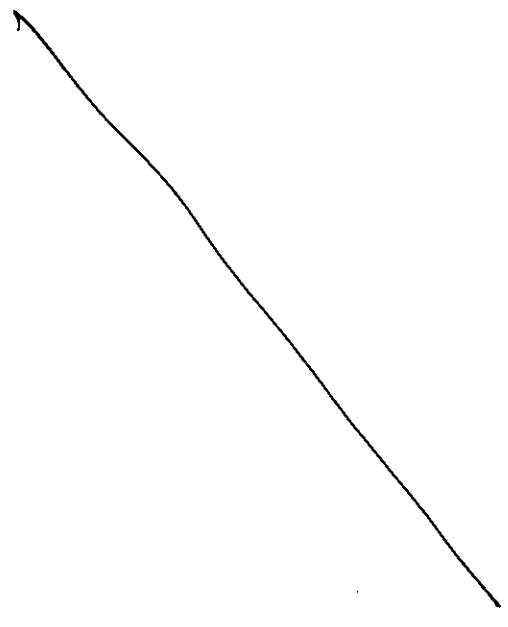
Counsel for the appellant present and submitted an application for amending the instant appeal which is placed on file. Application is allowed. To come up for amended appeal as well as preliminary hearing on 27.03.2018 before S.B.

(Ahmad Hassan)  
Member (T.)

27.02.2018

Counsel for the appellant present and submitted an application for amending the instant appeal which is placed on file. Application is allowed. To come up for amended appeal as well as preliminary hearing on 27.03.2018 before S.B.





(Ahmad Hassan)  
Member



**Form-A**  
**FORM OF ORDERSHEET**

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

Case No. 174/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	07/02/2018	<p>The appeal of Mr. Saleem Khan resubmitted today by Mr. Noor Muhammad Advocate may be entered in the Institution Register and put up to Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-	08/02/18.	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>19/02/18.</u></p> <p style="text-align: right;"> CHAIRMAN</p>
	19.02.2018	<p>Junior counsel for the appellant present and seeks adjournment. Adjourned. To come up for preliminary hearing on <del>13</del> 03.2018 before S.B.</p> <p style="text-align: right;"> (Gul Zeb Khan) Member</p>
	22.02.2018	<p>Ms. Uzma Sayed, Advocate present and submitted fresh wakalat nama on behalf of appellant and an application for early date of hearing of the case. File requisitioned for record. The case was fixed on 13.03.2018. Application is accepted. To come up for preliminary hearing on 27.02.2018 before S.B.</p> <p style="text-align: right;"> (Gul Zeb Khan) Member</p>



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR.

Amended Appeal No. \_\_\_\_\_/2018

Salim khan

V/S

Govt of kpk

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5.	applications	C	9-11
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APPELLANT

THROUGH:

(UZMA SYED)

&   
SYED NOMAN ALI BUKHARI  
ADVOCATES, PESHAWAR

Date: 27 / 3 /2018



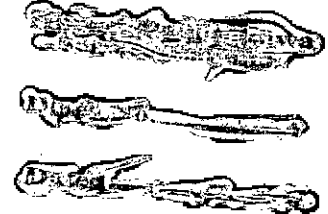
①

**BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR**

**AMENDED SERVICE APPEAL**

**APPEAL NO. \_\_\_\_\_/2018**

Mr. Salim khan, Lab Attendant,  
GHSS, Ghalani, Mohmand Agency.



**(APPELLANT)**

**VERSUS**

1. The Additional chief secretary (FATA) Secretariat, Warsak Road, Peshawar.
2. The Director Education (FATA) secretariat, Warsak Road, Peshawar.
3. The Agency Education Officer Mohmand Agency at Ghalani.
4. The Head master GHS Danishkool Mohmand Agency.

**(RESPONDENTS)**

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**AMMENDED APPEAL UNDER SECTION 4 OF THE SERVICE TRIBUNALS ACT, 1974, AGAINST THE IMPUGNED ORDER DATED 29.09.2017 WHEREBY THE APPELLANT WAS ADJUSTED TRANSFERRED TO GHS DANISHKOOL, AGAINST THE RESERVED LEAVE VACANCY AND AGAINST THE INACTION OF THE REPENDENT BY NOT ADJUSTING THE APPELLANT IN COMPLIANCE WITH THE ORDER DATED 1.02.2018 ISSUED DURING THE PENDENCY OF THE INSTANT SERVICE APPEAL.**

**PRAYER:**

**THAT THE ACCEPTANCE OF THIS APPEAL, THE RESPONDENTS DEPARTMENT MAY BE DIRECTED TO ADJUST THE APPELLANT IN COMPLIANCE WITH THE ORDDER DATED 1.2.2018 ISUUED DURING THE OENDENCY OF THIS APPEAL AGAINST HIS ORIGINAL POST AT GGHS GHALANI. ANY OTHER REMEDY WHICH THIS AUGUST TRIBUNAL DEEMS FIT AND APPROPRIATE THAT MAY ALSO BE AWARDED IN FAVOUR OF APPELLANT.**

**RESPECTFULLY SHEWETH:****FACTS:**

1. That the appellant is the bonafide resident of Mohmand Agency and was appointed as Laboratory Attendant (Class-IV) at Govt. Higher Secondary School Ghallanai Mohmand Agency vide appointment order dated 01.03.2005. Copy of the appointment order is attached as Annexure-----A.
2. That the appellant took over the charge of his post at the assigned station and started performing duty quite efficiently, whole heartedly and upto the entire satisfaction of his high ups. Copy of the charge report is attached Annexure-B.
3. That, previously the salary of the appellant was stopped due to unknown reason, for which the appellant filed application for the release of his salaries and for adjustment against his original post which was properly correspondent between the officials. Copies of the application is attached as Annexure-C.
4. That the respondent issued the impugned order dated 29.09.2017 whereby the appellant was adjusted in Government High School, Danish Kool Tehsil Pandiali against the vacant post. Copy of impugned order is attached as Annexure-D.
5. That feeling aggrieved the appellant filed Departmental Appeal dated 27.10.2017 against the impugned order dated 29.09.2017 which was not responded till date. Copy of the departmental appeal is attached as Annexure-E.
6. That it is pertinent to mention here that previously the appellant has also filed service appeal no. 583/2016 for the release of his salaries but the same was withdrawn after issuance of the impugned order dated 29.09.2017. That it is pertinent to mention that the concerned head master of GHs Danish Kol was wrote letters to the respondents No. 2 & 3 regarding the adjustment of the appellant on reserved leave vacancy. Copy of withdrawal order/judgment dated 23.01.2018 and letters dated 21.10.2017 & 13.12.2017 are attached as Annexure-F, G & H.
7. that during pendency of instant appeal, the respondent department issued order dated 1.02.2018 whereby the appellant was relieved from

the GHS Danishkool, and directed him to report to the Agency Education Officer Mohmand Agency at Ghalani. The appellant reported but the appellant was not adjusted by the respondents. **Copy of order is attached as annexure-**

8. That the appellant having no other remedy filed this amended appeal with the permission of this Hon'able Tribunal on the following grounds amongst the others.

**GROUNDS:**

- A) That the impugned order dated 29.09.2017 by adjusting the appellant on reserved leave vacancy is against the law, facts, norms of justice and material on the record hence not tenable and liable to be set aside.
- B) That appellant has not been treated by the respondent department in accordance with law and rules on the subject noted above and as such the respondents violated Article 4 and 25 of the Constitution of the Islamic Republic of Pakistan 1973.
- C) That the respondents acted in arbitrary and malafide manner by adjusting the appellant against the reserved leave vacancy of Lab Attendant at GHS Danish Kool.
- D) That the impugned order dated 29.09.2017 has been issued by the respondents just to accommodate their blue eyed persons on the said post of Lab Attendant at GHSS Ghalanai Mohmand Agency.
- E) That no adjusted appellant in compliance with the order dater dated 1.2.2018 is against the law and rules and malafide on the part of the department.
- F) That the impugned order has not been passed in the interest of public service nor exigency of service, therefore not tenable and liable to be set aside.
- G) That the post held by appellant at GHS Danish Kol is a reserved leave vacancy and as such in the light of the letters sent by the concerned Head master of GHS Danish Kol.

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- H) That the respondents violated Rule 13 (2) of the appointment, promotion and transfer Rules 1989 by adjusting/transferring the appellant to another station.
- I) That the appellant seeks permission to advance others grounds and proofs at the time of hearing.

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

سليم خان  
**APPELLANT**  
Salim khan

THROUGH:

UZMA SYED  
& SYED NOMAN ALI BUKHARI  
ADVOCATES, PESHAWAR

Date: 27 / 3 / 2018

5

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

Appeal No. \_\_\_\_\_/2018

Mr. Salim KHan

V/S

Education Deptt..

.....

**APPLICATION FOR RESTRAINING THE  
RESPONDENTS FROM MAKING  
APPOINTMENT AGAINST THE POST OF  
APPELLANT TILL THE DISPOSAL OF MAIN  
APPEAL.**

.....

**RESPECTFULLY SHE WETH:**

1. That the appellant has filed an appeal along with this application in which a date is fixed so far.
2. That the appellant's was transferred vide order dated 29.09.2017 on leave vacancy against the GHS Danishkool. The appellant challenge the same before the Hon'able Tribunal.
3. That now the respondent advertised the post of the appellant and going to make appointment on the said post. **Copy of advertisement is attached.**
4. That if the will made on the disputed post then the appellant's case will be suffered a lot and will be become infructuous.

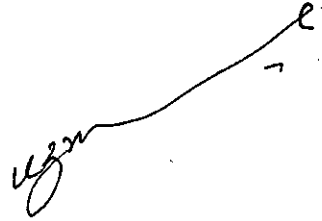
5. That the appellant has a good prima facie case and all the ingredients are in favour of appellant.
6. That if the respondents are not restrained from making promotion then the appellant will suffer from irrespective loss.

It is, therefore, most humbly prayed that the respondents may be restrained from making appointment against the appellant post on till the disposal of main appeal. Any other remedy with this august Tribunal deems fit may also be awarded in favour of appellant.

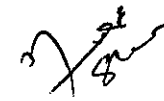
سليم خان  
APPELLANT

Salim Khan

THROUGH:



(UZMA SYED)

& 

**SYED NOMAN ALI BUKHARI**

ADVOCATE, PESHAWAR.





# ADMISSIONS OPEN (SPRING 2018)

PROGRAMS

APPROVED BY HIGHER EDUCATION COMMISSION

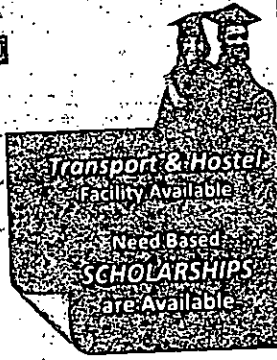
## SCHOOL OF INFORMATION TECHNOLOGY

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## TENDER NOTICE

WEO invites sealed tenders from registered suppliers/firms for the following items to its Peshawar Office:

S/N	Description	Students
01	Tailoring Toolkit for Students (list of material is mentioned in detailed ITB)	50

Tender documents, list of items required and further details can be collected from WEO Office, Old Barra Road, House No# 452, Opposite Luxury Resedentia Guest House, University Town Peshawar within 15 days of this advertisement. You can also download ITBs documents from [www.weopak.com](http://www.weopak.com) or get them by emailing [procurementhunter@gmail.com](mailto:procurementhunter@gmail.com). WEO reserves the right to reject any or all the bids.



## STAFF REQUIRED

Position	Qualification	Experience
Principal Female	M.A/M.Sc/B.Ed/M.Ed	5 Years
Teacher Female	B.A/ B.Sc/ B. Ed/ M.Ed	2 Years
Incharge Admin & Accounts	M.Com/ MBA	2 Years
Peon	Primary Pass	2 Years
Aaya	N/A	2 Years
Sweeper	N/A	2 Years
Security Guard	Matric Pass	Army Retired

Applicants Should Send Their CV to: [aps.shabqadarcampus@gmail.com](mailto:aps.shabqadarcampus@gmail.com)  
Cell: 0333-9328932 | 0333-9595998  
[www.appleschools.pk](http://www.appleschools.pk)

Daily Mashrafi

# چھ ماہ کی بی بی کی حالت تشویشناک، دھماکہ کی شدت کے باعث گھر کی کھڑکیاں اور دروازے دیواروں سے نکل کر دروازہ جا گریں

لاہور (29 جنوری) - لاہور کے ایک گھرانے کی چھ ماہ کی بی بی کی حالت تشویشناک ہے۔ دھماکہ کی شدت کے باعث گھر کی کھڑکیاں اور دروازے دیواروں سے نکل کر دروازہ جا گریں۔

جمرو (تمناکوہ شرق) خیراجی کی تحصیل جمرو میں گھر کے مرنے میں گھر کے مرنے اور بعد ازاں دھماکے سے گھر کے چھ افراد شدید زخمی ہو گئے ہیں۔ واقعہ جمرو کے علاقہ میں مسجد لاہور کنڈا میں منگل کی صبح 11 بجیں آج آج جہاں زبان خان نامی شخص کے گھر کے مرنے میں گھر کی گئی صبح سویرے زبان خان (بقیہ 30 صفحہ 10)

## SHAHEED BENAZIR BHUTTO WOMEN UNIVERSITY PESHAWAR

### Convocation 2018

The fourth Convocation of Shaheed Benazir Bhutto Women University (SBBWU) Peshawar will be held on 28th March, 2018 at the Convocation Hall, University of Peshawar, to award Degrees and Medals to the passed out Graduates of Ph.D/M.Phil, Master (Session 2014-2016 & 2015-2017), BS (Session 2012-2016 & 2013-2017) who have not received their degrees, yet, or those have already received, are directed to register themselves with the Superintendent Degree Section before/till 15th March, 2018 by submitting Registration Form (also available on University website ([www.sbbwu.edu.pk](http://www.sbbwu.edu.pk))). The following documents are required to be attached with the registration form:

- CNIC
- DMC/Transcript
- Fee Receipt of:
  - Convocation Registration Fee (Rs. 1700/-)
  - Degree Processing Fee (Rs. 1700/- Not applicable to the students who have already received their degrees).
- Two passport size photographs (white background)

Full dress rehearsal will be held on 27th March, 2018 at 09:30 A.M. at the Convocation Hall, University of Peshawar. Gowns and hoods will be issued on the same day by the Academic Section on payment of Rs. 1000/- (Rs. 500/- refundable on return of gowns and hoods). Full dress rehearsal is mandatory; those who do not attend the rehearsal will not be allowed to attend the Convocation Ceremony.

Note: i. Each Graduate will be issued one Guest Card. Participation will strictly be on card.  
ii. Children, handbags, mobile phones, cameras or any other electronic gadgets are not allowed in Convocation Hall.

For further details please contact:

**CONTROLLER OF EXAMINATIONS**  
(Exam Section): 091-9212287, 091-9210632

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Last date for Admission  
20/02/2018

0311-9277088

## اساتذہ کرام

ہمدانہ بی بی کے مستقل سکوتی حضرات سے سادہ کاغذ پر گورنر خیرہ بخٹو خواہی بخوڑہ پالیسی 2015-16 کے مطابق جن کی عمر 18 تا 40 سال ہو، مندرجہ ذیل آسامیوں کیلئے درخواستیں مطلوب ہیں۔  
1- چکیڈار، 2- مالی، 3- سوپر، 4- نائب قاصد، 5- لیبارٹری اینڈ نفاذ، خواہندہ حضرات اس اشتہار کے 10 دن کے اندر اندر اپنے کاغذات ایجنسی ایجوکیشن آفس ہمدانہ بی بی میں جمع کریں۔ بعد میں موصول ہونے والی درخواستوں پر عمل درآمد نہیں کیا جائیگا۔

ایم ای، چیف جسٹس پشاور ہائی کورٹ اور آئی جی ایس سے آئی جی کے کراچی میں منتقل ہوتے (بقیہ 29 صفحہ 10)

مدرسہ سرمدیہ ACC  
گورنری تعداد میں لیکچرر کی ضرورت ہے



پشاور میں پبلک سروس کمیشن کے زیر نگرانی  
مہال کی گاڑی اور جنرل کی سہولت بھی حاصل کریں

Mob: 0333-5023349  
0345-9158473 030

پشاور میں پبلک سروس کمیشن کے زیر نگرانی  
مہال کی گاڑی اور جنرل کی سہولت بھی حاصل کریں

تجربہ	مہال پشاور آسانی
10 سال	10- سٹورٹنگ مینٹنن
15 سال	11- گریڈ آفیسر
10 سال	12- رول آفیسر
10 سال	13- لوڈنگ آفیسر
10 سال	14- ایسکوٹری آفیسر
10 سال	15- ٹرک ڈرائیور
10 سال	16- ڈیپو ڈرائیور
10 سال	17- ٹریڈر ڈرائیور

مہال اساتذہ قومی شامی کارڈ، 2 عدد پاسپورٹ  
رک کے ایڈریس پر بھیجوا دیں۔

APPOINTMENT

With reference to the Directive of worthy Political Agent Mohmands at Ghallanai vide his office order No.1200/M dated 25/2/2005. One Mr Salim Khan S/O Noor Ali Khan r/o Malimzai M/Agency is hereby appointed as laboratory Attendent(G/IV) in BPS No.1 Rs.(1970-55-3520) against vacant ~~post~~ mentioned post at Higher ~~Secondary~~ portion of this school from the date of taking over charge.

TERMS & CONDITION.

1. His appointment is made purely on CONTRACT BASIS for the period of three years.
2. He should produced Age & health certificate from Agency Surgeon concerned.
3. He is liable to be terminated any time without giving any notice of showing any reason.

( MR. IMAM GUL )  
PRINCIPAL

GHSS GHALLANAI M/AGENCY.

Undst. No. 435-40 dated 1/3 2005.

Copy for information to the:-

1. Political Agent Mohmands at Ghallanai w/r to his quoted above No. and date.
2. Agency Education Officer Mohmand at Ghallanai.
3. Director of Education (FATA) N.W.F.P. Peshawar.
4. Agency Accounts Officer Mohmand at Ghallanai.
5. Accountant of this school office.
6. Candidate concerned.

*Imam Gul*  
PRINCIPAL

GHSS GHALLANAI M/AGENCY.

*Handwritten signature*  
25/2/2005

B-88

CERTIFICATE OF TRANSFER OF CHARGE.

1. Certified that we have on the fore/afternoon of <sup>01-3-2005</sup> this day respectively made over and received charge of this office of the Lab. Attendant BPS 1 vide office order No. 1200/01

2. Particulars of cash and important secret and confidential documents handed over are noted on the reverse:—

Signature of relieved Government servant vacant post

Designation

Station Challanai

Signature of relieving Government servant Salim Khan

Designation

Dated 01-3-2005 F.N.

Forwarded to the  
N.W.F.P. Acct: Try. No. 42.

ATTESTED

*[Handwritten signature]*

ATTESTED





FATA SECRETARIAT  
DIRECTORATE OF EDUCATION  
KHYBER PAKHTUNKHWA, WARSAK ROAD PESHAWAR, PAKISTAN  
PHONE: 091-9210166 FAX 091-9210216

No. 7720

Dated 14/4 / 2017

To

The Agency Education Officer,  
Mohmand Agency at Ghallanai

Subject: REQUEST FOR RELEASE OF PAY

Memo:

I am directed to enclose herewith a self explanatory application in respect of Mr. Salim Khan Lab: Attendant GHSS Ghallanai Mohmand Agency on the subject cited above. You are requested to offer your comments that as to why he has not been paid his monthly salaries since, January 2015. Moreover, you are further requested to intimate his place of duty and allegations against him (if any).

Your detailed comments should reach this Directorate within 07 days of the receipt of this letter, so that the grievances of the applicant could be redressed in accordance with the existing rules on an early date, please.

Endst: No. \_\_\_\_\_

Copy to the:-

1. P.A to Director Education FATA.

*A3* 13/4/2017  
Deputy Director (F&A)  
13/4/17

ATTESTED  
*B*

Deputy Director (F&A)

ATTESTED  
*C*



FATA SECRETARIAT  
DIRECTORATE OF EDUCATION  
KHYBER, PAKHTUNKHWA, WARSAK ROAD PESHAWAR, PAKISTAN  
PHONE. 091-9210166 FAX 091-9210216

No. 9370 / 1

Dated 10/5 / 2017

To

The Principal GHSS,  
Ghallanai Mohmand Agency.

17  
17

Subject: REQUEST FOR RELEASE OF PAY

Memo:

I am directed to enclose herewith a copy of Letter No: 907 dated 20-01-2017 in respect of Mr, Salim Khan Lab: Attendant GHSS Ghallanai Mohmand Agency on the subject cited above and to ask you to adjust him against the available vacant post in the relevant category in your School under intimation to this Directorate .

AB 10/5/2017  
Deputy Director (F&A)  
10/5/17

Endst: No. \_\_\_\_\_

Copy to the:-

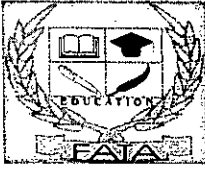
1. Agency Education Officer Mohmand Agency .

Deputy Director (F&A)

ATTESTED

Handwritten signature/initials

ATTESTED



OFFICE OF THE AGENCY EDUCATION OFFICER  
MOHMAND AGENCY AT GHALLANAI  
P.NO.0924290180 FAX:0924290180  
Email:- education.mohmand@yahoo.com

**ADJUSTMENT/RELEASE OF PAY ORDER**

D 12 (10)

Consequent upon the approval of Deputy Director (F&A) vide letters No.907 dated 19/01/2017, 14094 dated 26/05/2017, 12482 dated 01/08/2017 and 14049 dated 08/09/2017 Mr. Salim Khan Lab.Attendent is hereby Adjusted in GHS Danish Kool Tehsil Pandiali against vacant post.

Mr. Sana Ullah H/M GHS Danish Kool has given in written shape to the undersigned that he has no objection on this adjustment.

**Note:** DDO concerned is further directed to recover Rs.178000 (proposed by the enquiry officers comprising of Mr. Sardar Hussain Principal GHS Ekka Ghund and Mr.Muhammad Ilyas Principal GHS Pandiali from Mr.Salim Khan Lab.Attendent and deposit in Govt. Treasury under intimation to this office.

(Farid Ullah)

Agency Education Officer  
Mohmand Agency

Endst.No. 39479-84 (Estab) Dated. 29/09/2017.

Copy to the;

1. Director Education FATA Secretariat Peshawar.
2. DDO Concerned is directed to release his arrear from 14/01/2015 to 01/10/2017.
3. Accountant Local Office.
4. Pay Clerk Local Office.
5. Salim Khan.
6. Office Record

ATTESTED

*[Handwritten signature]*

*[Handwritten signature]*  
Agency Education Officer  
Mohmand Agency  
*[Handwritten initials]*

ATTESTED

کذمت خاتہ ڈائریکٹر ایجوکیشن صاحب (فائنل) لیٹا در صینٹر کھنڈھوا

درخواست گزار کے داد میں، انصاف دینے اور سہولت دینے کے لئے

E (13)

صاحب عالی شان

مؤدبانہ گزارش کی جاتی ہے کہ سائل مورخہ 2005ء

سے تھری مہینے سے آپ کے ذریعے بطور لیٹ انڈر ٹیچر

کام کر رہے ہیں۔ لیکن سائل کی تنخواہ چند مہینوں سے بند

رہی ہے۔ امید ہے کہ آپ ضرور دلائل اور درخواستی تھی

اب جو کہ ہے اپنے جگہ پر یہ دوسری جگہ پر آپ

حصہ کے آرڈر کے مطابق adjust کیا گیا ہوں

جو ٹائیس کول سکول ہے۔

اس لئے آپ صاحبان سے التماس کی جاتی

ہے کہ بندہ کو اپنی خود کی جگہ پر تعینات فرمایا جائے تاکہ

بندہ کی تنخواہ بند نہ ہو۔ وہت مراستے۔ بندہ کھیر

آپ کا سکول، دہلی۔

ATTESTED

العارضہ

ۛ

مورخہ 27/10/17

آپ کا اہلکار

سلیم خات  
لیٹ انڈر ٹیچر  
گورنمنٹ ہائی سکول

ATTESTED



F-814

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

Khyber Pakhtunkhwa  
Service Tribunal

Case No. 89  
Dated 22/01/2018

Service Appeal No.583/2016

Saleem Khan

V/S

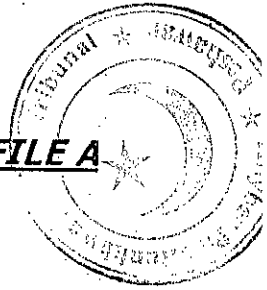
Education Deptt.:

Put up to the court  
with relevant app.

=====

**APPLICATION FOR WITHDRAWAL OF APPEAL TO FILE A**  
**FRESH APPEAL.**

=====



*11/12*

*Respectfully*

**RESPECTFULLY SHEWETH:**

- 1) That the appellant filed the above titled appeal in this Honourable Tribunal, in which the date has been fixed for 22.02.2018.
- 2) That the appellant filed the above mentioned appeal for the payment of salaries and payment of medical bill.
- 3) That the appellant wants to withdraw the above titled appeal to file a fresh one which needs to be.

It is, therefore, most humbly prayed that the above titled appeal of the appellant may kindly be withdrawn with permission to file the fresh appeal.

*Saleem Khan*

**Appellant**  
Saleem Khan

**ATTESTED**

*23-1-18*

*[Signature]*

Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

**ATTESTED**

*[Signature]*

15

**AFFIDAVIT:**

I, the appellant state on oath that the contents of the above application is true and correct to the best of knowledge and belief, and nothing has been withheld or concealed from the Honorable Tribunal.

*[Signature]*

**Deponent**

Certified true copy

Secretary  
Peshawar

Date of	23-1-18
No. of	880
Copy	6
...	2
...	8
...	<i>[Signature]</i>
...	23-1-18
...	23-1-18

**ATTESTED**

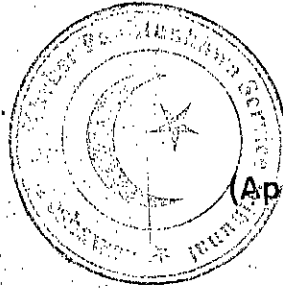
**BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR**

15

APPEAL NO. 583 /2016

K.P. Service Tribunal  
Diary No. 455  
Date 06-5-2016

Saleem Khan, lab: Attendant,  
GHSS, Ghallanai, Mohmand Agency.



(Appellant)

**VERSUS**

1. The Adll; Chief Secretary (FATA), FATA Secretariat Peshawar.
2. The Secretary Administration (AI&C) FATA Secretariat Peshawar
3. The Secretary SSD (FATA), (FATA) Peshawar.
4. The Director of Education (FATA), Peshawar.
5. The Agency Education Officer Mohmand-agency.
6. The Agency Account officer Agency.
7. The Principal GHSS, Ghallanai, Mohmand agency.

(Respondents)

APPEAL UNDER SECTION 4 OF THE SERVICE TRIBUNAL ACT, 1974 FOR DIRECTING THE RESPONDENTS TO PAY THE SALARIES OF THE APPELLANT FROM 1.1.2015 TILL DATE AND ON ONWARD, PAYMENT OF MEDICAL BILL OF THE APPELLANT WORTH OF RS. 138000/, ADJUSTMENT OF THE APPELLANT ON HIS POST AS LABORATORY ATTENDANT AND AGAINST NOT TAKING ACTION ON THE DEPARTMENTAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD OF NINETY DAYS.

**PRAYER:**

THAT THE ACCEPTANCE OF THIS APPEAL, THE RESPONDENTS MAY BE DIRECTED TO PAY THE SALARIES OF THE APPELLANT FROM 1.1.2015 TILL DATE AND ON ONWARD, TO PAY MEDICAL BILL OF THE APPELLANT WORTH OF RS. 138000 AND TO ADJUST THE APPELLANT ON HIS POST AS LABORATORY ATTENDANT. ANY OTHER REMEDY WHICH THIS AUGUST TRIBUNAL DEEMS FIT AND APPROPRIATE THAT MAY ALSO BE AWARDED IN FAVOUR OF APPELLANT.

Filed to-day  
31/8/16

Re-submitted to -day and filed.

Registrar  
31/8/16

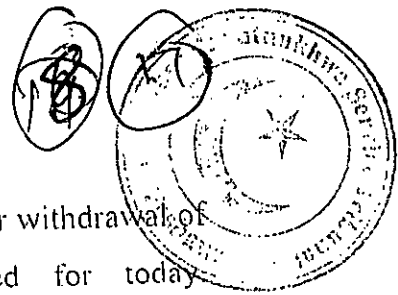
ATTESTED

Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

ATTESTED

583/2016

23.01.2018



On application of the appellant for withdrawal of the appeal, file has been requisitioned for today. Application placed on file.

In view of the above, the present appeal is dismissed as withdrawn. File be consigned to the record room.

*[Signature]*  
Chairman

ANNOUNCED  
23.01.2018

Certified true copy  
*[Signature]*  
Khyber Pakhtunkhwa  
Sardar Tribunal,  
Peshawar

Date of Presentation	23-1-18
No. of Pages	800
Cost of Copy	6
Unpaid	2
Total	8
Received by	<i>[Signature]</i>
Date of Receipt	23-1-18
Date of Delivery	23-1-18

**ATTESTED**

the Head Master GHS DanishKool Mohmand Agency

G-18  
18  
19

Dated \_\_\_\_\_ 2017

The Agency Education officer,  
Mohmand at Ghallanai.

Subject: Adjustment against Leave Vacancy

Reference to the Deputy Director (F&A) FATA Directorate of Education Peshawar's Endorst: No 14050-51 Dated 8/9/2017 and reference your Kind Letter No 39479-84 dated 29/9/2017 on the above mentioned Subject Mr Saleem Khan Lab, Asstt: GHSS Ghallanai hereby adjusted against leave vacancy (Class IV) w.e.f 01-10-2017 to 31-01-2018 (120 days) With the Condition, that after OR When the leave Expired, the undersigned further will not be responsible to draw his salary, an undertake to this effect from Saleem Khan Lab Asstt: has already been taken on stamp paper.

- sd -  
Head Master  
GHS Danishkool  
Mohmand Agency

Endorst: No 964-68 HM/Danishkool/Class IV.

Dated 21/10/2017.

Copy of the Above is forwarded for information to the :-

1. Agency Accounts officer Mohmand Agency at Ghallanay.
2. Deputy Director (F&A) FATA Directorate of Education his letter No 14050-51 Dated 8-9-2017.
3. The Principal GHSS Ghallanay.
4. Saleem Khan Lab Asstt GHSS Ghallanay.
5. Office Record.

Addl: PTA (E)  
13/6/12/2017

Head Master  
GHS Danishkool  
Mohmand Agency  
21/10/2017

ATTESTED

12/6

DD (EGSSHS) / 2017 E-4  
put up: 6617  
11/11/17 8/12/17

SALEEM KHAN LAB  
expired on 31-1-2018. he is  
to his permanent actual post dt

Head Master  
GHS Danishkool  
Mohmand Agency  
2017

ATTESTED

H-100-100

OFFICE OF THE HEAD MASTER GHS  
DANISHKOOOL MOHMAND AGENCY  
No. 983-87 Dated 13/12/2017.

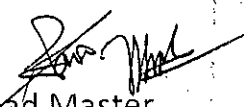
To,

The Director Education (FATA),  
FATA secretariat Peshawar

Subject:-

TRANSFER /ADJUSTMENT OF MR.SALEEM KHAN  
LAB ATTANDANT

The matter is brought in your kind consideration that Mr.Saleem Khan Lab Attendant presently posted against leave vacancy post in GHS Danishkool Mohmand Agency .Leave of the concerned will be expired on 31/01/2018 and the requested to the honorable authority to transfer Mr.Saleem Khan from GHS Danishkool to GHSS Ghallanai Mohmand Agency in the best intrest of the school, Which is his actual and permanent post as lab attendant .He is recommended and forwarded that he may please be re-adjusted against lab attendant post at the same school i.e GHSS Ghallanai Mohmand Agency.The undersigned further will not be reseponsiable to draw his salary, an undertake to this effect from Saleem Khan Lab Attendant has aleready been taken on stamp papers.

  
Head Master  
GHS Danishkool  
Mohmand Agency School  
GHS Danish Kool Mohmand Agency

Dated \_\_\_\_\_/\_\_\_\_\_/2017

No. \_\_\_\_\_  
Copy forwarded to the:-

1. Agency Education Officer Mohmand at Ghallanai.
2. Agency Accounts Officer Mohmand at Ghallanai.
3. Principale GHSS at Ghallani.
4. Mr. Saleem Khan Lab Attendant GHSS Ghallanai.

ATTESTED



  
ATTESTED

Head Master  
GHS Danishkool  
Mohmand Agency

No: HM/Danishkool MA

Date: 1-2-2018

gd

Anex -

### Relieving Chit

Mr. ~~Saleem~~ Khalid Chowkidar resumed his duty on 1-2-2018, After the Expiry of his Leave on 31-1-2018, there fore Mr Saleem Khan Lab:Attendent of GHS Ghalani Who Was adjusted on this leave Vacancy for (120 days) is here by relieved from his duty on 31-1-2018 After Noon.

He is directed to report to The Agency Education Officer Mohmand Agency at Ghalani, for further performance of his duty.

Sd

Head Master  
GHS Danishkool  
Mohmand agency

Endorst: No 1000-1005 Dated 1/2/2018

Copy of the above is Forwarded to the :-

1. Director of Education FATA, FATA Secretariat Warsak Road Peshawer.
2. Agency Education Officer Mohmand Agency at Ghalanai.
3. Agency Accounts Officer Mohmand Agency at Ghalanai.
4. Saleem Khan Lab:Attendent.
5. Office Record.

[Signature]

Head Master  
GHS Danishkool  
Mohmand agency

[Signature]  
[Stamp]

ATTESTED

Service Tribunal, Peshawar

2018ء پنجاب  
سہل فانی بنام حکومت

موری  
مقدمہ  
دعوی  
جرم

باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ  
آن مقام Peshawar کے عطا کیے گئے ہیں۔  
مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز  
ڈوکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ پر حلف دینے جواب دہی اور اقبال دعویٰ اور  
بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق  
زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری کی طرف یا اپیل کی برآمدگی  
اور منسوخی نیز دائر کرنے، اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا۔ از بصورت ضرورت  
مقدمہ مذکور 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 بھی وہی جملہ مذکورہ با اختیارات حاصل ہوں گے  
اور اس کا ساختہ پر داخہ منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانب التوائے مقدمہ کے  
سب سے وہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں  
گے۔ کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھد یا کہ سندر ہے۔

Accepted

Accepted  
Dadaf

المرقوم 21 3 2018

العبد گواہ العبد  
مقام Peshawar کے لئے منظور ہے۔



**BEFORE THE PESHAWAR HIGH COURT PESHAWAR**

**APPEAL NO. 174 /2018**

**SALEEM KHAN**

**VS**

**A.C.S FATA & OTHERS**

**INDEX**

<b>S.NO.</b>	<b>DOCUMENTS</b>	<b>ANNEXURE</b>	<b>PAGE</b>
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2.	Appointment order	<b>A</b>	4.
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4.	Application	<b>C</b>	6- 8.
5.	Impugned order	<b>D</b>	9.
6.	Departmental appeal	<b>E</b>	10.
7.	Withdrawal order	<b>F</b>	11- 14.
8.	letters	<b>G &amp; H</b>	15- 16.
9.	Vakalat nama	<b>---</b>	17.

**APPELLANT**

**THROUGH:**

  
**NOOR MOHAMMAD KHATTAK**  
**ADVOCATE**

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

APPEAL NO. 174 /2018

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 179

Mr. Salim Khan, Lab: Attendant,  
Govt. Higher Secondary School Ghallanai, Mohmand Agency.

Dated 07-2-2018

..... **APPELLANT**

**VERSUS**

- 1- Additional Chief Secretary (FATA), FATA Secretariat, Warsak Road, Peshawar.
- 2- The Director Education (FATA), FATA Secretariat, Warsak Road, Peshawar.
- 3- Agency Education Officer Mohmand Agency at Ghallanai.

..... **RESPONDENTS**

**APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED ORDER DATED 29-09-2017 WHEREBY THE APPELLANT WAS ADJUSTED/TRANSFERRED TO GHS DANISH KOOL AGAINST THE RESERVED LEAVE VACANCY AND AGAINST THE INACTION OF THE RESPONDENTS BY NOT RELEASING THE MONTHLY SALARIES OF THE APPELLANT W.E.F. 14-01-2015 TILL DATE AND AGAINST NOT TAKING ACTION ON THE DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD OF NINETY DAYS**

Filed to-day

Registrar.

7/2/18

**PRAYER:**

That on acceptance of this appeal the impugned order dated 29-09-2017 may kindly be set aside. That the respondents may be directed to adjust the appellant on his original post of Lab: Attendant at GHSS Ghallanai Mohmand Agency and the respondents may also further please be directed to release the monthly salaries of the appellant w.e.f. 14-01-2015 till date. Any other remedy which this august Tribunal deems fit that may also be awarded in favor of the appellant.

**R/SHEWETH:**

**ON FACTS:**

Brief facts giving rise to the present appeal are as under:-

- 1- That appellant is the bonafide resident of Mohmand Agency and was appointed as Laboratory Attendant (Class-IV) at Govt. Higher Secondary School Ghallanai Mohmand Agency

vide appointment order dated 01-03-2005. Copy of the appointment order is attached as annexure..... **A.**

- 2- That the appellant took over the charge of his post at the assigned station and started performing duty quite efficiently, whole heartedly and upto the entire satisfaction of his high ups. Copy of the charge report is attached as annexure..... **B.**
- 3- That, previously the salary of the appellant was stopped due to unknown reason, for which the appellant filed application for the release of his salaries and for adjustment against his original post which was properly correspondent between the officials. Copies of the application is attached as annexure ..... **C.**
- 4- That the respondents issued the impugned order dated 29-09-2017 whereby the appellant was adjusted in Govt. High School, Danish Kool Tehsil Pandiali against the vacant post. Copy impugned order is attached as annexure ..... **D.**
- 5- That feeling aggrieved the appellant filed Departmental Appeal dated 27-10-2017 against the impugned order dated 29-09-2017 which was not responded till date. Copy of the Departmental Appeal is attached as annexure ..... **E.**
- 6- That it is pertinent to mention here that previously the appellant has also filed service appeal no. 583/2016 for the realse of his salaries but the same was withdrawn after issuance of the impugned order dated 29.9.2017. That it is pertinent to mention that the concerned head master of GHs Danish Kol has wrote letters to the respondent no.2 & 3 regarding the adjustment of the appellant on reserved leave vacancy. Copy of withdrawal order/judgment dated 23-01-2018 and letters dated 21-10-2017 & 13-12-2017 are attached as annexure ..... **F, G & H.**
- 7- That appellant having no other remedy filed the instant appeal on the following grounds amongst the others.

**GROUND:**

- A-** That the impugned order dated 29-09-2017 by adjusting the appellant on reserved leave vacancy 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 appellant has not been treated by the respondent Department in accordance with law and rules on the subject noted above and as such the respondents violated Article 4

and 25 of the Constitution of Islamic Republic of Pakistan 1973.

- C-** That the respondents acted in arbitrary and malafide manner by adjusting the appellant against the reserved leave vacancy of Lab Attendant at GHS Danish kol.
- D-** That the impugned order dated 29-09-2017 has been issued by the respondents just to accommodate their blue eyed persons on the said post of lab; attendant at GHSS Ghalanai Mohmand Agency.
- E-** That the impugned order has not been passed in the interest of public service nor exigency of service, therefore not tenable and liable to be set aside.
- F-** That the post held by appellant at GHS Danish Kol is a reserved leave vacancy and as such in the light of the letters sent by the concerned Head master of GHS Danish Kol.
- G-** That the respondents violated Rule 13 (2) of the appointment, promotion and transfer Rules 1989 by adjusting/transferring the appellant to another station.
- H-** That appellant seeks permission to advance other grounds and proofs at the time of hearing.

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

Dated: 01-02-2018

**APPELLANT**



**SALEEM KHAN**

**THROUGH:**

**NOOR MOHAMMAD KHATTAK**

**&**

**MUHAMMAD MAAZ MADNI  
ADVOCATES**

A-4

OFFICE OF THE PRINCIPAL GHSS GHALLANAI MOHMAND AT GHALLANAI?

APPOINTMENT

With reference to the Directive of worthy Political Agent Mohmands at Ghallanai vide his office order No.1200/M dated 25/2/2005. One Mr Salim Khan S/O Moor Ali Khan r/o Halimzai M/Agency is hereby appointed as laboratory Attendant(C/IV) in EPS No.1 Rs.(1870-55-3520) against vacant ~~post~~ mentioned post at Higher ~~Secondary~~ ~~school~~ portion of this school from the date of taking over charge.

TERMS & CONDITION.

1. His appointment is made purely on CONTRACT BASIS for the period of three years.
2. He should produced Age & health certificate from Agency Surgeon concerned.
3. He is liable to be terminated any time without giving any notice of showing any reason.

( MR IMAM GUL )  
PRINCIPAL

GHSS GHALLANAI M/AGENCY.

Endst: No. 435-40 dated 1/3 2005.

Copy for information to the:-

1. Political Agent Mohmands at Ghallanai w/r to his queted above No. and date.
2. Agency Education Officer Mohmand at Ghallanai.
3. Director of Education(FATA)R.W.P.P.Peshawar.
4. Agency Accounts Officer Mohmand at Ghallanai.
5. Accountant of this school office.
6. Candidate concerned.

*Imam Gul*  
PRINCIPAL

GHSS GHALLANAI M/AGENCY.

*Handwritten signature*

*Handwritten mark*

B-5

**CERTIFICATE OF TRANSFER OF CHARGE.**

1. Certified that we have on the fore/afternoon of 01-3-2005 this day respectively made over and received charge of this office of the Lab Attendant BPS 1 vide office order No. 1200/M

2. Particulars of cash and important secret and confidential documents handed over are noted on the reverse:—

Signature of relieved Government servant Vacant post

Designation

Station Ghallanai

Signature of relieving Government servant Salim Khan

Designation

Dated 01-3-2005 F.M.

Forwarded to the  
N.W.F.P. Acct: Try. No. 42.

**ATTESTED**

*[Handwritten signature]*



FATA SECRETARIAT  
 DIRECTORATE OF EDUCATION  
 KHYBER PAKHTUNKHWA, WARSAK ROAD PESHAWAR, PAKISTAN  
 PHONE: 091-9210166 FAX 091-9210216

No. 907 /

Dated \_\_\_\_\_ / 2017

C - (6)

To  
 The Agency Education Officer  
 Mohmand Agency.

Subject: REQUEST FOR RELEASE OF PAY  
 Memo:

I am directed to enclose herewith a self explanatory application in respect of Mr, Salim Khan Lab: Attendant GHSS Ghallanai Mohmand Agency on the subject cited above and to ask you to resolve the issue at your own level being competent authority please.

*A3 20/1/2017*  
 Deputy Director (F&A)

Endst: No. \_\_\_\_\_ /

Copy to the:-

1. P.A to Director Education FATA.

Deputy Director (F&A)

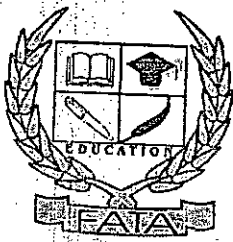
*DD FATA  
 write direct  
 to Mr principal  
 to release his  
 pay 26/01/17.*

ATTESTED

*g*

*1/1/17  
 put up w file  
 please.*

*A3 6/2/2017*



FATA SECRETARIAT  
DIRECTORATE OF EDUCATION  
KHYBER PAKHTUNKHWA, WARSAK ROAD PESHAWAR, PAKISTAN  
PHONE. 091-9210166 FAX 091-9210216

No. --- 7720 --- /

Dated --- 14/4 --- / 2017

To

The Agency Education Officer,  
Mohmand Agency at Ghallanai

~~100~~ - (7)

Subject: REQUEST FOR RELEASE OF PAY

Memo:

I am directed to enclose herewith a self explanatory application in respect of Mr. Salim Khan Lab: Attendant GHSS Ghallanai Mohmand Agency on the subject cited above. You are requested to offer your comments that as to why he has not been paid his monthly salaries since, January 2015. Moreover, you are further requested to intimate his place of duty and allegations against him (if any).

Your detailed comments should reach this Directorate within 07 days of the receipt of this letter, so that the grievances of the applicant could be redressed in accordance with the existing rules on an early date, please.

Az 13/4/2017  
Deputy Director (F&A)

13/4/17

Endst: No. \_\_\_\_\_ /

Copy to the:-

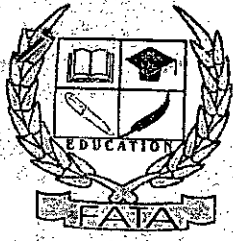
1. P.A to Director Education FATA.

ATTESTED

*[Handwritten signature]*

Deputy Director (F&A)





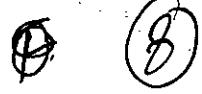
FATA SECRETARIAT  
DIRECTORATE OF EDUCATION  
KHYBER PAKHTUNKHWA, WARSAK ROAD PESHAWAR, PAKISTAN  
PHONE.091-9210166 FAX 091-9210216

No. 9370 / 1

Dated 10/5 / 2017

To

The Principal GHSS,  
Ghallanai Mohmand Agency.



Subject: REQUEST FOR RELEASE OF PAY


Memo:

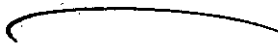
I am directed to enclose herewith a copy of Letter No: 907 dated 20-01-2017 in respect of Mr, Salim Khan Lab: Attendant GHSS Ghallanai Mohmand Agency on the subject cited above and to ask you to adjust him against the available vacant post in the relevant category in your School under intimation to this Directorate .

Endst: No. \_\_\_\_\_ /

Copy to the:-

1. Agency Education Officer Mohmand Agency .

  
Deputy Director (F&A)

  
Deputy Director (F&A)

ATTESTED





OFFICE OF THE AGENCY EDUCATION OFFICER  
MOHMAND AGENCY AT GHALLANAI  
P.NO.0924290180 FAX:0924290180  
Email:- education.mohmand@yahoo.com

**ADJUSMENT/RELEASE OF PAY ORDER**

D-9

Consequent upon the approval of Deputy Director (F&A) vide letters No.907 dated 19/01/2017, 14094 dated 26/05/2017, 12482 dated 01/08/2017 and 14049 dated 08/09/2017 Mr. Salim Khan Lab.Attendent is hereby Adjusted in GHS Danish Kool Tehsil Pandiali against vacant post.

Mr. Sana Ullah H/M GHS Danish Kool has given in written shape to the undersigned that he has no objection on this adjustment.

**Note:** DDO concerned is further directed to recover Rs.178000 (proposed by the enquiry officers comprising of Mr. Sardar Hussain Principal GHS Ekka Ghund and Mr.Muhammad Ilyas Principal GHS Pandiali from Mr.Salim Khan Lab.Attendent and deposit in Govt. Treasury under intimation to this office.

(Farid Ullah)  
Agency Education Officer  
Mohmand Agency

Endst.No. 39479-84 (Estab) Dated. 29/09/2017.

Copy to the;

1. Director Education FATA Secretariat Peshawar.
2. DDO Concerned is directed to release his arrear from 14/01/2015 to 01/10/2017.
3. Accountant Local Office.
4. Pay Clerk Local Office.
5. Salim Khan.
6. Office Record

ATTESTED

*[Handwritten signature]*

*[Handwritten signature]*  
Agency Education Officer  
Mohmand Agency  
*[Handwritten initials]*

کد متعجب اور اثر کنٹرول کی جو کیتھن صاحب (فائل) لیٹا در صیغہ تختہ خواہ

(10) E

درخواست برائے داد سی۔ انصاف دیتے ہوئے سب سے زیادہ

جناب عالی شان!

مؤدبانہ گزارش کی جاتی ہے کہ سائل جو ریف 2005ء

سے تھمرا کھینسی ہے آپ کے ذریعہ سب سے بطور لیٹ انڈر ٹریٹ

کام کر رہا ہے۔ لیکن سائل کی تنخواہ، چند مہینوں سے بند

تھی جس کی امید بھی آپ کے حضور والا اور درخواست کی تھی

اب چونکہ میں اپنے جگہ پر سے دوسری جگہ پر آپ

حصار کے آرڈر کے مطابق adjust کیا گیا ہوں

جو ٹالس کو مل سکا ہے۔ اس لئے آپ سے صاحبان سے التماس کی جاتی

ہے کہ مندرہ کو اپنی خود کی جگہ پر تعینات فرمایا جائے تاکہ

مندرجہ کی تنخواہ ٹیکہ وقت سے مراستے۔ مندرہ پر بحیر

آپ کا شکور، ہے۔

ATTESTED

العارض

Handwritten signature

روزہ 27/10/17

آپ کا تالبدار

سلمہ خاتون  
لیٹ انڈر ٹریٹ  
گورنمنٹ ہائی سکول

F-11

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

Khyber Pakhtunkhwa  
Service Tribunal

**Service Appeal No.583/2016**

Diary No. 89

Dated 22/01/2018

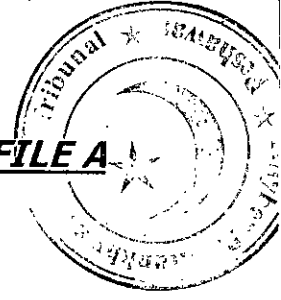
Saleem Khan

V/S

Education Deptt.:

*Put up to the court  
with relevant app*

=====  
**APPLICATION FOR WITHDRAWAL OF APPEAL TO FILE A  
FRESH APPEAL.**  
=====



**RESPECTFULLY SHEWETH:**

- 1) That the appellant filed the above titled appeal in this Honourable Tribunal, in which the date has been fixed for 22.02.2018.
- 2) That the appellant filed the above mentioned appeal for the payment of salaries and payment of medical bill.
- 3) That the appellant wants to withdraw the above titled appeal to file a fresh one which needs to be.

It is, therefore, most humbly prayed that the above titled appeal of the appellant may kindly be withdrawn with permission to file the fresh appeal.

*Saleem Khan*

**Appellant**  
Saleem Khan

**ATTESTED**

*[Signature]*  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

*[Signature]*  
23-1-18

(12)

**AFFIDAVIT:**

I, the appellant state on oath that the contents of the above application is true and correct to the best of knowledge and belief, and nothing has been withheld or concealed from the Honorable Tribunal.

*[Signature]*

**Deponent**

Certified true copy

Mr. NER  
Tribunal,  
Peshawar

Date of Presentation of \_\_\_\_\_ 23-1-18

N \_\_\_\_\_

C \_\_\_\_\_ 6-800

U \_\_\_\_\_ 2-

T \_\_\_\_\_

I \_\_\_\_\_

F \_\_\_\_\_

Date of Entry \_\_\_\_\_ 23-1-18

\_\_\_\_\_ 23-1-18

**BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR**

13

APPEAL NO. 583 /2016

**K.P. Province  
Service Tribunal**

Diary No. 455  
Dated 06-5-2016

Saleem Khan, lab: Attendant,  
GHSS, Ghallanai, Mohmand Agency.



(Appellant)

**VERSUS**

1. The Adll; Chief Secretary (FATA), FATA Secretariat Peshawar.
2. The Secretary Administration (AI&C) FATA Secretariat Peshawar
3. The Secretary SSD (FATA), (FATA) Peshawar.
4. The Director of Education (FATA), Peshawar.
5. The Agency Education Officer Mohmand agency.
6. The Agency Account officer Agency.
7. The Principal GHSS, Ghallanai, Mohmand agency.

(Respondents)

APPEAL UNDER SECTION 4 OF THE SERVICE TRIBUNAL ACT, 1974 FOR DIRECTING THE RESPONDENTS TO PAY THE SALARIES OF THE APPELLANT FROM 1.1.2015 TILL DATE AND ON ONWARD, PAYMENT OF MEDICAL BILL OF THE APPELLANT WORTH OF RS. 138000/, ADJUSTMENT OF THE APPELLANT ON HIS POST AS LABORATORY ATTENDANT AND AGAINST NOT TAKING ACTION ON THE DEPARTMENTAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD OF NINETY DAYS.

**PRAYER:**

THAT THE ACCEPTANCE OF THIS APPEAL, THE RESPONDENTS MAY BE DIRECTED TO PAY THE SALARIES OF THE APPELLANT FROM 1.1.2015 TILL DATE AND ON ONWARD, TO PAY MEDICAL BILL OF THE APPELLANT WORTH OF RS. 138000 AND TO ADJUST THE APPELLANT ON HIS POST AS LABORATORY ATTENDANT. ANY OTHER REMEDY WHICH THIS AUGUST TRIBUNAL DEEMS FIT AND APPROPRIATE THAT MAY ALSO BE AWARDED IN FAVOUR OF APPELLANT.

Filed to-day  
5/5/2016

Re-submitted to -day  
and filed.

Registrar  
31/5/16

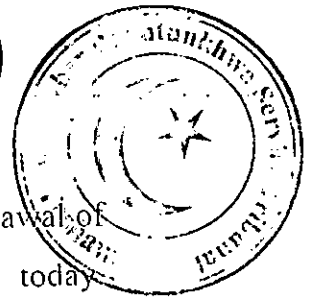
**ATTESTED**

Registrar  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar.

583/2016

23.01.2018

14



On application of the appellant for withdrawal of the appeal, file has been requisitioned for today. Application placed on file.

In view of the above, the present appeal is dismissed as withdrawn. File be consigned to the record room.

*[Signature]*  
Chairman

ANNOUNCED  
23.01.2018

Certified true copy  
*[Signature]*  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

Date of Presentation of Application	23-1-18
No. of Pages	800
Cost	6/-
U	2/-
T	8/-
N	<i>[Signature]</i>
D	23-1-18
Date of Delivery	23-1-18

the Head Master GHS DanishKool Mohmand Agency

G-15

Dated \_\_\_\_\_ 2017

The Agency Education officer,  
Mohmand at Ghallanai.

Sub: Adjustment against Leave Vacancy

Memo' Reference to the Deputy Director (F&A) FATA Directorate of Education Peshawar his Endorst: No 14050-51 Dated 8/9/2017 and reference your Kind Letter No 39479-84 Dated 29/8/2017 on the above mentioned Subject Mr Saleem Khan Lab, Asstt: GHSS Ghallanai is hereby adjusted against leave vacancy (Class IV) w.e.f. 01-10-2017 to 31-01-2018 (120 days) With the Condition, that after OR When the leave Expired, the undersigned further will not be responsible to draw his salary, an undertake to this effect from Saleem Khan Lab Asstt: has already been taken on stamp paper.

- sd -  
Head Master  
GHS Danishkool  
Mohmand Agency

Endorst: No 964-68 HM/Danishkool/Class IV.

Dated 21/10/2017.

Copy of the Above is forwarded for information to the :-

1. Agency Accounts officer Mohmand Agency at Ghallanay.
2. Deputy Director (F&A) FATA Directorate of Education his letter No 14050-51 Dated 8-9-2017.
3. The Principal GHSS Ghallanay.
4. Saleem Khan Lab Asstt GHSS Ghallanay.
5. Office Record.

Addl: PIR (E)  
13/6/2017

~~Saleem Khan Lab~~  
Head Master  
GHS Danishkool  
Mohmand Agency  
21/10/2017

ATTESTED

*[Handwritten signature]*

6/12/2017

DD (ESSHS) / 2017 E-4  
put up  
6617  
8/12/17

GHSS Danishkool  
expired on 31-1-2018, he was  
to his permanent actual post dt  
GHS Danishkool  
Head Master  
Mohmand Agency  
2017



H-16

OFFICE OF THE HEAD MASTER GHS  
DANISHKOOOL MOHMAND AGENCY  
No. 983-87 Dated 13/12/2017.


To,

The Director Education (FATA),  
FATA secretariat Peshawar

Subject:-

TRANSFER /ADJUSTMENT OF MR.SALEEM KHAN  
LAB ATTANDANT


The matter is brought in your kind consideration that Mr.Saleem Khan Lab Attendant presently posted against leave vacancy post in GHS Danishkool Mohmand Agency .Leave of the concerned will be expired on 31/01/2018 and the requested to the honorable authority to transfer Mr.Saleem Khan from GHS Danishkool to GHSS Ghallanai Mohmand Agency in the best intrest of the school, Which is his actual and permanent post as lab attendant .He is recommended and forwarded that he may please be re-adjusted against lab attendant post at the same school i.e GHSS Ghallanai Mohmand Agency.The undersigned further will not be reseponsiable to draw his salary, an undertake to this effect from Saleem Khan Lab Attendant has already been taken on stamp papers.

  
Head Master  
GHS Danishkool  
Mohmand Agency School  
Danish Kool Mohmand Agency

Dated \_\_\_/\_\_\_/2017

No. \_\_\_\_\_  
Copy forwarded to the:-

1. Agency Education Officer Mohmand at Ghallanai.
2. Agency Accounts Officer Mohmand at Ghallanai.
3. Principale GHSS at Ghallani.
4. Mr. Saleem Khan Lab Attendant GHSS Ghallanai.

**ATTESTED**  


Head Master  
GHS Danishkool  
Mohmand Agency

VAKALATNAMA

IN THE COURT OF KPK Service Tribunal Peshawar

OF 2018

Saleem Khan

(APPELLANT)  
(PLAINTIFF)  
(PETITIONER)

VERSUS

A.C.S FATA

(RESPONDENT)  
(DEFENDANT)

I/We Saleem Khan

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. 7/2/2018

[Signature]  
CLIENT

ACCEPTED

**NOOR MOHAMMAD KHATTAK**  
(ADVOCATE)

Muhammad Maqsood Madni  
Advocate

OFFICE:

Room No.1, Upper Floor,  
Islamia Club Building, Khyber Bazar,  
Peshawar City.

Phone: 091-2211391

Mobile No.0345-9383141

تعمیرات  
10

48452

ایڈووکیٹ / دستخط

بار کونسل ابار ایسوسی ایشن

رابطہ نمبر:



پشاور بار ایسوسی ایشن، خیبر پختونخوا

بعدالت جناب: Service Tribunal KPK, Peshawar

<p>منجانب: Appellant</p> <p>سیلیب</p> <p>عنوان: Edu de P...</p>	<p>دعوی:</p> <p>علت نمبر:</p> <p>مورثہ:</p> <p>جرم:</p> <p>تھانہ:</p>
---	---

**بابت تحریر آنکہ**

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

آن مقام جسٹس ایچ ایچ جعفری صاحب نے درخواست گزار 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 تقریر نمائندگی و فیصلہ برطنت دینے جواب دعوی اقبال دعوی اور درخواست از ہر قسم کی تصدیق

زریں پر دستخط کرنے کا اختیار ہوگا، نیز ہر صورت میں پیروی یا اہل نظر فری یا اہل نظر فری یا اہل نظر فری اور منسوقی، نیز

دائر کرنے اہل نظر فری و پیروی کرنے کا اختیار ہوگا اور ہر صورت میں ہر مقدمہ مذکورہ کے کل یا جزوی

کاروائی کے واسطے اور وکیل یا اختیار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہو گا اور صاحب

مقرر شدہ کو بھی وہی جملہ مذکورہ اختیارات حاصل ہوں گے اور اس کا سامنے ہر داغہ منظور و قبول ہوگا دوران مقدمہ

میں جو خرچہ ہر جہان التوائے مقدمہ کے حساب سے ہوگا وہ وکیل موصوف و قبول کرنے کا اختیار 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 ہر

المرقوم: 22-2-2018

العبد \_\_\_\_\_ واہ شد \_\_\_\_\_ العبد

مقام Peshawar کے لئے منظور ہے۔

D.F.A

09.07.2019

Appellant in person and Addl: AG for respondents present.

The appellant has produced copy of order dated 04.07.2019 issued by the District Education Officer, Mohmand Tribal District, whereby the transfer order dated 25.04.2018 has been withdrawn/cancelled. As a consequence, the appellant has been posted at GHSS, Ghalanai. The appellant states that he is left with no grievance pertaining to impugned transfer, however, the Principal of concerned school is reluctant in giving charge to <sup>him.</sup> ~~the appellant.~~

In the circumstances, <sup>instant</sup> ~~the~~ appeal has become infructuous and is disposed of accordingly. The concerned official(s) are required to execute the order dated 04.07.2019 in accordance with law as soon as possible. File be consigned to the record room.

Announced:  
09.07.2019

Chairman

09.07.2019

Counsel for the appellant present.

Contends inter-alia that the appellant was appointed initially in BPS-07 and was promoted to BPS-09 on 28.01.1990. Upon passing Shahadat-ul-Almiya exam in 1999 the appellant was allowed BPS-15 in the year 2001. On 10.10.2018, was reverted to BPS-9 on the ground that the institution wherefrom he had obtained the Shahadat-ul-Almiya Sanad was not recognized. Alongside, an order for recovery of amount of Rs. 177095/- was also made by the respondents. Learned counsel for the appellant, at the outset referred the judgment passed by this Tribunal in appeal no. 908/2013 on 17.11.2016 where in a similar case, the recovery of excess salary was disallowed to the respondents therein.

On the strength of referred judgment, the instant appeal is admitted for regular hearing. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents. To come up for written reply/comments on 12.09.2019 before S.B.

Chairman

DE



OFFICE OF THE DISTRICT EDUCATION OFFICER  
MOHMAND TRIBAL AT GHALLANAI  
PHONE NO: 0924-290180 FAX NO: 0924-290180

NO. \_\_\_\_\_ (ESTAB-I) DATED: \_\_\_\_\_ /2019

Subject: WITH DRAWL/CANCELLATION OF TRANSFER ORDER

Memo:

Transfer order issued vide this office Endst: No. 2629-34 dated 25/04/2018 in respect of the following Male Class IVs are hereby withdrawn/cancelled with immediate effect.

The Class IVs concerned are directed to resume duties at their previous station.

- 1) Muhammad Amin Chowkidar GPS Ghallanai
- 2) Saleem Lab: Attendant GHSS Ghallanai.

Note:-

- 1:- No TA/DA and Transfer grant is allowed.
- 2:- Charge report should be submitted to all concerned.

(MR. JADDI KHAN KHALIL)  
District Education Officer,  
Mohmand Tribal District

Endst: No. 2048-51 /dated: 04/07 /2019.

Copy forwarded to the:-

1. Director of Education NMD Peshawar.
2. ADEO (M) concerned.
3. Principal GHSS Ghallanai Mohmand Tribal District.
4. Class IV concerned.

District Education Officer,  
Mohmand Tribal District



OFFICE OF THE AGENCY EDUCATION OFFICER  
MOHMAND AGENCY AT GHALLANAI  
P.NO.0924290180 FAX:0924290180

Subject: TRANSFER ORDER/ADJUSTMENT.

Memo:

Transfer/Adjustment order of the following class IVs is hereby ordered to the Schools noted against their names on their own pay & scales in the interest of public service with immediate effect.

S.No.	Name & Designation	From	To	Remarks
1	Muhammad Amin Class IV	GPS Ghalalnai Tehsil Halimzai Mohmand Agency	GHSS Ghallanai Tehsil Halimzai Mohmand Agency	Vice S.No.2
2	Saleem Class IV	GHSS Ghallanai Tehsil Halimzai Mohmand Agency	GPS Ghallanai Tehsil Halimzai Mohmand Agency	Vice S.No.1

Note:-

- 1:- No TA/DA and Transfer grant is allowed.
- 2:- Charge report should be submitted to all concerned.

(FARID ULLAH)  
Agency Education Officer,  
Mohmand Agency.

Endst: No. 2629-34 /dated: 25/4 /2018.

Copy of the:-

1. Director of Education (FATA), K.P.K Peshawar.
2. Political Agent Mohmand Agency at Ghallanai.
3. Principal GHSS Ghallanai Mohmand Agency.
4. EMIS Cell
5. AAEOs concerned.
- 6-7. Class IVs concerned concerned.

  
Agency Education Officer,  
Mohmand Agency.

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

**Appeal No.174/2018**

Salim Khan

V/S

Govt of KPK:

.....  
**APPLICATION FOR EARLY HEARING/ FIXED FOR TOMORROW  
IN THE ABOVE TITLED APPEAL INSTEAD OF 27-3-2018**  
.....

**RESPECTFULLY SHEWETH:**

1. That the appellant has filed the instant appeal for adjustment and against the order dated 29.09.2017.
2. That the appellant also file amended application in instant case due to same new development in the instant appeal.
3. That the previous date was fixed in the instant appeal for hearing of amendment application. the arguments was done on amendment application, but quite astonishingly in order sheet the appeal was simply adjourned and the next date fixed for hearing on 27-3/2018 before this Honorable KPK Service Tribunal.
4. That due to new development in the case amendment is necessary and date fixed, was too late in the instant appeal. If the date was not fixed early in the case, may be time barred the appeal of the appellant and defeat the appellant's right and the said post of the appellant was also laying vacant and respondent bent upon to fill said post, if the post was filled, , the appellant will suffer allot.
5. That it will be in the interest of justice to fix in the instant case at any other nearby possible date.



It is, therefore, most humbly prayed that on account of this application, any other nearby possible date of hearing for tomorrow in the above Service Appeal instead of [redacted]. Any other remedy which this august Tribunal deems appropriate that may also be awarded in favour of the appellant.

Appellant

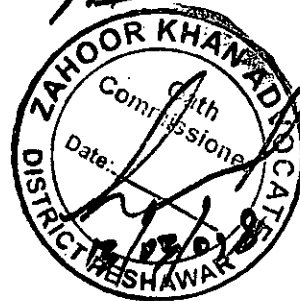
THROUGH:

*[Signature]*  
SYED NOMAN ALI BUKHARI  
& *[Signature]*  
UZMA SYED  
(Advocates, Peshawar)

**AFFIDAVIT:**

It is affirmed and declared that the contents of the above Application are true and correct to the best of my knowledge and belief and nothing has been concealed from the Hon'able Tribunal.

*[Signature]*  
Deponent



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR.

Appeal No.174/2018

Salim Khan

V/S

Govt of KPK:

.....  
**APPLICATION FOR EARLY HEARING/ FIXED FOR TOMORROW  
IN THE ABOVE TITLED APPEAL INSTEAD OF 27-3-2018**  
.....


**RESPECTFULLY SHEWETH:**


1. That the appellant has filed the instant appeal for adjustment and against the order dated 29.09.2017.
2. That the appellant also file amended application in instant case due to same new development in the instant appeal.
3. That the previous date was fixed in the instant appeal for hearing of amendment application. the arguments was done on amendment application, but quite astonishingly in order sheet the appeal was simply adjourned and the next date fixed for hearing on 27-3-2018 before this Honorable KPK Service Tribunal.
4. That due to new development in the case amendment is necessary and date fixed, was too late in the instant appeal. If the date was not fixed early in the case, may be time barred the appeal of the appellant and defeat the appellant's right and the said post of the appellant was also laying vacant and respondent bent upon to fill said post, if the post was filled, , the appellant will suffer allot.
5. That it will be in the interest of justice to fix in the instant case at any other nearby possible date.

It is, therefore, most humbly prayed that on acceptance of this application, any other nearby possible date of hearing/fixed for tomorrow in the above Service Appeal instead of \_\_\_\_\_. Any other remedy which this august Tribunal deems fit and appropriate that may also be awarded in favour of the appellant.

Appellant.

THROUGH:

  
SYED NOMAN ALI BUKHARI

&   
UZMA SYED  
(Advocates, Peshawar)

**AFFIDAVIT:**

It is affirmed and declared that the contents of the above Application are true and correct to the best of my knowledge and belief and nothing has been concealed from the Hon'able Tribunal.

  
Deponent

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR.

Appeal No.174/2018

Salim Khan

V/S

Govt of KPK:

.....  
**APPLICATION FOR EARLY HEARING/ FIXED FOR TOMORROW  
IN THE ABOVE TITLED APPEAL INSTEAD OF 27-3-2018**  
.....



**RESPECTFULLY SHEWETH:**

1. That the appellant has filed the instant appeal for adjustment and against the order dated 29.09.2017.
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It is, therefore, most humbly prayed that on acceptance of this application, any other nearby possible date of hearing/fixed for tomorrow in the above Service Appeal instead of \_\_\_\_\_. Any other remedy which this august Tribunal deems fit and appropriate that may also be awarded in favour of the appellant.

Appellant.

THROUGH:

  
SYED NOMAN ALI BUKHARI  
&   
UZMA SYED  
(Advocates, Peshawar)

**AFFIDAVIT:**

It is affirmed and declared that the contents of the above Application are true and correct to the best of my knowledge and belief and nothing has been concealed from the Hon'able Tribunal.

  
Deponent

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

**Service Appeal No.174/2018**

Saleem Khan

V/S

Education Deptt:.

=====

**APPLICATION FOR TO FILE A AMMENDED APPEAL IN ABOVE  
MENTIONED APPEAL DUE TO SOME NEW DEVELOPMENTS IN  
INSTANT APPEAL.**

---

**RESPECTFULLY SHEWETH:**

- 1) That the appellant filed the above titled appeal in this Honourable Tribunal, in which the date has been fixed for Preliminary Hearing on 13.03.2018.
- 2) That the appellant filed the above mentioned appeal against the order dated 29.09.2017.
- 3) That due to some developments the appellant wants to file amended appeal in the above titled appeal, which is necessary to meet the end of justice.

It is, therefore, most humbly prayed that on acceptance of this application the appellant may be allowed to file fresh amended appeal.

سید سالم خان

**Appellant**  
Saleem Khan

Through:

Uzma Syed

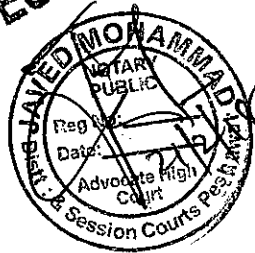
Advocate, Peshawar

**AFFIDAVIT:**

I, the appellant state on oath that the contents of the above application is true and correct to the best of knowledge and belief, and nothing has been withheld or concealed from the Honorable Tribunal.

**Deponent**

**ATTESTED**



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

Appeal No. 174/2018

Salim khan

V/S


Govt: of KPK.

**APPLICATION FOR FIXING OF AN EARLY DATE OF  
HEARING IN THE ABOVE TITLED APPEAL**

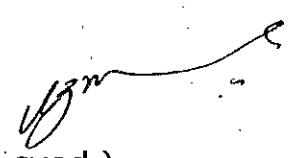
**RESPECTFULLY SHEWETH:**

1. That the appellant has filed the instant appeal against the order dated 29.9.2017,
2. That the instant appeal fixed for preliminary hearing on dated 13.3.2018,
3. That as there is stay matter involved in the instant appeal
4. That it will be in the interest of justice to fix the case at an early date .

It is, therefore, most humbly prayed that on acceptance of this application, an early date of hearing may kindly be fixed in the above Service Appeal. Any other remedy which this august Tribunal deems fit and appropriate that may also be awarded in favour of the appellant.

  
Appellant  
Salim Khan Khan

THROUGH:

  
(Uzma syed )  
ADVOCATE PESHAWAR.



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

Appeal No. 174/2018

Salim khan

V/S

Govt: of KPK.

**APPLICATION FOR FIXING OF AN EARLY DATE OF  
HEARING IN THE ABOVE TITLED APPEAL**

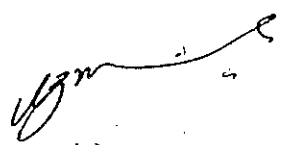
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2. That the instant appeal fixed for preliminary hearing on dated 13.3.2018,
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4. That it will be in the interest of justice to fix the case at an early date .

It is, therefore, most humbly prayed that on acceptance of this application, an early date of hearing may kindly be fixed in the above Service Appeal. Any other remedy which this august Tribunal deems fit and appropriate that may also be awarded in favour of the appellant.

  
Appellant  
Salim Khan Khan

THROUGH:

  
(Uzma syed )  
ADVOCATE PESHAWAR.

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

Appeal No. 174/2018

Salim khan

V/S

Govt: of KPK.

**APPLICATION FOR FIXING OF AN EARLY DATE OF  
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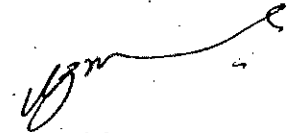
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4. That it will be in the interest of justice to fix the case at an early date .

It is, therefore, most humbly prayed that on acceptance of this application, an early date of hearing may kindly be fixed in the above Service Appeal. Any other remedy which this august Tribunal deems fit and appropriate that may also be awarded in favour of the appellant.

  
Appellant  
Salim Khan Khan

THROUGH:

  
(Uzma syed )  
ADVOCATE PESHAWAR.

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

**Service Appeal No.174/2018**

Saleem Khan

V/S

Education Deptt.:

=====  
**APPLICATION FOR TO FILE A AMMENDED APPEAL IN ABOVE  
MENTIONED APPEAL DUE TO SOME NEW DEVELOPMENTS IN  
INSTANT APPEAL.**

---

**RESPECTFULLY SHEWETH:**

- 1) That the appellant filed the above titled appeal in this Honourable Tribunal, in which the date has been fixed for Preliminary Hearing on 13.03.2018.
- 2) That the appellant filed the above mentioned appeal against the order dated 29.09.2017.
- 3) That due to some developments the appellant wants to file amended appeal in the above titled appeal, which is necessary to meet the end of justice.

It is, therefore, most humbly prayed that on acceptance of this application the appellant may be allowed to file fresh amended appeal.

سید اسماعیل  
**Appellant**  
Saleem Khan

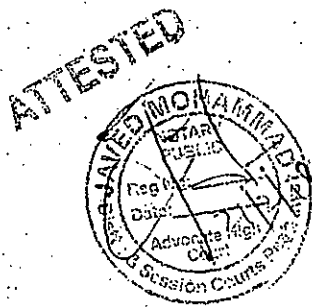
Through:

Uzma Syed  
Advocate, Peshawar

**AFFIDAVIT:**

I, the appellant state on oath that the contents of the above application is true and correct to the best of knowledge and belief, and nothing has been withheld or concealed from the Honorable Tribunal.

**Deponent**



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

**Service Appeal No.174/2018**

Saleem Khan

V/S

Education Deptt.

=====  
**APPLICATION FOR TO FILE A AMMENDED APPEAL IN ABOVE  
MENTIONED APPEAL DUE TO SOME NEW DEVELOPMENTS IN  
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- 1) That the appellant filed the above titled appeal in this Honourable Tribunal, in which the date has been fixed for Preliminary Hearing on 13.03.2018.
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- 3) That due to some developments the appellant wants to file amended appeal in the above titled appeal, which is necessary to meet the end of justice.

It is, therefore, most humbly prayed that on acceptance of this application the appellant may be allowed to file fresh amended appeal.

سید سعید خان

**Appellant**  
Saleem Khan

Through:

Uzma Syed

Advocate, Peshawar

**AFFIDAVIT:**

I, the appellant state on oath that the contents of the above application is true and correct to the best of knowledge and belief, and nothing has been withheld or concealed from the Honorable Tribunal.

**Deponent**

ATTESTED



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

CM NO. \_\_\_\_\_/2019

IN

**Appeal No. 174/2018**

SALEEM KHAN

V/S

EDUCATION DEPARTMENT

**APPLICATION FOR AMENDING THE WORD FATA AS (MERGED AREA)**

Respectfully Sheweth;


1. That, the above title case is pending adjudication before this Honourable Tribunal which is fixed for hearing on 31.01.2019.
2. That, with the passing of the 25<sup>th</sup> Amendment of the Constitution of Pakistan, FATA has been merged with the Province of Khyber Pakhtunkhwa.
3. That, in above titled the word FATA & AGENCY has been used in the penal of the respondents which may be amended as merged Area and that of Agency with DISTRICT.
4. That, likewise the word Political Agent may be amended with Deputy Commission and Assistant Political Agency with Assistant Commissioner.
5. That, there is no legal bar involved while amending the word FATA with that of the Merged Area.

It is therefore, most humbly prayed that on acceptance of this application necessary amendments may be made by amending the word FATA with MERGED AREA and that of Agency as District.

Dated: 31.01.2019

APPELLANT

Through:

  
**NOOR MOHAMMAD KHATTAK**  
Advocate High Court,  
Peshawar

**BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR**  
**AMENDED SERVICE APPEAL**

APPEAL NO. 134 /2018

Mr. Salim khan, Lab Attendant,  
GHSS, Ghalani, Mohmand Agency.

(APPELLANT)

**VERSUS**

1. The Additional chief secretary (FATA) Secretariat, Warsak Road, Peshawar.
2. The Director Education FATA Secretariat Warsak Road, Peshawar.
3. Director Education (FATA) Secretariat, Warsak Road, Peshawar.
4. The Agency Education Officer Mohmand Agency at Ghalani.
5. The Head master GHS Danishkool Mohmand Agency.
6. The Principal GHSS Ghalani Mohmand Agency.
7. The Ex. Principle Idrees now In Bajour Agency.
8. The Agency Education Officer, Wali Mohammad Now in Bajour Agency.
9. The Agency Education Officer Khaista Rehman, Bajour Agency.
10. The Section Officer, Abdul Manan, Education Fata.
11. The Inquiry Officer principle Ilayas GHS Pandiyaly.
12. The Head master Sardar Hussain, GHS Ekka Ghund.

(RESPONDENTS)

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**AMMENDED APPEAL UNDER SECTION 4 OF THE SERVICE TRIBUNALS ACT, 1974, AGAINST THE IMPUGNED ORDER DATED 29.09.2017 WHEREBY THE APPELLANT WAS ADJUSTED TRANSFERRED TO GHS DANISHKOOOL, AGAINST THE RESERVED LEAVE VACANCY AND AGAINST THE INACTION OF THE REPENDENT BY NOT ADJUSTING THE APPELLANT IN COMPLIANCE WITH THE ORDER DATED 1.02.2018 ISSUED DURING THE PENDENCY OF THE INSTANT SERVICE APPEAL.**

**PRAYER:**

**THAT THE ACCEPTANCE OF THIS APPEAL, THE RESPONDENTS DEPARTMENT MAY BE DIRECTED TO ADJUST THE APPELLANT IN COMPLAINE WITH THE ORDDER DATED 1.2.2018 ISUUED DURING THE OENDENCY OF THIS APPEAL AGAINST HIS ORIGINAL POST AT GGHS GHALANI. ANY OTHER REMEDY WHICH THIS AUGUST TRIBUNAL DEEMS FIT AND APPROPRIATE THAT MAY ALSO BE AWARDED IN FAVOUR OF APPELLANT.**



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

**Service Appeal No.174/2018**

Saleem Khan

V/S

Education Deptt.

=====  
**APPLICATION FOR TO FILE A AMMENDED APPEAL IN ABOVE  
MENTIONED APPEAL DUE TO SOME NEW DEVELOPMENTS IN  
INSTANT APPEAL.**

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- 1) That the appellant filed the above titled appeal in this Honourable Tribunal, in which the date has been fixed for Preliminary Hearing on 13.03.2018.
- 2) That the appellant filed the above mentioned appeal against the order dated 29.09.2017.
- 3) That due to some developments the appellant wants to file amended appeal in the above titled appeal, which is necessary to meet the end of justice.

It is, therefore, most humbly prayed that on acceptance of this application the appellant may be allowed to file fresh amended appeal.

سید اسماعیل خان  
**Appellant**  
Saleem Khan

Through:

Uzma Syed  
Advocate, Peshawar

**AFFIDAVIT:**

I, the appellant state on oath that the contents of the above application is true and correct to the best of knowledge and belief, and nothing has been withheld or concealed from the Honorable Tribunal.

**Deponent**

