


13.07.2022

Mr. Fazal Shah, Mohmand, Advocate for the appellant present.
Preliminary arguments heard.

Learned counsel for the appellant contended that the appellant is aggrieved of the impugned order dated 25.03.2022 whereby the respondents department accorded leave without pay w.e.f. 10.11.2014 and 10.11.2018. He challenged the impugned order through departmental appeal on 28.03.2022 which was not responded within the statutory period hence the instant service appeal was filed on 01.07.2022 for redressal of his grievances. It was further argued that the appellant was posted at Govt. Higher Secondary School Ghallani District Mohmand. when the appellant came back from duty he was arrested by Mohmand Rifles on suspicion, on 10.11.2014. The appellant was suspended who remained in custody/internment center and after ^{having} ~~been~~ proved innocent he was handed over to the District Administration Mohmand on 20.08.2018 and was also issued clearance certificate vide order dated 16.09.2019 issued by Assistant Commissioner Upper Mohmand. It was further contended that the appellant has served 17 years of service with unblemished service record but he has not been treated in accordance with law, rules and in violation of Article 4 and 25 of the constitution. The impugned order 25.03.2022 being illegal, unlawful and void abinitio, may be set aside, he concluded.

Points raised need consideration. The appeal is admitted to regular hearing, subject to all just and legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments. To come up for reply/comments before the S.B on 14.09.2022.


(Mian Muhammad)
Member (E)

Rs-500
Appellant Deposited
Security & Process Fee

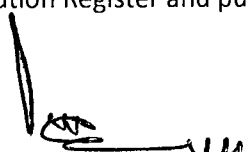

A. M. F. Shah
20/7/22

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 1083/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	01/07/2022	<p>The appeal of Mr. Zabih Ullah presented today by Mr. Fazal Shah Mohmand Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p> REGISTRAR</p>
2-	4/7/22	<p>This case is entrusted to Single Bench at Peshawar for preliminary hearing to be put there on <u>13.7.22</u>. Notices be issued to appellant and his counsel for the date fixed.</p> <p> CHAIRMAN</p>

HYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

CHECK LIST

Zabiullah

Versus

DNector

..... Appellant

..... Respondents

	CONTENTS	YES	NO
0	This petition has been presented by: <u>Fazal Shah Advocate Supreme Court</u>	√	
	Whether Counsel/Appellant/Respondent/Deponent have signed the requisite documents?	√	
	Whether appeal is within time?	√	
	Whether the enactment under which the appeal is filed mentioned?	√	
	Whether the enactment under which the appeal is filed is correct?	√	
	Whether affidavit is appended?	√	
	Whether affidavit is duly attested by competent Oath Commissioner?	√	
	Whether appeal/annexures are properly paged?	√	
	Whether certificate regarding filing any earlier appeal on the subject, furnished?	√	
0.	Whether annexures are legible?		
1.	Whether annexures are attested?	√	
2.	Whether copies of annexures are readable/clear?	√	
3.	Whether copy of appeal is delivered to AG/DAG?	√	
4.	Whether Power of Attorney of the Counsel engaged is attested and signed by petitioner/appellant/respondents?	√	
5.	Whether numbers of referred cases given are correct?	x	
6.	Whether appeal contains cutting/overwriting?	√	
7.	Whether list of books has been provided at the end of the appeal?	√	
8.	Whether case relate to this court?	√	
9.	Whether requisite number of spare copies attached?	√	
0.	Whether complete spare copy is filed in separate file cover?	√	
1.	Whether addresses of parties given are complete?	√	
2.	Whether index filed?	√	
3.	Whether index is correct?		
4.	Whether Security and Process Fee deposited? On _____		
5.	Whether in view of Khyber Pakhtunkhwa Service Tribunal Rules 1974 Rule 11, notice along with copy of appeal and annexures has been sent to respondents? On _____	√	
6.	Whether copies of comments/reply/rejoinder submitted? On _____		
7.	Whether copies of comments/reply/rejoinder provided to opposite party? On _____		

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

Name:- Fazal Shah Mohmand

Signature:- [Signature]
ASC

Dated:- _____

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No 1083 /2022

Zabih Ullah.....Appellant

V E R S U S


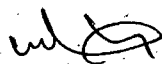
Director and others.....Respondents

I N D E X

S. No	Description of Documents	Annexure	Pages
1.	Service Appeal with Affidavit		1-3
2.	Application for condonation of delay with Affidavit		4
3.	Copy of handing/taking dated 20-08-2019 & Letter dated 16-09-2019	A & B	5-6
4.	Copies of Letters dated 06-12-2018, 28-12-2018, 08-01-2019 & dated 15-05-2019	C	7-11
5.	Copy of order dated 25-03-2022 & departmental appeal	D & E	12-13
6.	Vakalat Nama		14

Dated:-28-06-2022

Through


Appellant

Fazal Shah Mohmand
Advocate,
Supreme Court of Pakistan

OFFICE:- Cantonment Plaza Flat 3/B Khyber Bazar Peshawar Cell# 0301 8804841
Email:- fazalshahmohmand@gmail.com

-1-

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No _____/2022

Zabih Ullah, Lab Attendant (BPS-04), Govt. Higher Secondary School
Ghallanai, District Mohmand.Appellant

V E R S U S

1. Director, Elementary and Secondary Education, Govt. of Khyber Pakhtunkhwa Peshawar.
2. District Education Officer, Mohmand at Ghallanai District Mohmand.
3. Secretary, Elementary and Secondary Education, Govt. of Khyber Pakhtunkhwa Peshawar.Respondents

APPEAL U/S 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT 1974 AGAINST THE ORDER DATED 25-03-2022, AND AGAINST WHICH DEPARTMENTAL APPEAL OF THE APPELLANT HAS NOT BEEN RESPONDED SO FAR DESPITE THE LAPSE OF MORE THAN THE STATUTORY PERIOD OF NINETY DAYS.

PRAYER:-

On acceptance of this appeal the impugned order dated 25-03-2022 may kindly be set aside and the appellant may kindly be allowed/released the salaries with effect from 10-11-2014 to 20-11-2018 with other service back benefits.

Respectfully Submitted:-

1. That the appellant was appointed as Lab Attendant on 08-02-2005 and was posted to Govt. Higher Secondary School Ghallanai District Mohmand and since then the appellant performed his duties with honesty and full devotion and to the entire satisfaction of his high ups.
2. That in the year 2014 the appellant while lastly posted to Govt. Higher Secondary School Ghallanai District Mohmand, the appellant while coming for duty was arrested by Mohmand Rifles on suspicion on 10-11-2014 and was suspended who remained in custody/internment center and after being proved innocent was handed over to the District administration on 20-08-2018 for further process and was finally released on 20-11-2018 and was also issued clearance certificate vide letter dated 16-09-2019 by the Assistant Commissioner Upper Mohmand. **(Copy of handing/taking dated 20-08-2019 & Letter dated 16-09-2019 is enclosed as Annexure A & B).**

3. That soon after release the appellant approached respondents for the release of his salaries on 28-11-2018 which request was duly processed vide letters dated 06-12-2018, 28-12-2018, 08-01-2019, 15-05-2019 etc and routed through various offices but with no response. **(Copies of Letters dated 06-12-2018, 28-12-2018, 08-01-2019 & dated 15-05-2019 are enclosed as Annexure C).**
4. That finally sanction was granted to the grant of leave without pay for the period with effect from 10-11-2014 to 20-11-2018 vide order dated 25-03-2022, thus treating the arrest/interment period as leave without pay illegally. The appellant preferred departmental appeal which has not been responded so far despite the lapse of more than the statutory period of ninety days. **(Copy of order dated 25-03-2022 & departmental appeal, is enclosed as Annexure D & E).**
5. That the impugned Order dated 25-03-2022 thereby treating the period of arrest/interment as leave without pay, is against the law, facts and principles of justice on grounds inter-alia as follows:-

GROUND S:-

- A. That the impugned Order dated 25-03-2022 is, illegal, unlawful and void ab-initio.
- B. That mandatory provisions of law and rules on the subject have been badly violated by the respondents and the appellant has not been treated according to law and rules in violation of Article 4 and 25 of the Constitution.
- C. That the appellant is entitled to the salaries of his arrest/internment period as per Civil Service Regulations besides Fundamental Rules and Esta Code Instructions.
- D. That in case of arrest/detention a civil servant there is automatic suspension as per the Fundamental Rules, CSR besides Esta-Code Instructions and as such too the impugned order is not tenable in the eyes of law.
- E. That there is no omission or commission on part of the appellant and the appellant could not be punished for the fault of others if any.
- F. That the impugned is not speaking order and as such too liable to be set at naught.
- G. That it has been held/proved on record that the appellant has done nothing illegal and that he is innocent, thus too the impugned order is liable to be set aside

- H. That proceedings of any sort were taken against the appellant, ex-parte action has been taken against him and he has been condemned unheard.
- I. That in case of suspension, the employee is entitled to the salary of such period, on this score alone the appellant could not be deprived of the benefits of such period.
- J. That the appellant has about 17 years of service with unblemished service record.
- K. That the appellant seeks the permission of this honorable tribunal for further/additional grounds at the time of arguments.

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

Any other relief deemed appropriate and not specifically asked for, may also be granted in favor of the appellant.

Dated:-28-06-2022

Through


Appellant



Fazal Shah Mohmand
Advocate,
Supreme Court of Pakistan

AFFIDAVIT

I, Zabih Ullah, Lab Attendant (BPS-04), Govt. Higher Secondary School Ghallanai, District Mohmand, (the appellant), do hereby solemnly affirm and declare on oath that the contents of this **Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this honorable Tribunal.


DEPONENT

-4-

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No _____/2022

Zabih Ullah.....Appellant

V E R S U S

Director and others.....Respondents

Application for condonation of delay if any

Respectfully Submitted:-


1. That the accompanying appeal is being filed today in which no date of hearing has been fixed so far.
2. That the grounds of appeal may be considered as integral part of this application.
3. That the issue being of financial matter/recurring cause of action hence the limitation would have no adverse implication, thus the instant appeal is liable to be decided on merit.
4. That the impugned order is void as Ex-parte action has been taken against the appellant and he has been condemned unheard.
3. That the law as well as the dictums of the superior Courts also favors decisions of cases on merit.

It is therefore prayed that on acceptance of this application, the delay if any in filing of appeal may kindly be condoned.

Dated:-28-06-2022

Through


Appellant


Fazal Shah Mohmand
Advocate,
Supreme Court of Pakistan

AFFIDAVIT

I, Zabih Ullah, Lab Attendant (BPS-04), Govt. Higher Secondary School Ghallanai, District Mohmand, (the appellant), do hereby solemnly affirm and declare on oath that the contents of this **Application**, are true and correct to the best of my knowledge and belief and nothing has been concealed from this honorable Tribunal.


RESPONDENT

1
"A"
-5-

HANDING / TAKEN OVER CERTIFICATE

Internee Zabih Ullah (Black) s/o Fazal Wahid r/o Mullano Mandi Teh Halimzai Distric
Mohmand

is hereby handed over to Deputy Commissioner Mohmand for Rel On Strong Surety
bond of local elders.

HANDING OVER

TAKEN OVER

Rank Sub

Appointment Sub

Name Fazal Wahid

Name M. A. V. S.

Date 20/08/18

Date 20/08/18

Signature [Signature]

Signature [Signature]

HQ Mohmand Rifles
20th Scouts Corps
Ghallanai
Tel: 0924 - 290005
No.330/11/B/DC Trial /G
20 Aug 2018

Fwd to: Deputy Commissioner Mohmand Tribal District
in triplicate.

Please return two copies duly receipted for our
record.

Copy to: Headquarters Frontier Corps KP SCTC Br
wrt their ltr No. 173 /disposal/ 05 / SCTC
dated 08 Aug 2018.
Please wdr internment orders IRO a/m
Internee.

[Signature]
Captain
Commandant

BETTER COPY OF THE PAGE NO 5
HANDING/TAKEN OVER CERTIFICATE

Internee Zabih Ullah (Black) S/o Fazal Wahid R/o Muliano Mandi Teh Halimzai District Mohamand is hereby handed over to Deputy Commissioner, Mohmand for Rel On Strong Surety Bond of local elders.

HANDING OVER

Rank Sub
Name Fazal Qayum
Date 20/08/2018

Signature

HQ Mohmand Rifles
20th Scouts Corps
Ghallanai
Tel: 0924-290005
No. 330/11/B/DC Trial/G
20 Aug 2018

TAKEN OVER

Appointment Sub
Name Minakhel
Date 20/08/2018

Signature

Fwd to: Deputy Commissioner Mohamnd Tribal District in triplicate
Please return two copies duly receipted for our record.
Copy to: headquarters Frontier Corps KP SCTC Bt wrt their ltr No. 173/disposal/05/SCTC dated 08 Aug 2018.
Please wdr internment orders IRO a/m internee.

B

"B"

-6-



**OFFICE OF THE ASSISTANT COMMISSIONER
UPPER MOHMAND TRIBAL DISTRICT**
Tel: No#0924-290004 Email:apauppermohmand@gmail.com

No. 925 /AC (UM)

Dated: 16 /09/2019

To: District Education Officer
Mohmand Tribal District.

Subject: REQUEST FOR CLEARANCE CERTIFICATE.

Memorandum:

Enclosed please find herewith an application submitted by Mr. Zabih Ullah son of Fazli Wahid resident Mulyano Mandi requesting therein that Education office is demanding clearance from District Administration Mohmand so as to release his stopped salaries.

The applicant was arrested by Mohmand Rifles in GhallanaI on suspicious on date 10-11-2014. but later on 20-05-2018 he was handover to erstwhile Political Administration Mohmand Agency for release on strong surety bond. District Administration released him on bail of local elders on 20-11-2018. The local elders are sureties for the good behavior of the aforementioned person.

Zabih Ullah
[Signature]

[Signature]
Assistant Commissioner Upper
Mohmand Tribal District
Assist
Upp

Copy to

16/9/19

Principal GHSS GhallanaI for information.

BETTER COPY OF THE PAGE NO. 6
OFFICE OF THE ASSISTANT COMMISSIONER
UPPER MOHMAND TRIBAL DISTRICT

No. 825/AC(UM)
Dated 16/09/2019

To,

District Education Officer
Mohmand Tribal District.

Subject: **REQUEST FOR CLEARANCE CERTIFICATE**
Memorandum:

Enclosed please find herewith an application submitted by Mr. Zabih Ullah son of Fazli Wahid resident Mulyano Mandi requesting therein that Education officer is demanding clearance from District Administration Mohmand so as to release his stopped salaries.

The applicant was arrested by Mohmand Rifles in Ghallanai on suspicious on date 10-11-2014 but later on 20-05-2018 he was handover to erstwhile Political Administration Mohmand Agency for release on strong surety bond. District Administration released him on bail of local elders on 20-11-2018. The local elders are sureties for the good behavior of the aforementioned person.

Assistant Commissioner Upper
Mohmand Tribal District

Copy to

Principal GHSS Ghallanai for information



OFFICE OF THE ASSISTANT COMMISSIONER
UPPER MOHMAND TRIBAL DISTRICT
Tel: No#0924-290004 Email: amu@uppermohmand.gov.punjab.gov.pk

"C" R
-7-

No. 2547/AC (UM)
Dated 06 December, 2018

To: Major for Commandant
Mohmand Rifles

D. C. M.

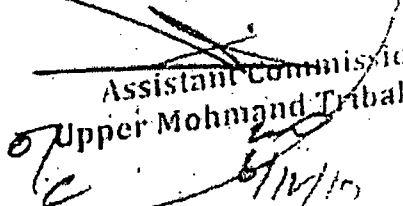
Subject:
Memorandum:

REQUEST FOR RELEASE OF SALARIES

Please refer to endst. No. 10616/Reader dated 04-12-2018 on the above noted subject.

It has been reported by Naib Tehsildar Halimzai that Mr. Zabih ullah s/o Fazli Wahid is a permanent resident of Mulyano Mani Tehsil Halimzai. He was performing duty as Lab Attendant in GHSS Ghallanai. He was arrested by Mohmand Rifles in Ghallanai on suspicious on date 10-11-2014 but later on 20-05-2018 he was referred to this Administration for further process. District Administration released him on date 20-11-2018 on bail of local elders as local elders are sureties for the good behaviour of the aforementioned person. The salaries of the applicant have been stopped by the Principal of the aforementioned School. The applicant is requesting for the release of his salaries.

In view of the above, request of the applicant for release of salaries is forwarded for consideration as per policy please.


Assistant Commissioner
Upper Mohmand Tribal District
11/12/18

240

BETTER COPY OF THE PAGE NO. 7
OFFICE OF THE ASSISTANT COMMISSIONER
UPPER MOHMAND TRIBAL DISTRICT

No. 254/AC(UM)
Dated 06 December, 2018

To,

Major for Commandant
Mohmand Rifles

Subject: **REQUEST FOR RELEASE OF SALARIES**
Memorandum:

Please refer to endst No. 10616/Reader dated 04-12-2018 on the above subject.

"It has been reported by Naib Tehsildar halimzai that Mr. Zabih ullah S/o Fazli Wahid is a permanent resident of Mulyano Mani Tehsil Halimzai. He was performing duty as Lab Attendant in GHSS Ghahllahi. He was arrested by Mohmand Rifles in Ghallani on suspicious on date 10-11-2014 but later-on 20-05-2018 he was referred to this Administration for further process. District Administration released him on date 20-11-2018 on bail of local elders as local elders are sureties for the good behavior of the aforementioned person. The salaries of the applicant have been stopped by the Principal of the aforementioned School. The applicant is requesting for the release of his salaries.

In view of the above, request of the applicant for release of salaries is forwarded for consideration as per policy please.

Assistant Commissioner
Upper Mohmand Tribal District



OFFICE OF THE DEPUTY COMMISSIONER
MOHMAND TRIBAL DISTRICT

Phone 0924-290001 / Fax 0924-290075 / Email: pamohmand@gmail.com

8

No. 1158 /Reader
Dated 21/12/2018


To: Principal
GHSS Ghallanai
Mohmand Tribal District ✓

Subject: RELEASE OF PAY

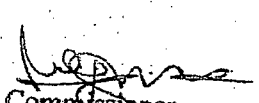
Memorandum:-

Please refer to your letter No. 111 dated 13th December 2018 on the subject cited above.

As recommended by the Assistant Commissioner Upper Mohmand Tribal District vid his letter No. 2541/AC (UM) dated 06th December 2018 on the above mentioned subject, pay of Lab attendance Zabih ullah s/o Fazli Wahid resident of village Mulyano Mandi Tehsil Halimzai Mohmand Tribal District stopped by your office on account of being in internment Centre / lock-up, may be released as per rule policy as he has been released on surety of local elders. His case may be processed as per rules /policy. (copy of handing /taking over certificate is enclosed for ready reference).


Deputy Commissioner,
Mohmand Tribal District

Cc. District Education Officer Mohmand at Ghallanai for necessary action please.


Deputy Commissioner,
Mohmand Tribal District

9-

OFFICE OF THE PRINCIPAL

GHSS GHALLANAI DISTT: MOHMAND

No. 117 dated: 08/01/2019

To

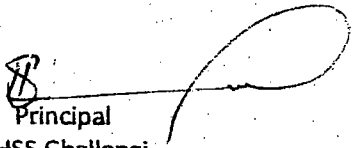
The District Education Officer

District Mohmand

Subjected: Release of Pay of Mr. Zabih ullah Lab. Attendant

Memo;

Reference to the letter No. 1158 dated 28 /12/2018 regarding to the release of pay of Mr. Zabih ullah Lab. Attendant of this school ^{by} Deputy Commissioner Mohmand is hereby forwarded for your kind guidance to be provided to this office as he was suddenly disappeared from his duty till the mentioned date (10/11/2014 to 20/11/2018). ✓


Principal
GHSS Ghallanai
District Mohmand



- 10 - 15

**OFFICE OF THE DISTRICT EDUCATION
OFFICER TRIBAL DISTRICT MOHMAND**

P. NO. 0924-290180 FAX: 0924-290180

No _____ (Estab-I) Dated/ _____ / _____ /2019

To

1. The Director Education,
NMTD Khyber Pakhtunkhwa Peshawar.
2. The Director Education,
Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar.

Subject:- GUIDANCE IN THE RELEASE OF SALARIES IN F/C MR. ZABIH ULLAH LAB ATTENDANT

Memo:

It is submitted that Mr. Zabih Ullah was serving as a Lab Attendant at GHSS Ghallanai. But on 10/11/2014 he was suddenly disappeared from his duty for some unknown reasons. Later on it came to known that he was in the internment center and as a result his salary was stopped from mentioned date.

District Administration released him on dated 20/11/2018 on Bail/Surety of the local elders.

Now he has joined his duty and the Deputy Commissioner Mohmand has issued order vide letter No. 1158 dated 25/12/2018 for the release of his salaries as per rules/policy.

In the light of above facts this office may very graciously be guided/advised please the arrears he claims where as he has been remained the internment of law enforcement agencies (absence period 10/04/2014 to 20/04/2018).


District Education Officer
Tribal District Mohmand



Khyber Pakhtunkhwa Peshawar

PH No. 091-9210389, 9210938,

9210437, 9210957, 9210468

Fax 091-9210936

No. 1248 E. 4 Minis: Staff Dated 15/5/2019

-11-

To

The District Education Officer,
Tribal District Mohmand at Ghallanai..

Subject:- GUIDANCE IN THE RELEASE OF SALARIES IN R/O
MR. ZABIHULLAH, LAB: ATTENDANT.

Memo:-

I am directed to refer to your memo: No. Nil dated Nil on the subject noted above and to inform you that the worthy Director of Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar has been please^d ordered to convert the absence period into the Leave without Pay in respect of the above named Lab: Attendant and released his salaries from the date of Joining his duty.

Necessary entries to this effect should be made in his Service Book and other office record.

Deputy Director Education (F/A)
NMTD KPK Peshawar

Encl: No. 1249-51

Dated Pesh: the _____/2019. 15/5/19

Copy forwarded to the:-

- (1) District Account Officer, Mohmand at Ghallanai.
- (2) Principal GHSS Ghallanai Mohmand
- (3) PA to Director, E&SE, KPK Peshawar.

Deputy Director Education (F/A)
NMTD KPK Peshawar.

15/5/19

"D" -12-



**OFFICE OF THE DISTRICT EDUCATION OFFICER
MOHMAND TRIBAL DISTRICT**

Ph. No. : 0924-290180

FAX : 0924290180

Email :- deomohmand@gmail.com



LEAVE WITHOUT PAY

As per order of Director E&SE Khyber Pakhtunkhwa Peshawar regarding convergence of the absence period into leave without pay w.e.f 10/11/2014 to 20/11/2018 vide Endst: No.1249-51 dated 15-05-2019 and Principal GHSS Ghallanai letter No.522 dated 14-02-2022.

Under the provision of rule 12 of the Khyber Pakhtunkhwa Government Servants Revised Leave Rules 1981, Sanction is hereby accorded to the grant of Leave Without Pay (EOL) with effect from 10/11/2014 to 20/11/2018 (04 Years) both days inclusive in respect of Mr.Zabeeh Ullah Lab: Attendant (BS-04) GHSS Ghallanai Tahsil Halimzai Mohmand Tribal District.

Note:-

1. Necessary entry to this effect should be made in his service book.

(NOOR HASSAN KHAN)
District Education Officer
Mohmand Tribal District

Endst.No. 1137-44 / Estab: / Leave File Vol-1. Dated: 25/3 2022

Copy to the:-

1. PA to Director E&SE Khyber Pakhtunkhwa.
2. District Account's Officer Mohmand.
3. District Monitoring Officer Mohmand.
4. SDEO concerned.
5. Principal GHSS Ghallanai w/r to his letter no & dated quoted above.
6. Official concerned.
7. PA to DEO (Male) Mohmand.
8. Relevant file.

District Education Officer
Mohmand Tribal District

"E" - 13 -

بخدمت جناب ڈائریکٹر ایلیمنٹری یا اینڈ سکندری سکول خیبر پختونخواہ

عنوان: اجیل برخلاف سوری 25 مارچ 2022۔

جناب عالی!

گزارش ہے کہ سال گورنمنٹ ہائیر سیکنڈری سکول غلٹی ضلع مہمند میں بطور ایب اینڈنٹ ڈیوٹی سرانجام دے رہا ہے۔ سوری 10 نومبر 2014 کو سیکورٹی اداروں نے مجھے اپنے تحویل میں لیکر 20 نومبر 2018 تک جیل میں رکھا اور بعد میں ضمانت پر رہا کیا۔ جسکے فوراً بعد (25 نومبر 2018) سے میں نے ڈیوٹی شروع کر دی۔ یکم دسمبر 2018 سے میری تنخواہ جاری کر دی گئی۔ تاہم 10 نومبر 2014 سے لیکر 30 نومبر 2018 تک کی تنخواہ مجھے نہیں ملی ہیں۔ بحوالہ حکم سوری 25 مارچ 2022 کو ڈسٹرکٹ ایجوکیشن آفیسر نے ڈائریکٹر ایجوکیشن خیبر پختونخواہ کے حکم پر مذکورہ عرصہ کو بلا تنخواہ شمار کیا ہے۔ جو کہ انصاف اور قانون کے خلاف ہے کیونکہ اس دوران سال جیل میں تھا اور اس میں سال کا کوئی تصور نہیں تھا۔

لہذا 25 مارچ 2022 کے آرڈر کو غیر قانونی قرار دیکر مجھے 10 نومبر 2014 سے 30 نومبر 2018 تک تنخواہ

جاری کر کے مشکور فرمائیں۔

رابعہ اللہ

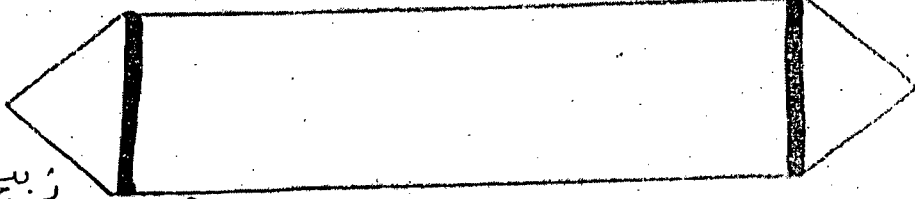
سوری: 28 مارچ 2022

آپ کا تابع فرمان ذبح اللہ ولد فضل واحد ایب اینڈنٹ گورنمنٹ ہائیر سیکنڈری سکول غلٹی۔

Forwarded to
DED, Mohmand
for further n/a

PRINCIPAL
G.H.S.S Ghallanai
Jabal Distt. Mohmand

بعد الت سروس لرسول لسور



بسم الله

2022 منجاب

بنام دائرہ کار و سروس

بسم الله

مدرسہ	-----
مقدمہ	-----
ذاتی	-----
جرم	-----

باعث تحریر آنکے

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جناب دی وکل کاروائی متعلقہ آن مقام لیسور کیلئے جنفیل شاہ صمنہہ + ASE + رالہم مظفر الاولیٰ

تقرر کر کے اتر کر کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز وکیل صاحب کو ماضی نامہ کرنے و تقرر ثالثہ فیصلہ پر حلف دینے جناب دی اور اقبال دعویٰ اور بسورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ عرضی دعویٰ اور درخواست ہر قسم کی تصدیق و زاریں پر دستخط کرانے کا اختیار ہوگا۔ نیز بصورت عدم پیروی یا ڈگری یا کی طرفہ یا اپیل کی برآمدگی اور منسوخی یا جزی دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو کسی وای جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ پرواختہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ ہر جات التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی مل کو کر کریں۔ لہذا وکالت نامہ لکھ دیا کہ مندر ہے۔

بسم الله الرحمن الرحيم

الرقوم _____ ماہ _____ 20

بمقام _____ کے لئے منظور ہے۔

Accepted
Sahib

Accepted & Accepted
Sahib