

16<sup>th</sup> June, 2022

Counsel for the appellant present.

Learned counsel for the appellant sought adjournment.  
Last chance is given. To come up for preliminary hearing  
on 17.06.2022 before S.B.



(Kalim Arshad Khan)  
Chairman

17<sup>th</sup> June 2022

Counsel for the appellant present.

Let pre-admission notice be given to the respondents.  
To come up for reply/preliminary hearing on 07.07.2022 before  
the S.B.



(Kalim Arshad Khan)  
Chairman

07<sup>th</sup> July, 2022

Clerk of counsel for the appellant present. Mr.  
Muhammad Adeel Butt, Addl. AG for respondents  
present.

Respondents have not submitted reply/comments.  
Last chance is given to the respondents to submit reply. To  
come up for reply/Preliminary hearing on 08.09.2022 before  
S.B.



(Kalim Arshad Khan)  
Chairman

22.09.2021

Clerk of learned counsel for the appellant present.

Clerk of learned counsel for the appellant requested for adjournment on the ground that learned counsel for the appellant is not available today. Adjourned. To come up for preliminary hearing before the S.B on 11.11.2021.

  
(MIAN MUHAMMAD)  
MEMBER (E)

11.11.2021

Counsel for the appellant present. Seeks adjournment for further preparation. Request is accorded. To come up for preliminary hearing on 19.01.2022 before S.B.

  
Chairman

~~10~~ 01.2022

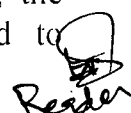
Appellant alongwith his counsel present.

Learned counsel for the appellant requested for adjournment on the ground that he has not prepared the brief. Request is acceded to. To come up for preliminary hearing on 16.03.2022 before S.B.

  
(Mian Muhammad)  
Member(E)

16.03.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 16.06.2022 for the same as before.

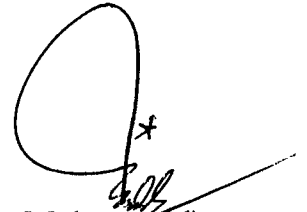
  
Reader

31.12.2020

Learned counsel for the appellant present.

At the very outset of opening of his arguments, the learned counsel for the appellant was confronted with the question to produce the impugned order which was not included with the memorandum/annexures of the appeal. The learned counsel for the appellant, therefore, requested for adjournment for further preparing of his brief.

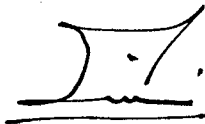
Adjourned to 22.03.2021 before S.B.



(Mian Muhammad)  
Member(E)

22.03.2021

Mr. Saddique, Advocate, junior of learned counsel for the appellant present and sought adjournment on the ground that learned counsel for the appellant is busy in the august High Court. Adjourned. To come up for preliminary hearing before S.B on 21.06.2021.



(SALAH-UD-DIN)  
MEMBER (JUDICIAL)

21.06.2021

Junior to counsel for the appellant present. Requests for adjournment as learned senior counsel for the appellant is engaged before the Hon'ble High Court today. Adjourned to 22.09.2021 for preliminary hearing before S.B.



Chairman

23.06.2020

Counsel for the appellant present and requests for adjournment. Last chance is given. To come up for preliminary hearing on 19.08.2020 before S.B.

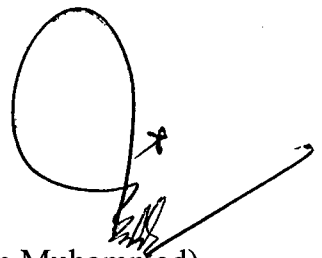
  
Member

19.08.2020

Counsel for the appellant present.


Former requests for adjournment as he has not prepared the case.

Adjourned to 23.10.2020 before S.B.

  
(Mian Muhammad)  
Member(E)

23.10.2020

Since the Members of the High Court as well as of the District Bar Associations, Peshawar, are observing strike today, therefore, learned counsel is appellant is not available today. Adjourned to 31.12.2020 on which date file to come up for preliminary hearing before S.B.

  
(Muhammad Jamal Khan)  
Member (Judicial)

19.02.2020

Learned counsel for the appellant present.

Learned counsel for the appellant was confronted with the issue that U/S 5 of KHYBER PAKHTUNKHWA SACKED EMPLOYEES (APPOINTMENT) ACT, 2012, the appellant seems to be not entitled to claim back benefits whereupon learned counsel for the appellant seeks adjournment to prepare the brief. Adjourn. To come up for preliminary hearing on 16.03.2020 before S.B.

  
Member

16.03.2020

Appellant in person present. Lawyers community is on strike on the call of Peshawar Bar Association. Adjourn. To come up for preliminary hearing on 31.03.2020 before S.B.

  
Member

31.03.2020

Due to public holiday on account of COVID-19, the case is adjourned to 23.06.2020 for the same. To come up for the same as before S.B.

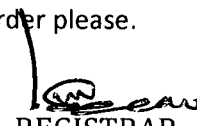


  
Reader

Form- A

### FORM OF ORDER SHEET

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

Case No.- 1698/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	05/12/2019	<p>The appeal of Mr. Shakir Ullah Khan presented today by Mr. Muhammad Asif Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p> REGISTRAR 5/12/19</p>
2-	06/12/19.	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>09/01/20</u></p> <p> CHAIRMAN</p>
	09.01.2020	<p>Junior to counsel for the appellant present. Requests for adjournment due to general strike of the Bar. Adjourned to <u>19.02.2020</u> before S.B.</p> <p> Chairman</p>

P.16/15

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

*Appeal no. 1698/19*

Shakir Ullah Khan .....Appellant

Versus

District Education Officer (M), District Education  
Office, Mardan and others.....Respondents

**I N D E X**

S.No.	Description of documents.	Annexure	Pages.
1.	Grounds of appeal		1-5
2.	Addresses of parties		6
3.	Copy of appointment letter dated 14.01.1996	A	7
4.	Copy of the order dated 12.04.2018	B	8-17
5.	Copy of reinstatement order 09.10.2018	C	18-19
6.	Copy of departmental appeal dated 22.08.2019 <i>and receipt.</i>	D-E	20-21
7.	Wakalatnama		22

  
Appellant

Through

  
**Muhammad Asif**

Advocate Supreme Court

Off: 214 Syed Ahmad Ali Building  
near Taj Autos, Sunehri Masjid  
Road, Peshawar Cantt.

Cell: 0302-8885187  
0311-1934339

Dated:

①

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

Shakir Ullah Khan S/o Saif-ur-Rehman  
R/o Saif-ur-Rehman Koroona, Kanda Ghar,  
Takht Bhai, Maran

.....Appellant

Versus

1. District Education Officer (M), District Education Office, Mardan
2. Director Education, Director of Education Office near Govt. High School No.1, Peshawar City.
3. Govt. of KPK through Secretary Education, Civil Secretariat, Peshawar.

..... Respondents

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***APPEAL U/S 4 OF THE SERVICE  
TRIBUNAL ACT, AGAINST THE  
ORAL REFUSAL OF THE  
RESPONDENTS OF NOT  
REINSTATING THE APPELLANT IN  
SERVICE W.E.F. 1197 AND  
RELEASE OF SALARY W.E.F. 1997  
TILL 09.10.2018 ALONGWITH  
SENIORITY AND NOW  
STATUTORY PERIOD OF 90 DAYS  
OF ISSUING THE NOTICES HAVE  
BEEN EXPIRED.***



**Prayer:**

***On accepting this appeal, the oral refusal of respondents may kindly be set-aside and the respondents may kindly be ordered to reinstate the appellant in service w.e.f. 2012 and release salary w.e.f. 1997 till 09.10.2018 alongwith seniority or in alternate from the date when my colleagues were reinstated in service.***

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***Respectfully Submitted:***

The appellant humbly submits as under:-

1. That the appellant was initially appointed as PST on 14.01.1996 and was posted in Govt. Primary School, Par Hoti No.1, Mardan. (Copy of appointment letter is Annex "A")
2. That on 23.07.1997 appellant was removed from service, however, after passing of Sacked Employees Act, 2012, appellant filed an application for reinstatement and a list was prepared and appellant was at S.No.14 in the PST Quota.
3. That as appellant was not reinstated in service therefore, appellant filed a WP No.2440/2016 in the hon'ble Peshawar High Court, Peshawar which

was accepted on 12.04.2018 and the respondents were directed to reinstate the appellant in service. (Copy of the order is Annex "B")

4. That appellant was reinstated in service on 09.10.2018 and was posted in Govt. Primary School No.2, Takht Bhai and since then is performing his duties at Takht Bhai. (Copy of reinstatement order is Annex "C")
5. That as the appellant was not reinstated in service w.e.f 2012 as well as salary was not released w.e.f 1995 till 09.10.2018, moreover, seniority was also not granted. appellant filed a departmental appeal on 22.08.2019 through registered post. (Copy of departmental appeal is Annex "D")
6. That 03 months have been passed, but uptill now the respondents have not decided the appeal, hence appellant has come before this Hon'ble Tribunal on the following grounds amongst others.

### **GROUND**

- A. That oral refusal of respondents of not issuing the reinstatement order in service w.e.f 1997 as well as releasing of pay/ salary and seniority w.e.f. 1997 till 09.10.2018.
- B. That the appellant was eligible to be reinstated in service w.e.f. October 2012, when appellant moved an application for reinstatement.


- C. That appellant comes under the ambit of 30% quota as per Sacked Employees Act, 2012 but appellant was intentionally deprived at that time reasons best known to respondents.
- D. That the persons junior from appellant were reinstated in service in the year 2012 under political pressure and appellant right was violated for no good reason.
- E. That appellant name was included in the initial list of Sacked Employees and was at S.No.140 in PST Quota, but still was not considered for reinstatement.
- F. That the respondents while issuing the reinstatement order has neither followed the seniority list nor merit and experience.
- G. That as the appellant was illegally removed from service therefore, respondents are bound to reinstate the appellant in service from date of removal alongwith all back benefits including the seniority.
- H. That by not allowing the reinstatement from date of illegal removal as well as back benefits and seniority, respondents are violating the fundamental rights of appellant.
- I. That the act and action of respondents are perversant and against the settled principle of law and justice as such is liable to be set-aside.

It is therefore, requested that on acceptance of this appeal, the oral refusal of respondents may kindly be set-aside and the respondents may kindly be ordered to reinstate the appellant in service w.e.f. 1997 with all back benefits including the seniority or in alternate from the date when the colleagues of appellant were reinstated in service.

5

  
Appellants

Through

  
**Muhammad Asif**  
Advocate, Peshawar

**AFFIDAVIT**

I, Shakir Ullah Khan S/o Saif ur Rehman R/o Saif ur Rehman Korrana, Kanda Ghar, Takht Bhai, District Mardan do hereby affirm and declare on oath that the contents of instant appeal are true and correct and nothing has been concealed from this Hon'ble Tribunal.

  
Deponent

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

Shakir Ullah Khan .....Appellant

Versus

District Education Officer (M), District Education  
Office, Mardan and others.....Respondents

**ADDRESSES OF THE PARTIES**


**APPELLANT:**

Shakir Ullah Khan S/o Saif-ur-Rehman  
R/o Saif-ur-Rehman Koroona, Kanda Ghar,  
Takht Bhai, Maran

**RESPONDENTS**

1. District Education Officer (M), District Education  
Office, Mardan
2. Director Education, Director of Education Office  
near Govt. High School No.1, Peshawar City.
3. Govt. of KPK through Secretary Education, Civil  
Secretariat, Peshawar.

  
Appellant

Through   
**Muhammad Asif**  
Advocate, Peshawar



OFFICE OF THE SUB DIVISIONAL EDUCATION OFFICER, (MALE)  
MARDAN

7

Appointment

Office Order

Mr. Shakirullah S/o Saifur Rahman resident of \_\_\_\_\_ District Mardan is hereby appointed as PTC trained at GPS Par Hoti No.1 AVP) in BPS-7 (Rs.1480/PM) fixed plus usual allowance as admits to the under the rules with immediate effect it the interest of Public service with the following terms and conditions

1. This appointment is made purely the temporary basis and terminations at any time with out assigning any reason or notice.
2. In case of resignation he will have to submit on month prior notice the Department or forfeit of one month pay in lieu thereof of the Govt.
3. He is required to produced health & age certificate for the M/S DHQ Hospital Mardan before taking over charge.
4. His original certificate should be checked before handing over charge.
5. He shall governed by Such service and discipline and conduct rules have been or may be prescribed their after by the Govt NWFP.
6. HE should not be allowed to take over charge in his age is less than 18 years and above than 30 years.
7. If he fails to take over charge of the post within 15 days on the issue of this order his appointment order will be cancelled.
8. No TA/DA etc is allowed.
9. Charge report should be submitted to all concerned.

District Education Officer  
(Male) Primary Mardan

Endst No. 245-46 F.No.25/Appt PTC/ Date 14.1.96

Copy of the above is forwarded to the:

1. The Sub Divisional Education Officer (Male) Mardan. Takht Bhai
2. Candidate Concerned

District Education Officer  
(Male) Primary Mardan

ATTESTED

Annex 1

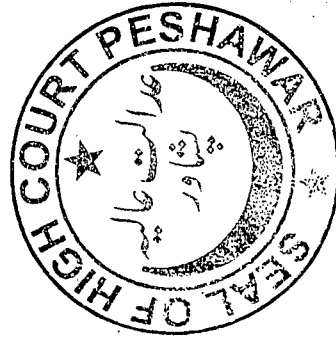
IN THE PESHAWAR HIGH COURT PESHAWAR

B  
8

2440P

WRIT PETITION No. \_\_\_\_\_/2016

1. Abdul Ahad  
S/o Shokh Dil,  
R/o Mohallah Alladad Khel, Hoti, Mardan.
2. Liaqat S/o Shah Pur Khan,  
R/o Mohallah Alladad Khel, Hoti, Mardan.
3. Shah Hussain S/o Zenur Shah,  
R/o Kot Dolatzai, Mardan.
4. Shakirullah Khan S/O Saif-ur-Rehman  
R/o Saif-ur-Rehman Koroona, Kanda Ghar,  
Takht Bhai, Mardan.
5. Taj Alam S/o Yousaf Khan,  
R/o Kuz Kandi, Jalala, Takht Bhai, Mardan.
6. Khurshid Ali S/o Muhammad Yousaf,  
R/o Habib Koroona, Gunjay, Takht Bhai, Mardan.
7. Taj Muhammad S/o Muhammad Anwar Khan  
R/o Charagh Din Kaley, Takht Bhai, Mardan.
8. Zubair Ali S/o Karimullah,  
R/o Mohallah Alladad Khel, Hoti, Mardan.
9. Ibn-e-Amin S/o Tor Jan,  
R/o Kazim Kaley, Takht Bhai, Mardan.
10. Imran Khan S/o Shah Jehan,  
R/o Sardar Kacly, Saro Shah, Takht Bhai, Mardan.
11. Ahad Khan S/o Mir Dad,  
R/o Nurman Khel, Par Hoti, Mardan.
12. Tahir Muhammad S/o Noor Muhammad,  
R/o Mohallah Sher Dil Khan, Hoti, Mardan.
13. Irshad Ahmad S/o Gul Muhammad,  
R/o Lund Khuwar, Tehsil Takht Bhai, District Mardan.
14. Umar Khitab S/o Darey Khan,  
R/o Roriya Jadeed, Mardan.
15. Fida Muhammad S/o Akhtar Gul,  
R/o Village Qasmi, Takht Bhai, Mardan.
16. Morood Khan S/o Faqeer-ur-Rehman,  
R/o Garhi Kapoora, Ismailzai, Mardan.
17. Shah Hussain S/o Hazrat Hussain,  
R/o Anar Bag, Mardan.
18. Ahad Khan S/o Farrukh Saer,  
R/o Gulbahar, Kas Koroona, Mardan.



ATTESTED  
EXAMINED  
Peshawar High Court  
13 APR 2018

FILED TODAY  
Deputy Registrar  
16 MAY 2016

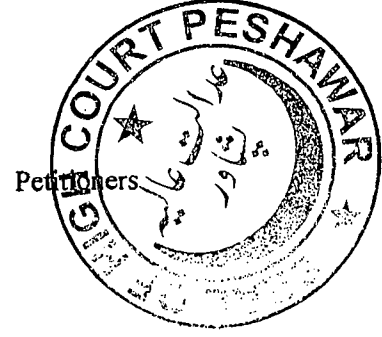


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**IN THE PESHAWAR HIGH COURT,**  
**PESHAWAR,**  
**[Judicial Department].**

**Writ Petition No.2440-P/2016**

Abdul Ahad and 50 others.



**VERSUS**

The Secretary,  
Govt of Khyber Pakhtunkhwa,  
Elementary & Secondary Education  
Department, Civil Secretariat Peshawar,  
And others.

Respondents

For Petitioners :-  
For Respondents :-

Mr. Khalid Rehman, Advocate.  
Mr. Waqar Ahmad, AAG.

Date of hearing: 12.04.2018

**JUDGMENT**

**ROOH-UL-AMIN KHAN, J:-** This writ petition is disposed of in terms of our common judgment of even date placed in connected Writ Petition No.2438-P/2016, titled, Mst. Samina Qazi and 42 others Vs The Secretary Govt of Khyber Pakhtunkhwa Elementary & Secondary Education and others”.

**Announced:**  
**12.04.2018**

*Siraj Afridi P.S.*

JUDGE

JUDGE

DB of Mr. Justice Rooh-ul-Amin Khan and Mr. Justice Ikramullah Khan **CERTIFIED TO BE TRUE COPY**

Examiner,  
Peshawar High Court, Peshawar  
Authorised Under Article 87 of  
The Qanun-e-Shahadat Order 1988

13 APR 2018

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(10)

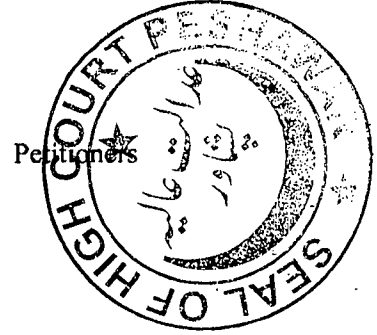
**IN THE PESHAWAR HIGH COURT,**  
**PESHAWAR,**  
**[Judicial Department].**

**Writ Petition No.2438-P/2016**

Mst. Samina Qazi and 42 others.

**VERSUS**

The Secretary,  
Govt of Khyber Pakhtunkhwa,  
Elementary & Secondary Education  
Department, Civil Secretariat Peshawar,  
And others.



Respondents

For Petitioners :- Mr. Khalid Rehman, Advocate.  
For Respondents :- Mr. Waqar Ahmad, AAG.

Date of hearing: 12.04.2018

**JUDGMENT**

**ROOH-UL-AMIN KHAN, J:-** Through this common judgment, we shall decide the instant and connected Writ Petitions No.2439-P and 2240-P of 2016, filed by Iftikhar Ali and 33 others and Abdul Ahad and 50 others (*to be referred hereinafter as petitioners*), as identical question of law and facts are involved therein.

2. In essence, grievance of the petitioners is that during the period since 1993 to 1996, the respondents after observing all legal and codal formalities, appointed them against various positions i.e. CT, PET, DM, OT, T.T., Lab. Assistant and Junior Clerk on different dates, mentioned in their appointment orders, annexed with the respective writ petitions, in Education Department, but with the change of

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Government, their services were terminated on the pretext of irregularities committed in their appointment. The petitioners rise their voice before various forum, but proved futile. In the year 2010, the Federal Government enacted 'the Sacked Employees (Re-Instatement) Act, 2010' (the Act of 2010) to provide relief to persons in corporation service or autonomous or semi autonomous bodies or in the Government service who were dismissed, removed or terminated from service. The Provincial Government of Khyber Pakhtunkhwa while following the Act of 2010, enacted 'the Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012' (the Act of 2012) so as to provide relief to those sacked employees who were appointed on regular basis to a civil post in the Province of the Khyber Pakhtunkhwa and who possessed the prescribed qualification and experience required for the said post, during the period from 1<sup>st</sup> day of November 1993 to the 30<sup>th</sup> day of November, 1996 (both days inclusive) and were dismissed, removed or terminated from service during the period from 1<sup>st</sup> day of November, 1996 to 31<sup>st</sup> day of December, 1998 on various grounds.

3. Respondents have filed their Para-wise comments, wherein it is averred that under the Act of 2012, sacked employee is a person who was appointed on regular basis to a civil post in the province and who possessed the prescribed qualification and experience for the said post at

*Looked in*

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that time during a period from 1<sup>st</sup> day of November, 1993 to 30<sup>th</sup> day of November, 1996 (both days inclusive) and was dismissed, removed, or terminated from service during the period from 1<sup>st</sup> day of November, 1996 to 31<sup>st</sup> day of December, 1998 on the ground of irregular appointments. Some of the petitioner petitioners being lacking the prescribed academic qualification and criteria laid down by the Act of 2012, and some being untrained, cannot be extended benefit of the Act of 2012.

4. Having heard the arguments of learned counsel for the parties, it appears from the record the controversy of re-instatement of sacked employees cropped up before this Court in "Writ Petition No.1662-P/2013, titled, "Hazrat Hussain etc Vs' the Govt of Khyber Pakhtunkhwa and others" which was decided on 24.12.2014, as follow:-

"It is worth to note that persons similarly placed with the petitioners have been re-instated by the department while giving effect to the judgments given by the Khyber Pakhtunkhwa Service Tribunal. Moreso, one Mst. Gul Rukh whose services were terminated by the respondents along with the petitioners, has been appointed under the Act vide order dated 09.05.2013. It is cardinal principle of law that similarly placed persons should be treated alike and no different yard stick should be used while redressing their grievances. It is the hall mark and grundnorm of our constitution that every person is entitled to equal protection of law. Not only similarly placed colleagues of the petitioners have been appointed by the respondents but the petitioners are also entitled to the relief given to the sacked employees under the Act.

For what has been discussed above, we admit and accept both the writ petitions and direct the respondents to consider the petitioner for their appointment in accordance with the provision of the Act."

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13 APR 2019

Subsequently, W.P. No.516-A/2013, titled, "Ifikhar Khan etc Vs Govt of Khyber Pakhtunkhwa etc" and so many other writ petitions, were filed by the sacked employees with regard to relief of reinstatement, before Abbottabad Bench of this Court, which were disposed of through a common judgment dated 24.05.2016, placed in W.P. No.516-A/2013, in the following terms:-

- i. *That the petitioners though eligible for appointment but not equipped with training certificate, shall be considered for re-instatement against their respective posts under the Khyber Pakhtunkhwa Sacked Employees (Appointment) Act, 2012 immediately;*
- ii. *The concerned District Education Officer shall scrutinize the case of each individual petitioner independently;*
- iii. *Thereafter the department shall arrange and manage the requisite training course for them and the petitioners shall be provided opportunity to acquire the requisite training certificate;*
- iv. *In case the petitioner failed to acquire the requisite training certificate within the stipulated period, specified by the department, their services shall stand terminated automatically.*

*Needless to remark that the respective EDOs of each district shall complete the process of re-instatement of the petitioners within one month, positively.*

The aforesaid judgment of this Court was impugned before the Hon'ble apex Court in C.P. No.401-P/2016 by the Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education, Peshawar, and the Hon'ble Supreme Court while maintaining the judgment of this Court vide judgment dated 24.05.2017 held as under:-

"We have been apprised by learned counsel for the respondents that according to the advertisement and appointment letters issued to the respondents, two kinds of candidates could be appointed (i)

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those who have the requisite academic qualifications and training (ii) those who have the requisite academic qualification but do not possess the necessary training. As regards the second category, such persons would be provided with an opportunity to complete the training within a specific period. This is exactly what the learned High Court as allowed in the relief granting portion of the impugned judgment. Undoubtedly, this is in consonance with the Department's own advertisement and the terms and conditions of service, therefore, the learned High Court did not fall into any error by requiring the Department to allow the respondents to complete training within a specific period of time and to take action against them in case of failure to do so. No exception can be taken to the impugned judgment, which is upheld. Resultantly, Civil Petition No.401-P/2016 is dismissed on merit. The connected petitions are also dismissed on the above score and for being time-barred as no sufficient cause has been shown for condonation of delay."

5. In section 2 (g) of the Act of 2012, sacked employee has been defined as under:-

"Sacked employee" means a person who was appointed on regular basis to a civil post in the province and who possessed the prescribed qualification and experience for the said post at that time, during the period from 1<sup>st</sup> day of November, 1993 to the 30<sup>th</sup> day of November, 1996 (both days inclusive) and was dismissed, removed or terminated from service during the period from 1<sup>st</sup> day of November 1996 to 31<sup>st</sup> day of December 1998 on the ground of irregular appointments."

*Looks like*

The petitioners having been appointed during the period since 1993-1996, do fall within the meaning of section 2 (g) of the Act of 2012. Section 3 of the Act (ibid), provides mechanism for appointment of the sacked employees,

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Peshawar High Court

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according to which on commencement of the Act, all sacked employees subject to section 7, may be appointed in their respective cadre of their concerned Department, in which they occupied civil posts before their dismissal, removal and termination from service. Proviso attached to section 3 provides that the sacked employees shall be appointed against thirty percent of the available vacancies in the said Department and according to second proviso attached to section 3 provides further that the appointment of sacked employees shall be subject to the medical fitness and verification of their character antecedents to the satisfaction of the concerned competent authority. The case of the present petitioners is not on different footing from the other sacked employees who have already been granted the relief of re-instatement in their service in light of decision of the Service Tribunal as well as the judgments of this Court and the Hon'ble Supreme Court (supra). The respondents have not specifically mentioned as to what kind of the academic qualification the petitioners are lacking. So far as the objection of the respondents that some of the petitioners are untrained is concerned, suffice to say that objection has exhaustively been dealt with by the Hon'ble apex Court in the judgment (supra) that according to the advertisement and appointment letters issued to the petitioners, two kinds of candidates could be appointed (i) those who have the requisite academic

*Looking for...*

ATTESTED  
 BY  
 PERSONAL OFFICER  
 13 APR 2018

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qualifications and training (ii) those who have the requisite academic qualification but do not possess the necessary training. As regards the second category, such persons would be provided with an opportunity to complete the training within a specific period.

6. It is golden principle of law that alike shall be treated alike which has further been elaborated by the apex Court in the case of "**Hameed Akhtar Niazi Vs the Secretary Establishment Division, Government of Pakistan and others**" reported as (1996 SCMR 1185) and again in the case of "**Government of Punjab through Secretary Education and others Vs Sameena Parveen & others**" reported as (2009 SCMR 01), in the following words"-

*"If a Tribunal or this Court, decides a point of law relating to the terms and conditions of a civil servant, who litigated and there were other civil servants, who may not have taken any legal proceedings, in such a case, the dictates of justice and rule of good governance demand that the benefit of the same decision be extended to other civil servants also, who may not be parties to that litigation instead of compelling them to approach the Tribunal or any other legal forum".*

7. Accordingly, this and the connected writ petitions are allowed and the respondents are directed to consider the petitioners strictly in accordance with the mode and manner set out by this Court in its judgment dated

*Handwritten signature/initials*

*Handwritten signature*  
15 APR 2010



17

24.05.2016 in W.P. No.516-A/2013, and upheld by the august apex Court in its judgment dated 24.05.2017.

**Announced:**  
12.04.2018

Siraj Afridi P.S.

JUDGE

JUDGE

CERTIFIED TO BE TRUE COPY

Examiner  
Peshawar High Court, Peshawar  
Authorized under Article 87 of  
The Qanun-e-shahadat Order 1984

13 APR 2018

DB of Mr. Justice Rooh-ul-Amin Khan and Mr. Justice Ikramullah Khan

18243

No. ....

Date of Presentation of Application 13/4/18

No of Pages 27

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Annex C

18

**OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) MARDAN**  
**OFFICE ORDER**

In Compliance with Peshawar High Court Peshawar Cor No. 503-P/2018 in Writ petition No. 2439-P/2016, Cor No. 510-P/2018 in W.P No. 2440-P/2016, Cor No. 511 in W.P No. 2438-p/2016, C.O.C No. 538-P/2018 in W.P No. 2441-P/2016, C.O.C No. 564/2018 in W.P No. 2440-P/2016, and in the light of recommendations of Litigation Branch local office & Committee, the appointment order of the following candidate is hereby ordered against the vacant post of PST in BPS-12 (Basic plus usual allowances) as admissible under the rules under the existing policy of Provincial government in teaching cadre in Sacked employee quota on the terms and conditions given below with effect from the date of their taking overcharge.

S.No.	Name	Father Name	D.O.B.	School where appointed
1	Syed Ul Akbar	Said Afzal	20-01-61	GPS NO.2 MOHIB BANDA
2	Malak Aman	Abdul Ghaffar	09-01-63	GPS NO.2 SHAMSHAD ABAD
3	Ibn Ameen	Toor Jan	14-03-65	GPS AKBAR ABAD
4	Sabz Ali Khan	Gul, Shaid	18-06-65	GPS JANGI DHER NO.2
5	Sher Zamir Khan	Amir Khan	07-02-66	GPS MUSLIM ABAD
6	Nasir Ahmad	Ghulam Nabi	14-04-67	GPS NO.2 BICKET GUNJ
7	Wissal Muhammad	Anwar Ullah	13-05-69	GPS DAKKI GUMBAT
8	Syed Muhammad Tufail	Syed Zakir Rahman	15-01-69	GPS MIRWAS
9	Fazal Mehmood	Muzarab Shah	03-02-69	GPS CHAMAN ABAD
10	Saeed Ur Rahman	Hafeez Ur Rahman	19-09-69	GPS BILAND KHEL
11	Muhammad Mujahid	Mumtaz Khan	12-04-69	GPS BHATI KORONA MAYAR
12	Tariq Hassan	Abdul Hasan	03-04-70	GPS SOWARYAN
13	Safdar Khan	Muhammad Amin	18-04-71	GPS NO.1 FAZAL ABAD
14	Hameed Khan	Haji Firdos Khan	20-04-71	GPS NASEER KILLI
15	Azam Khan	Muhammad Shah	04-09-71	GPS MAHO NARI
16	Muhammad Farooq	Gul Munal	06-01-72	GPS NO.1 BALA GARHI
17	Sultan Ali	Said Sharif	06-01-72	GPS SALAK
18	Ijaz Hussain	Ghulam Nabi	01-04-72	GPS AZIZ ABAD
19	Muhammad Asghar	Gulab Din	01-05-72	GPS ZOOR MANDI
20	Amjad Ali Shah	Muhammad Nabi	05-09-72	GPS HAJI MUHAMMAD KILLI
21	Aman Ullah	Hazrat Ullah	01-10-72	GPS LANDAKI
22	Fazli Wahid	Abdur Rahman	01-02-73	GPS NO.2 TAKHT BHAI
23	Muhammad Ayaz	Muhammad Jamil	09-03-73	GPS ADINA DHERI
24	Shah Hussain	Zainoon Shah	01-04-74	GPS NO.1 GD ZAI
25	Murad Ali	Alam Zeb	10-04-74	GPS MARGHANO KILLI
26	Ahad Khan	Farukh Sak	10-05-74	GPS SHANKAR MARDAN
27	Shakir Ullah	Saif Ur Rahman	01-01-75	GPS NO.2 TAKHT BHAI
28	Shams Ur Rehman	Fazie Rehman	02-08-75	GPS NO.2 BICKET GUNJ
29	Saeed Muhammad	Awal Din	01-01-76	GPS ITEHAD COLONY
30	Siraj Muhammad	Noor Muhammad	02-02-76	GPS NO.2 GULI BAGH Sawal Dh
31	Imran Khan	Shah Jehan	03-02-76	GPS NO.1 TAKHT BHAI
32	Bahadur Khan	Muslim Shah	14-03-76	GPS NO.2 BAGHICHA DHERI

ANNEXED

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) MARDANOFFICE ORDER

In compliance with Peshawar High Court COC No.503-P/2018 in Writ Petition No.2439-P/2016 COC No.510-P/2018 in WP No.2440-P/2016 COC No.511 in WP No.2439-P/2016 COC No.538-P/2018 in WP No.2440-P/2016 COC No.564/2018 in WP No.2440-P/2016 and in the light of recommendations of Litigation Branch Local office & Committee, the appointment order of the following candidate is hereby ordered against the vacant post of PST in BPS-12 (Basic Plus usual allowances) as admissible under the rules under the existing policy of Provincial government in teaching cadre in Sacked employee quota on the terms and conditions given below with effect from the date of their taking overcharge.

S.No	Name	Father Name	D.O.B	School where appointed
1)	Syed ul AKbar	Said Afzal	20.01.61	GPS No.2 Mohib Banda
2)	Malak Aman	Abdul Ghaffar	09.01.63	GPS No. Shamshad Abad
3)	Ibn Ameen	Toor Jan	14.03.65	GPS Akbar Abad
4)	Sabz Ali Khan	Gul Shaid	18.06.65	GpS Jangi Dher No.2
5)	Sher Zamin Khan	Amir Khan	07.02.66	GPS Muslim Abad
6)	Nasir Ahmad	Ghulam Nabi	14.04.67	GPS No.2 Bicket Gunj
7)	Wisal Muhammad	Anwar Ullah	13.05.68	GPS Dakki Gumbat
8)	Syed Muhammad Tufail	Syed Zakir Rahman	15.01.69	GPS Mirwas
9)	Fazal Mehmood	Uzarab Shah	03.02.69	GPS Chamman Abad
10)	Saeed ur Rahman	Hafeez ur Rahman	19.03.69	GP{S Biland Khel
11)	M. Mujahid	Mumtaz Khan	14.04.69	GPS Bhati Korona Mayar
12)	Tariq Hassan	Abdul Hasan	03.04.70	GPS Sowryan
13)	Safdar Khan	M Amin	18.04.71	GPS No1. Fazal Abad
14)	Hameed Khan	Haji Firdos Khan	20.04.71	GPS Naseer Killi
15)	Azam Khan	M Shah	04.08.71	GPS Maho Nari
16)	M Farooq	Gul Munaf	06.01.72	GPS No.1 Bala Garhi
17)	Sultan Ali	Said Sharif	06.01.72	GPS Salak
18)	Ijaz Hussai	Ghulam Nabi	.01.04.72	GPS Aziz Abad
19)	M asghar	Gulab DI	.01.05.72	GPS Zoor Mandi
20)	Amjad Ali Shah	M Nabi	05.09.72	GPS Haji M Killi
21)	Aman Ullah	Hzzrat Ullah	01.10.72	GPS Landaki
22)	Fazli Wahid	Abdur Rahman	01.02.73	GPS No.2 Takht Bhai
23)	M Ayaz	M jamil	09.03.74	GPS Aidina Dheri
24)	Shah Hussain	Zainoon Shah	.01.04.74	GPS No1. GD zai
25)	Murad Ali	Aiam Zeb	10.04.74	GPS Marghand killi
26)	Ahad Khan	Farukh Sair	10.05.74	GPS Shankar Mardan
27)	Shakir Ullah	Saif ur Rahman	01.01.75	GPS o2. Takht Bhai
28)	Shams ur Rahman	Fazle Rehman	02.08.75	GPS No.2 Bicket Gunj
29)	Saeed Muhammad	Awal Din	01.01.76	GPS Itihad Colony
30)	Siraj Muhammad	Noor Muhammad	02.02.76	GPS No.2 Guli Bagh Swbai
31)	Imran Khan	Shah Jehan	03.02.76	GPS No.1 takht Bhia
32)	Bahadur Khan	Muslim Shah	14.03.76	GPS No2. Baghicha Dheri

**APPOINTED**

33	Muhammad	Anwar Khan	01-01-77	GPS NO.1 AFZAL ABAD
34	Abdul Ahad	Tila Muhammad	01-01-77	GPS NO.1 MAYAR
35	Sohail Ahmad	Sahib Badshah	07-02-77	GPS DILARAM KILLI
36	Fayz Muhammad	Wali Muhammad	13-02-77	GPS NO.1 BUT SERI
37	Khurshid Ali	Muhammad Yousaf	01-04-78	GPS GUNJAI
38	Tahir Muhammad	Noor Muhammad	04-04-78	GPS HOTI

**Terms & Condition:**

- 1 The appointment will be subject to the condition of decision of Supreme Court of Pakistan in the light of CPLA already pending, if the decision of the Honorable Supreme Court of Pakistan come against them, their appointment shall stand cancelled w.e.f the date of issuance.
- 2 No TADA etc is allowed
- 3 Charge report should be submitted to all concerned.
- 4 Their appointment is subject to the conditions that their certificates/documents and records should be verified from the concerned Authority before release of their Salary in the light of Section 3 of the said Act.
- 5 They will be governed by such rules and regulations as may be issued from time to time by the Govt.
- 6 Their appointment has been made in pursuance of Khyber Pakhtunkhwa Sacked employees (appointment) Act 2012, hence under section 5 of the said act, he shall not be entitled to claim any kind of seniority, promotion and other back benefits. They will produce Health and Age Certificate from the M/S of D.H.Q. Mardan.
- 7 Their appointment has been made in pursuance of Khyber Pakhtunkhwa Sacked Employee Act 2012, hence under section 4 of the said Act the period during which they remained dismissed, removed or terminated from service till the date of his appointment shall have been automatically relaxed.
- 8 They should join their post within 15 days of the issuance of this Notification. In case of failure to join the post within 15 days of the issuance of this notification, his appointment will be consider as cancelled automatically and no subsequent appeal etc shall be entertained.
- 9 Their pay will be released after the verification of his documents by the SDEO/H.M. Principal concerned.
- 10 In case if his documents are found fake/bogus on verification from issuing authority, the service of the official will be terminated and legal action be taken against him under the law.
- 11 The SDEO/Principal/H.M. concerned should furnish a certificate to the effect that the candidate has joined the post or otherwise after 15 days of the issue of his posting/appointment order.
- 12 Their services can be terminated at any time in case of his performance is found unsatisfactory. In case of misconduct he will be proceeded under the rules framed from time to time by the Govt.
- 13 In case of resignation they/he will submit his one month prior notice to the Department, otherwise he will forfeit one month pay/allowances to Government Treasury.
- 14 In case of having no prescribed qualification, the same may be obtained within 03 years after issuing of this order otherwise appointment will be automatically stand cancelled.
- 15 The competent authority resumes the right to rectify the errors/omission if any noted observed at any stage in instant order issued erroneously.

*Sat*  
IJAZ ALI KHAN  
District Education Officer  
(Male) Mardan

Endst.No. 7602/19 Pny:Branch Dated 09-10-2018

- Copy forwarded for information and necessary action to:-
- 1 Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar
  - 2 District Account Officer Mardan.
  - 3 Principal/H.M/SDEO(M) concerned.
  - 4 Official Concerned.

*[Signature]*  
9/10/18  
District Education Officer  
(Male) Mardan

-: Sacked Employee:-  
took over charge on 10.10.2018 (F.Noon)  
appoint; order s.No: 27.  
office order No: 7602/19 dt: 09/10/2018

*[Signature]*  
17/10/18  
Asstt: Sub. Div.  
Edu: Officer  
(M) Pny. Takht Bhai

**ACCEPTED**

33)	Muhammad	Anwar Khan	01.04.36	GPS No.1 Afzal Abad
34)	Abdul Ahad	Tila Muhammad	01.01.77	GPS No. 1 Mayar
35)	Sohail Ahmad	Sahib Badshah	07.02.71	GPS Dilaram Killi
36)	Fayaz Muhammad	Wali Muhamma	13.02.77	GPS No.1 But Seri
37)	Khurshid Ali	M Yousaf	01.04.78	GPS Gunjai
38)	Tahir Muhammad	Noor Muhammad	04.04.78	GPS Hoti

## Terms &amp; Condition:

- 1 The appointment will be subject to the condition of decision of Supreme court of Pakistan in the light of CPLA already pending, if the decision of the Honourable Supreme Court of Pakistan come against them, their appointment shall stand cancelled w.e.f the date of issuance.
- 2 No TA/DA etc is allowed.
- 3 Charge Report should be submitted to all concerned.
- 4 Their appointment is subject to the conditions that their certificates/ documents and domicile should be verified from the concerned Authority before release of their salary in the light of Section 3 of the said Act.
- 5 They will be governed by such rules and regulations as may be issued from time to time by the govt.
- 6 Their appointment has been made in pursuance of Khyber Pakhtunkhwa Sacked employees (Appointment) Act, 2012, hence under section 4 of the said act this period during which they remained dismissed, removed or terminated from service till the date of his appointment shall have been automatically relaxed.
- 7 They will produce health and age certificate form the M/S of DHQ Mardan
- 8 Their appointment has been made in pursuance of Khyber Pakhtunkhwa Sacked employee 2012, hence under section 4 of said act the period during which they remained dismissed, removed or terminated from service till the date of his appointment shall have been automatically relaxed.
- 9 They should join their post within 15 days of the issuance of this Notification, in case of failure to join the post within 15 days of the issuance of this notification, his appointment will be consider as cancelled automatically and no subsequent appoint etc shall be entertained.
- 10 They pay will be release dafter the verification of his documents by the SDEO/ H M Principal concerned.
- 11 Inc case of this documents are found fake/ bogus on verification fro issuing authority, the service of the official will be termitted and legal action be taken against him under the law.
- 12 The SDEO/ Principal/ H.M should furnish a certificate to the effect that candidate has joined the post or otherwise after 15 days of the issue of his posting/ appointment order.
- 13 Their services can be terminated at any time in case of his performance found unsatisfactory. Inc case of misconduct he will be proceeded under the rules framed from the time to time by Govt.
- 14 In case of resignation they/ he will submit his one month prior notice to the Department, otherwise he will forfeit one month pay/ allowances to government Treasury.
- 15 In case of having no prescribed qualification. The same may be obtained within 03 years after issuing of this order otherwise appointment will be automatically stand cancelled.
- 16 The competent authority resumed the right to rectify the errors/ omission if any noted/ observed at any stage in instant order issued erroneously.

Ijaz Ali Khan  
District Education Officer  
(Male) Mardan.

Endst No.7602/G Pry: Branch dated 09.10.2018

Copy forwarded for information and necessary action to :

- 1 Director Elementary & Secondary education Khyber Pakhtunkhwa Peshawar.
- 2 District Account Officer.
- 3 Principal/ H.M/SDEO (M) concerned.
- 4 Official concenred.

**ANSWERED**

District Education Officer  
(Male) Mardan.

Annex D

20

The District Education Officer (Male),  
Mardan.

DEPARTMENT APPEAL:

Respected Sir,

That the following few lines are submitted for your kind consideration:

1. That the petitioner was initially appointed as PST on 14/01/1996 and posted at Government Primary School Nar Hoti No. 1 Mardan.
2. That on 23/07/1997 the petitioner was removed from service.
3. That after passing sacked employee Act 2012 the petitioner filed an application for reinstatement and a list was prepared and petitioner was at serial No 140 in the PST quota.
4. That later on the petitioner filed the writ petition NO 2440/2016 before Peshawar high court which was accepted on 12/04/2018.
5. That the petitioner was reinstated in service on 9/10/2018 and posted at GPS No.2 Takht Bhai and since performing his duties at Takht Bhai.
6. That now the petitioner file this departmental appeal for the release of salary for the period w.e.f 23/07/1997 till 09/10/2018 on the following grounds amongst others.

Grounds:

1. That the petitioner was eligible to be reinstated in service w.e.f October 2012 when petitioners file an application for reinstatement.
2. That the petitioner comes under the ambit of 30% quota as per sacked employee Act 2012 but the petitioner was intentionally deprived at that time.
3. That the persons junior to petitioner were reinstated in 2012 but petitioner right was violated for no good reason.
4. That the petitioner name was included in the initial list of sacked employees and was at serial No.140 in PST quota.
5. That the supreme court of Pakistan awarded the back benefit to Muhammad Iqbal in Civil petition No.556 p of 2005.
6. That the petitioner valuable rights have been involved.
7. That refusal of salary to the applicant by education department since 1997 when petitioner was illegally removed from service against the fundamental law's.
8. That the refusal of salary of the petitioner is violation of Article 4 and Article 25 of the constitution of paksitan.

PRAYER:

It is therefore humbly prayed that the petitioner may be declare eligible for reinstatement w.e.f 2012 and further the department may be ordered to release his due salary w.e.f 1997 till 09/10/2018 he comes duties this period petitioner was jobless.

Petitioner

SAHKIR ULLAH KHAN

AS

0345-9508825



To

The District Education Officer (Male)  
Mardan.

SUBJECT: DEPARTMENT APPEAL:

Respected Sir,

That the following few lines are submitted for your kind consideration.

1. That the petitioner was initially appointed as PST on 14.01.1996 and posted at Government Primary School Parhoti No.1 Mardan.
2. That on 23.07.1997 the petitioner was removed from service.
3. That after passing sacked employee Act 2012 the petitioner filed an application for reinstatement and a list was prepared and petitioner was at serial No.140 in the PST quota.
4. That later on the petitioner filed the writ petition No.2440/2016 before the Peshawar High court which was accepted on 12.04.2018.
5. That the petitioner was reinstated in service on 09.10.2018 and posted at GPS No.2 Takht Bhai and since performing his duties at Takht Bhai.
6. That now the petitioner file his departmental appeal for the release of salary for the period w.e.f 23.07.1997 till 09.10.2018 on the following grounds amongst others.

**GROUND.**

1. That the petitioner was eligible to be reinstated in service w.e.f October 2012 when petitioners file an application for reinstatement.
2. That the petitioner comes under the ambit of 30% quota s per sacked employee Act 2012 but the petitioner was intentionally deprived at that time.
3. That the persons junior to petitioner were reinstated in 2012 but petitioner right was violated for no good reason.
4. That the petitioner name was included in the initial list of sacked employees and was at serial no.140 in PST quota.
5. That the Supreme Court of Pakistan awarded the back benefit to Muhammad Iqbal in Civil Petition No.556 p of 2005.
6. That the petitioner valuable rights have been involved
7. That refusal of salary to the applicant by education department since 1997 when petitioner was illegally removed from service against the fundamental law's.
8. That the refusal of salary of the petitioner is violation of Article 4 and Article 25 of the constitution of Pakistan.

**Prayer**

It is therefore, humbly prayed that the petitioner may be declare eligible for reinstatement .w.e.f 2012 and further the department may be ordered to release his due salary w.e.f 1997 till 09.10.2018 he comes duties this period of petitioner was jobless.

Petitioner

Shakir Ullah Kahn

**ANSWERED**

Auct E

(2)

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22/8  
2019

ATTES



OFFICE OF THE SUB DIVISIONAL EDUCATION  
OFFICER (MALE) PRIMARY M.A.R.D.A.N  
NO.49 G IRREGULAR APPTT: DT: 06-1-1997

TO:

Mr. Saakir Ullah Khan  
GPS Far Hoti No.1 Mardan

Sub:

WITHDRAWAL OF SERVICES OF IRREGULAR PTC TEACHERS WITH EFFECT  
FROM 04-7-1995

Memo:

Consequent upon the order of District Education Officer(Male) Primary Mardan issued vide his order Endst:No.3751-G dated: 14.12.1996 all irregular appointment of PTC teachers have been withdrawn W.E.F 04.7.1995. The District Education Officer(Male) Primary Mardan directed vide his No.1313 dated:02-1-1997 to inform all the irregular PTC teachers accordingly.

In the light of the instructions issued under reference above you are hereby informed that your Appointment Order NO 245-46 Dated 14-1-1996 has already been withdrawal.

  
SUB DIVISIONAL EDUCATION OFFICER  
(MALE) MARDAN

Endst NO 49 G

Dated 6-1-1997 / ~~1997~~

Forwarded to the:-

1) District Education Officer (Male) Primary Mardan w/r to his order Endst vide letter Nos referred above.

- 2) ALL ASDEO(Male) concerned.
- 3) ASDEO(M) for necessary action.

  
SUB DIVISIONAL EDUCATION OFFICER  
(MALE) MARDAN.

**"A"**

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

No.

APPEAL No. 1698 of 2019.

Shakir ullah Khan

SB

Appellant/Petitioner

Versus

DEO (Male) Distt Education Office Mardan

RESPONDENT(S)

Respondent (3)  
Notice to ~~Appellant/Petitioner~~ Govt of KPK through Secy ESSE  
Civil Secretariat Peshawar 29/6

Pr-admission Notice

Take notice that your appeal has been fixed for ~~Preliminary hearing,~~  
~~replication, affidavit/counter affidavit/record/arguments/order~~ before this Tribunal  
on 07/07/2022 at 9:00 am

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

(For Reply)

[Signature]

Registrar,  
Khyber-Pakhtunkhwa Service Tribunal,  
Peshawar.

“A”

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

No.

*Regd*

APPEAL No..... *1698* ..... of 20 *19*.

*SB*

*Shakir Ullah Khan*

Appellant/Petitioner

Versus

*DEO (Male) District Education Office Mardan*

RESPONDENT(S)

*Respondent (1)*

Notice to Appellant/Petitioner

*DEO (Male) District Education  
Office Mardan*

*Pre-admission Notice*

Take notice that your appeal has been fixed for ~~Preliminary hearing,~~  
~~replication, affidavit/counter affidavit/record/arguments/order~~ before this Tribunal  
on *07/07/2022* at *9:00am*

You may, therefore, appear before the Tribunal on the said date and at the said  
place either personally or through an advocate for presentation of your case, failing  
which your appeal shall be liable to be dismissed in default.

*(For Reply)*

*[Signature]*

Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

"A"

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

No.

*Regd*

APPEAL No..... 1698 ..... of 20 19.

*SB*

*Shakir Ullah Khan*

Appellant/Petitioner

Versus

*DEO (Male) District Education Office Mardan*

RESPONDENT(S)

*Respondent (1)*

*DEO (Male) District Education*

Notice to Appellant/Petitioner.....

*Office Mardan*

*Pre-admission Notice*

Take notice that your appeal has been fixed for Preliminary hearing,  
replication, affidavit/counter affidavit/record/arguments/order before this Tribunal  
on *07/07/2022* at *9:00am*

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

*For Reply*

*[Signature]*

Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

“A”

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

No.

APPEAL No. 1698 of 2019.

Shakir - ullah Khan

Apellant/Petitioner

Versus

DEO (M) , Distt Education Office Mardan

RESPONDENT(S)

Respondent (2)

Director Education ESSE

Notice to Appellant/Petitioner

Office near Govt High School No. 1 Peshawar  
City

Pre-admission Notice

Take notice that your appeal has been fixed for Preliminary hearing,  
replication, affidavit/counter affidavit/record/arguments/order before this Tribunal  
on 07/07/2022 at 9:00 am

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

(For Reply)

[Signature]  
4/7/22

[Signature]

Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.