

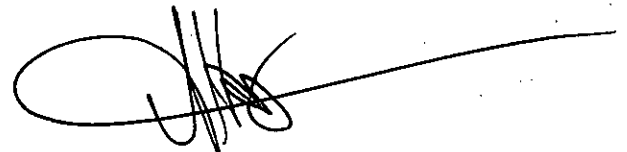
26.09.2019

Counsel for the appellant present. Addl: AG alongwith Mr. Roheen Naz, ADO, Mr. Sajid, Supdt and Mr. Zakiullah, Senior Auditor for respondents present.

Learned counsel for the appellant submitted an application that the appeal in question may be disposed of in the light of decision of this Tribunal dated 07.08.2019 passed in service appeal no. 113/2019 and the same is placed on file. The grievance agitated through the instant appeal has already been redressed through notification dated 22.05.2019, whereby services of fixed pay employees were regularized w.e.f 01.07.2008.

As the grievances of the appellant have been redressed, therefore, the appeal in hand is disposed of. File be consigned to the record room.

Announced:  
26.9.2019



(Ahmad Hassan)  
Member

23.05.2019

Junior to counsel for the appellant present. Roheen Naz ADO present and submitted written reply/comments on behalf of respondents No.1 to 4. Zaki Ullah Senior Auditor representative of respondent No.5 absent. Respondents No. 5 & 6 as well as absent representative be put to notice for submission of written reply. Adjourn. To come up for written reply/comments on 03.07.2019 before S.B



Member

03.07.2019

Learned counsel for the appellant and Mr. Muhammad Jan learned Deputy District Attorney alongwith Roheen Naz ADO for the respondents present. Written reply on behalf of the respondent No. 1 to 4 already submitted. Mr. Zaki Ullah Senior Auditor on behalf of respondent No. 5 & 6 present and seek time to furnish written reply/comments. Adjourned. To come up for written reply/comments on behalf of the respondents No. 5 & 6 on 29.08.2019 before S.B.



Member

29.08.2019

Counsel for the appellant present. Addl: AG alongwith Mr. Zakaullah, Senior Auditor and Mr. Sajid, Supdt for respondents present. Written reply on behalf of respondents 5 and 6 not submitted. Requested for adjournment. Last opportunity granted. To come up for written reply/comments on behalf of respondents no. 5 and 6 on 26.09.2019 before S.B.



(Ahmad Hassan)

Member

27.02.2019

Counsel for the appellant present.

Learned counsel for the appellant contended that under the law regarding regularization of service of contract employees the continuous officiation of appellant was required to be considered for the purpose of pension benefits. The respondents are neither extending the said benefit nor declining it in writing.

9/1/19

In view of the above instant appeal is admitted for regular hearing subject to all just exceptions. 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 15.04.2019 before S.B.

Appellant Deposited  
Security & Process Fee

  
Chairman

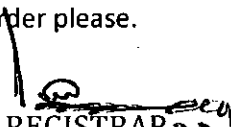


15.04.2019

Learned counsel for the appellant present. Written reply not submitted. Rehmat Khan Superintendent representative of respondent No.1 and Zaki Ullah Senior Auditor representative of the respondent No.5 present and seek time to furnish written reply/comments. No one present on behalf of remaining respondents. Notice be issued to remaining respondents i.e. respondents No.2, 3, 4 and 6 with the direction to furnish written reply/comments. Adjourn. To come up for written reply/comments on 23.05.2019 before S.B

  
Member

Form- A  
FORM OF ORDER SHEET

Court of \_\_\_\_\_  
Case No. 1556 /2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	27/12/2018	<p>The appeal of Mr. Awal 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 style="text-align: right;"> REGISTRAR 25/12/18</p>
2-		<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>28-1-19</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
28.01.2019		<p>Mr. Muhammad Saddique, junior counsel for the appellant present and requested for adjournment on the ground that learned senior counsel for the appellant is busy in the Hon'ble Peshawar High Court, Peshawar and cannot attend the Tribunal today. Adjourned to 27.02.2019 for preliminary hearing before S.B.</p> <p style="text-align: right;"> (MUHAMMAD AMIN KHAN KUNDI) MEMBER</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL.

PESHAWAR

S.A.No. 1555 /2018

Awal Khan..... Appellant

VERSUS

Government of Khyber Pakhtunkhwa,  
through Secretary Finance Civil Secretariat, Peshawar & others  
.....Respondents

**I N D E X**

S.No.	Description of documents.	Annexure	Pages.
1	Memo of appeal.		1-4
2	Affidavit.		5
3	Addresses of the parties.		6
4	Copy of appointment letter	A	7
5	Copy of service book	B	8-18
5	Copy of appeal	C	19
6.	Copy of retirement order	D	20
7.	Copy of Charge report	E	21
8.	Wakalatnama		22

وکیل

Appellant

Through

Muhammad Asif

Advocate Supreme Court

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

Office No.091-5279292

Cell: 0302-8885187

0311-1934339

Dated: 22.12.2018

(1)

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL,

PESHAWAR

S.A.No. 1555 /2018

Khyber Pakhtukhwa  
Service Tribunal

Diary No. 1820

Dated 27-12-2018

Awal Khan s/o Fateh Khan  
R/o Alisha, P.O. Trakh,  
Tehsil and District Nowshera..... *Appellant*

VERSUS

- 1) Government of Khyber Pakhtunkhwa, through Secretary Finance Civil Secretariat, Peshawar.
- 2) Government of Khyber Pakhtunkhwa, through Secretary Education, Civil Secretariat, Peshawar.
- 3) Director Elementary and Secondary Education, near Govt. Higher Secondary School No.1 G.T. Road, Peshawar City.
- 4) District Education Officer (Male), District Nowshera.
- 5) Accountant General, Accountant General Office, Fort Road, Peshawar Cantt, Peshawar.
- 6) Senior District Account Officer, District Account Officer, Nowshera.

.....*Respondents*

APPEAL UNDER SECTION 4 OF THE SERVICE TRIBUNAL ACT, 1974 AGAINST THE ORAL ORDER OF RESPONDENTS OF REFUSAL TO ISSUE PENSION TO THE APPELLANT FROM THE DATE OF RETIREMENT i.e. 30.06.2018 WHILE APPEAL FILED ON ~~10-9~~ 2018 HAS NOT SINCE BEEN REPLIED/ DECIDED AND THE STATUTORY PERIOD OF 3 MONTHS HAVE EXPIRED.

**Filed to-day**

**Registrar**

27/12/18

2

Prayer:

On acceptance of this appeal, the respondents may kindly be directed to issue pension and pensionary benefits to the appellant from the date of retirement i.e. 30.06.2018 by setting aside the oral refusal of the respondents regarding issuing pension to the appellant.

Respectfully Sheweth;

Appellant humbly submits as under:

- 1) That appellant was appointed as Class-IV Chowkidar/ Naib Qasid on 15.02.1993 in Govt. Primary School Alishah, Tehsil and District Nowshera and took charge against a vacant post of Chowkidar on fixed pay after producing medical fitness certificate. (Copy of appointment letter is Annexure "A").
- 2) That later on the services of the appellant was confirmed and the appellant was granted BPS-1 and in the year 2011 was granted BPS-2 and retired on 30.06.2018 in BPS-04. (Copy of service book is Annexure "B").
- 3) That after retirement appellant was confident that as appellant has served the department for more than 25 years therefore, appellant was confident that after due process pension would be granted to the appellant after due process.
- 4) That in the month of July 2018 appellant inquired from the respondents regarding pension and pensionary benefits on which appellant was informed that hon'ble Peshawar High Court Peshawar has decided the writ petition regarding the pension and pensionary benefits therefore, after proper approval from competent authority the cases of pension would be decided/ processed.

- 5) That appellant was further informed that decision regarding pension would take some time because a lot of cases has to be considered individually and thus appellant should wait.
- 6) That finally when appellant did not get any response from, appellant again contacted the respondents. However, from the office of respondents, appellant came to know that pension and pensionary benefits have been granted only to those whom have challenged the same.
- 7) That appellant filed appeal to the respondents No.2 and 3 but 3 months have been passed and upto now the pension and pension benefits have not been granted to the appellant. Moreover appeal of the appellant has not been decided. (Copy of appeal is Annexure "C")
- 8) That aggrieved with, appellant has come before this Hon'ble Tribunal in this appeal on the following grounds amongst the others for pension and pensionary benefits.

GROUND:

- a. That the oral order refusal of respondents of not granting pension and pensionary benefits to the appellants is against law and facts hence untenable in the eyes of law.
- b. That by not deciding the appeal of appellant regarding pension and pensionary benefits. Moreover not granting pension and pensionary benefits to the appellant, respondents are exercising powers not vested to them under the law.
- c. That respondents failed to appreciate the fact that appellant after joining the service and was retired on superannuation i.e. on 60 years of age and thus has served the department for more than 22 years and is entitled for pension and pensionary benefits.




- d. That respondents failed to appreciate the fact that a person who servers for 10 years is entitled for the pension and pensionary benefits.
- e. That under the law for granting pension and pensionary benefits the period of service i.e. regular and temporary are counted.
- f. That respondents under the law were bound to decide the case of each employee to whom pension and pensionary benefits were refused in the light of decision of Peshawar High Court, Peshawar.
- g. That respondents failed to appreciate the real point involved in the case of appellant and thus has acted illegally.
- h. That the oral decision of respondents of not granting pension and pensionary benefits to the appellant is perversant and against the settled principle of law and justice and as such is liable to be set aside.

It is, therefore, requested that on acceptance of this appeal, respondents may kindly be directed to release pension and pensionary benefits to the appellant from the date of retirement along with any other remedy which deems fit and necessary and not specifically asked for may also be awarded with costs.

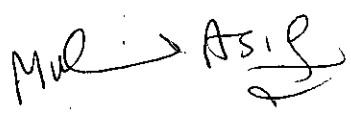
اپیلر

Appellant

Through  **Muhammad Asif**  
 Advocate,  
 Supreme Court of Pakistan  
 Off: 214 Syed Ahmad Ali Building  
 near Taj Autos, Sunehri Masjid  
 Road, Peshawar Cantt.  
 Cell: 0302-8885187  
 Off: 091-5279292

**CERTIFICATE:**

Certified as per information furnished by my client that no such like appeal has earlier been filed before this Hon'ble Tribunal.



5

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL

PESHAWAR

S.A.No. \_\_\_\_\_/2018

Awal Gul..... *Appellant*

VERSUS

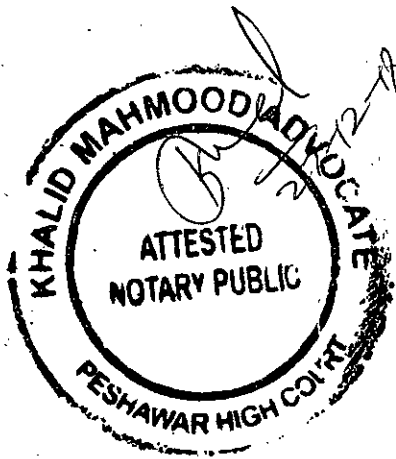
Government of Khyber Pakhtunkhwa,  
through Secretary Finance Civil Secretariat, Peshawar & others  
.....*Respondents*

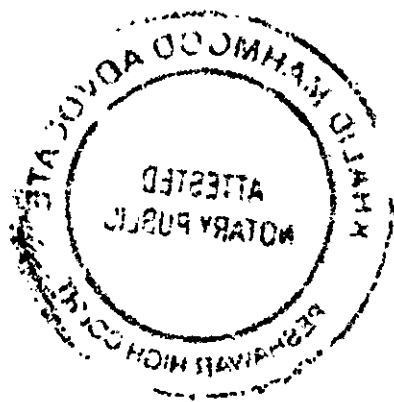
AFFIDAVIT

I, Awal Khan s/o Fateh Khan R/o Alisha, P.O. Trakh, Tehsil and District Nowshera do hereby affirm and declare on oath that the contents of the accompanying **Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this hon'ble court.

و ا ل ا ل ا

Deponent





(6)

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL,  
PESHAWAR

S.A.No. \_\_\_\_\_/2018

Awal Khan..... Appellant

**VERSUS**

Government of Khyber Pakhtunkhwa,  
through Secretary Finance Civil Secretariat, Peshawar & others  
..... Respondents

**ADDRESSES OF THE PARTIES**

**APPELLANT:**

Awal Khan s/o Fateh Khan  
R/o Alisha, P.O. Trakh,  
Tehsil and District Nowshera


**RESPONDENTS:**

- 1) Government of Khyber Pakhtunkhwa, through Secretary Finance Civil Secretariat, Peshawar.
- 2) Government of Khyber Pakhtunkhwa, through Secretary Education, Civil Secretariat, Peshawar.
- 3) Director Elementary and Secondary Education, near Govt. Higher Secondary School No.1 G.T. Road, Peshawar City.
- 4) District Education Officer (Male), District Nowshera.
- 5) Accountant General, Accountant General Office, Fort Road, Peshawar Cantt, Peshawar.
- 6) Senior District Account Officer, District Account Officer, Nowshera.

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Appellant

Through

  
**Muhammad Asif**  
Advocate Supreme Court

Annex A

OFFICE OF THE DISTRICT EDUCATION OFFICER, (MALE) PRIMARY NOWSHERA.

7

APPOINTMENT OF CLASS-IV  
ON CONTRACT BASIS.

OFFICE ORDER.

Mr. Awal Khan

S/O Atah Khan

residence of village Ali Shah, Nowshera  
candidate is hereby appointed as Class IV (Chaukidar/Naib Qasid) on  
Rs. 1200/PM Fixed under the rules with effect from the date of his taking  
over charge at GPS Ali Shah, (M.A.)  
against Chaukidar Post according to the AGREEMENT BOND under the  
following terms and conditions:-

CONDITIONS:-

1. Charge reports should be submitted to all concerned,
2. No TA/DA is allowed being 1st appointment.
3. No joining time is allowed that is absolutely necessary for the trainee.
4. The appointment is purely temporary basis & subject to the termination at any time/notice.
5. In case he wishes to leave the post, he should have to submit one month's prior notice.
6. He should be produced his Health and age Certificate from the concerned Civil surgeon/M.O. within 10-days of reporting arrival duty has required under the rules (FR-10) Sr.4.
7. In case the candidate fails to take over charge within 10 days from the date of issue of this order, his appointment will stand automatically CANCELLED.
8. The candidate should not be handed over charge if his age is not between 18-45 years.
9. The pay scale and service rules would be subject to the revision in accordance with the orders to be passed by the Govt: from time to time.
10. He will photo copies of the relevant documents i.e. National Identity card, Domicile etc to this office at the time of taking over charge.
11. He will be dealt with under the E&D rules if he violate Govt: rules and regulations.

(HABIB KHAN)  
DISTRICT EDUCATION OFFICER,  
(MALE) PRIMARY NOWSHERA.

Encl: No. 3664-68 / F.No. \_\_\_\_\_ Class IV-Dated Nowshera the, 14/2/1993

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

1. Director of Primary Education NWFP, Sector B-1/25 Phase V Hayat Abad Pesh:
2. Sub Divisional Education Officer, (M.A.) Nowshera, with the request that Documents etc of the above mentioned candidate may please be checked before taking over charge.
3. Head Teacher concerned.
4. ADEO(A/O) local office.
5. MFA concerned.
6. P/File.

"HAYAT"  
"S. MOHAMMAD"

  
DISTRICT EDUCATION OFFICER,  
(MALE) PRIMARY NOWSHERA.

13/2/93

ATTESTED

7

**OFFICE OF THE DISTRICT EDUCATION OFFICER, (MALE) NOWSHERA**

Appointment Order of Class IV

Office Order

**Contract Basis**

Mr. Awal Khan S/o Fateh Khan resident of Ali Shah candidate is hereby appointed as class IV Chowkidar/ N/Qasid on Rs: 1200/-PM fixed under the rules with effect from the date of his taking over charge at Govt Girls Primary School Ali Shah against newly sanctioned According the Agreement Bond under the following terms and conditions

1. Charge reports should be submitted to all concerned.
2. NO TA/DA is allowed.
3. No joining time is allowed what is absolutely necessary for the transit.
4. The appointment is purely on temporary basis & subject to the termination at any time and without any notice.
5. The case he wishes to leave the Deptt: the should have submit on month prior notice.
6. He/ Should be produced his health & age certificate from the concerned civil Surgeon with in 7 days of reporting arrival a duty as required under the rules FR 10 Sr.4.
7. In case the candidate failed to take over charge within 10 days from the date of issue of this order his appointment will stand automatically cancelled.
8. The candidate should not be handover charge if his are is set between 18-45 years.
9. The pay scale and service rules would be subject to the revision in accordance with the orders to be passed by the Govt from time to time.
10. He will photo copies of the relevant documents in national Identity card Domicile etc to this office at the time of taking over charge.
11. He will be dealt with under the E & D if he violated Govt: Rules and regulation.

Habib Khan  
District Education Officer (M)  
Primary Nowshera

Endst No. 9664-68-74F. No. B/Class-IV dated NSR the 14.02.1995.

Copy of the above is forwarded to the:

1. Director of Primary Education NWFP Peshawar
2. Sub Divisional Education Officer ( Male) Nowshera with the request that documents etc of the above mentioned candidate may please be checked, before taking overcharge.
3. Head Teacher concerned.
4. MPA concerned.
5. P File

SD/-  
District Education Officer (M)  
Primary Nowshera

*Awal*  
**ATTESTED**

(5)

Note:—The entries in this page should be renewed or re-attested at least every five years and the signature to lines 9 and 10 should be dated.

1. Name *Awal Khan*  
*A with B* (8)

2. Race *Afghan*

3. Residence *village Ali Shah. Teh; Nowshera*  
*Distt, Nowshera*

4. Father's name and residence *Fateh Khan. (as above)*


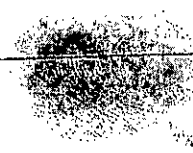
5. Date of birth by Christian era as nearly as can be ascertained  
~~14-11-1958~~ *1958*  
*3, 6 شوال 1958*

6. Exact height by measurement *5-8*

7. Personal marks for identification *A black mole on right*  
*check check*

8. Left hand thumb and Finger impression of (non-gazetted) officer

Little Finger.  Ring Finger 

Middle Finger.  Fore Finger 

Thumb. 

9. Signature of Government servant *جو جو*

10. Signature and designation of the Head of the Office, or other Attesting Officer.  
*[Signature]*  
S.D.E.O. (M)  
NOWSHERA.

*Certified that the said chow has been*  
*working at SPS-2 Ali Shah*

*[Signature]*  
**ATTESTED** S.D.E.O. (M)  
Pabbi Nowshera

Name of post	Whether substantive or officiating and whether permanent or temporary	If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371. C. S. R.	Pay in substantive post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of appointment	Signature of Government servant
			Rs. 1200/- Fixed				
class <input checked="" type="checkbox"/> checkmate.						F.N.	
L.P. no. 2 Ali Shah	J.P.		Rs. 1200/- PM	Fixed		152 93	06/91
- Do -	100		1200/-	PM	Fixed	112 93	06/91
100	100		Rs. 1200/-	fixed		112 95	06/91
100	100		Rs. 1200/-	fixed		112 95	06/91
100	100		Rs. 1200/-	fixed		112 96	06/91
- Do -			Rs. 1200/-	Fixed		112 97	06/91
do			Rs. 1200/-	Fixed		306 97	06/91
<u>Revised Entry</u>							
- do -			Rs. 1800/-	PM	Fixed	117 98	06/91
- do -			Rs. 1500/-	PM	Fixed	112 98	06/91
- do -			Rs. 1800/-	PM	Fixed	117 98	06/91
- do -			Rs. 1800/-	PM	Fixed	112 99	06/91
							06/91

ANNEXED

2



9	10	11	12	13		14	15
				Leave			
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitabale to another Government		
	Period	Government to which debitabale					
Signature and name of the head of office or other attesting officer in columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting Officer				Reference to any recorded punishment or censure, or reward or praise of the Government Servant
	30/11/93	No. [unclear] No. [unclear]	[unclear] S.D.E.O.				
	[unclear]	[unclear]	[unclear]				
	[unclear]	[unclear]	[unclear]				
	[unclear]	[unclear]	[unclear]				
	[unclear]	[unclear]	[unclear]				
	[unclear]	[unclear]	[unclear]				
	[unclear]	[unclear]	[unclear]				
	[unclear]	[unclear]	[unclear]				
	[unclear]	[unclear]	[unclear]				
	[unclear]	[unclear]	[unclear]				
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	[unclear]	[unclear]	[unclear]				
	[unclear]	[unclear]	[unclear]				
	[unclear]	[unclear]	[unclear]				

Appointed as chorokidar at 475  
no 2 - Alshah. vide DRO-177  
Pay: newsheer order no.  
9664-68 dated 14.2.1993

S.D.E.O. (M)  
NOWSHERA

15-2-93 31-12-93  
1-94 31-12-94

S.D.E.O. (M)  
NOWSHERA

SERVICE VERIFIED  
[unclear] 30/11/93 from  
[unclear] [unclear] of  
[unclear] [unclear]  
NOWSHERA.

SERVICE VERIFIED  
[unclear] 30/11/93 from  
[unclear] [unclear] of  
[unclear] [unclear]  
NOWSHERA.

**ATTESTED**

9 Signature and position of the head of the office or other attesting officer in columns 1 to 8	10 Date of termination of appoint- ment	11 Reason of termination (such as promotion, transfer, dismissal, etc.)	12 Signature of the head of the office or other attesting Officer	13 Leave Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		14 Signature of the head of the office or other attesting officer	15 Reference to any recorded punishment or censure, or reward or praise of the Government Servant
				Period	Government to which debitable		
[Signature]	30/11/93	No. [Handwritten]	[Signature]		Appointed as Chowkidar at 4Ps no 2 - Ali Shah, vide D.O. 1193		Pay: Newsroom order no. 4664-68 dated 14-2-1993
[Signature]			[Signature]			[Signature]	S.D.E.O. (M) NOWSHERA
[Signature]			[Signature]		15-2-93	31-12-93	
[Signature]			[Signature]			[Signature]	
[Signature]			[Signature]			[Signature]	
[Signature]			[Signature]			[Signature]	
[Signature]			[Signature]			[Signature]	SERVICE VERIFIED upto 30/11/93 from the 15/5/93 this is [Signature]
[Signature]			[Signature]			[Signature]	[Signature]
[Signature]			[Signature]			[Signature]	SERVICE VERIFIED upto 31/11/93 from the 15/5/93 this is [Signature]
[Signature]			[Signature]			[Signature]	[Signature]
[Signature]			[Signature]			[Signature]	[Signature]
[Signature]			[Signature]			[Signature]	[Signature]
[Signature]			[Signature]			[Signature]	[Signature]

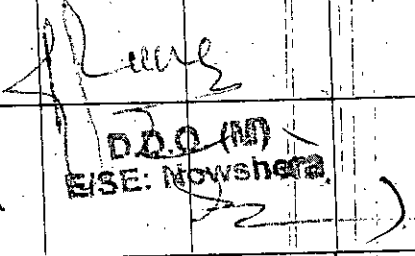
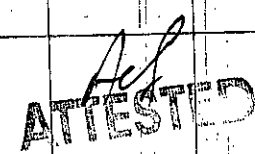
ATTESTED

1 Name of Post	2 Whether substantive or officiating and whether permanent or temporary	3 If Officiating, state (i) Substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	4 Pay in substantive Post	5 Additional Pay for officiating	6 Other emolument falling under the term "Pay"	7 Date of Appointment	8 Signature of Government
SP-2 Ali Shah			Rs - 2000/- PM Fin			1-7-2000	UGJ
-do-			Rs - 2000/- PM Fin			1-12-2000	UGJ
-do-			Rs - 2000/- PM Fin			01-12-01	UGJ
-do-			Rs - 2000/- PM Fin			1-12-02	UGJ
-do-			Rs - 2000/- PM Fin			1-12-02	UGJ
-do-			Rs - 2000/- PM Fin			30-6-03	UGJ
<u>Revised Entry</u>							UGJ
			Rs - 2800/- PM Fin			1-7-03	UGJ
			Rs - 2800/- PM Fin			1-12-03	UGJ
			Rs - 3000/- PM Fin			1-12-04	UGJ
			Rs - 3000/- PM			30-6-05	UGJ
			Rs - 3500/- PM			1-7-05	UGJ
			Rs - 3500/- PM Fin			1-12-05	UGJ

ATTENDED  
just

D.D.O. (M)  
Muz. Nowshera

(11)

1 Name of Post	2 Whether substantive or officiating and whether permanent or temporary	3 If Officiating, state (i) Substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	4 Pay in substantive Post	5 Additional Pay for officiating	6 Other emolument falling under the term "Pay"	7 Date of Appointment	8 Signature of Government Servant
Revised Entry							
SPS-2 AS: Shale			Rs. 4000/- PM FM			1 <sup>12</sup> / <sub>06</sub>	15/1/91
			Rs. 4000/- PM FM			1 <sup>12</sup> / <sub>07</sub>	15/1/91
			Rs. 4000/- PM FM			30 <sup>6</sup> / <sub>02</sub>	15/1/91
Revised Entry in Pops-1 Rs. (							
							
							



12


1	2	3	4	5	6	7	8
Name of post	Whether substantive or officiating and whether permanent or temporary	If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C. S. R.	Pay in substantive post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of appointment	Signature of Government servant
P.P.S. Ali Shah No. 2	1/6/91	Received entry in the list of Govt. of NWFP Finance Deptt. No B-21/FD/1-22/1-080th 30/12/08. B.E (220-26-1310)					1/6/91
	Payon 15/1/1993	RS 920/- P.M.					1/6/91
	Payon 1/12/1993	RS 950/- P.M.					1/6/91
	Payon 2/4/1994	RS 116/1994. B.T. (105-35-170)					1/6/91
	Payon 1/8/1994	1280/- P.M.					1/6/91
	Payon 1/12/1994	1315/- P.M.					1/6/91
	Payon 1/1/1995	1350/- P.M.					1/6/91
	Payon 1/12/1996	1385/- P.M.					1/6/91
	Payon 1/12/1997	1420/- P.M.					1/6/91
	Pay on 1/1/1999	1455/- P.M.					1/6/91
	Payon 1/12/1999	1490/- P.M.					1/6/91
	Pay 1/12/2000	1525/- P.M.					1/6/91

ATTESTED

*[Signature]*  
D.B.G. (S)  
Howther

(13)

9	10	11	12	13		14	15
			Leave				
Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc).	Signature of the head of the office or other attesting officer	Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant.
				Period	Government to which debitable		
					Conversion of Special Pay grade into Regular BPS-E E.P. Fund Scheme vide list of 11/11/93 No. R-7/120/11-11-93/1993 Dy 30/1/2008		
						 D.D.O. (S/D) Nowshera	
					Service rendered from 15/2/1993 To 30/11/1999 from accy roll and other record of this office.		
						 D.D.O. (S/D) Nowshera	

  
**ATTESTED**

1	2	3	4	5	6	7	8
Name of post	Whether substan- tive or officiating and whether permanent or temporary	if officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 37A C. S. R.	Pay in substantive post	Additional Pay for officiating	Other emolument falling under the term "pay"	Date of appointment	Signature of Government servant
			Pay on 11/12/2001	1560/- P.M.			U/D
			Revised pay scale 11/12/2001	1875-55-3525			U/D
				2365/- P.M.			U/D
			Pay on 11/12/2001	<del>2150-65-4100</del>			U/D
			Pay on 11/12/2002	2420/- P.M.			U/D
			Pay on 11/12/2003	2475/- P.M.			U/D
			Pay on 11/12/2004	2530/- P.M.	R/Pay/scale		U/D
			11/7/2005	B-I (2150-65-4100)		11/7/2005	U/D
			Pay on 11/7/2005	2930/- P.M.			U/D
			Pay on 11/12/2005	2995/- P.M.			U/D
			Pay on 11/12/2006	3060/- P.M.	R/Pay/scale		U/D
			11/7/2007	B-I (2475-75-4785)		11/7/2007	U/D
			Pay on 11/7/2007	3525/- P.M.			U/D

**AFFECTED**

*[Signature]*  
D. D. [Name] (SR)  
OFFICE: [Name]

9 Signature and designation of the head of the office or other attesting officer in columns 1 to 8	10 Date of termination of appointment	11 Reason of termination (such as promotion, transfer, dismissal, etc.)	12 Signature of the head of the office or other attesting Officer	13 Leave		14 Signature of the head of the office or other attesting officer	15 Reference to a recorded punishment or censure, or reprimand or praise of Government Service
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		
					Period	Government to which debitable	

Service Verified from 11/2/1999 to 30-11-2004 from reg roll and other records of this office.

D.D.O. (M)  
E/SE: Howshera

D.D.O. (M)  
E/SE: Howshera

Service Verified from 1-12-2004 to 30-6-2007 from the reg roll and other records of this office.

D.D.O. (M)  
E/SE: Howshera

TP No. 2111 dated 15/10/2008

S-II Verified for Rs. 5343/2 diff. of pay and Allowances for 1/7/2008 to 30/9/2008

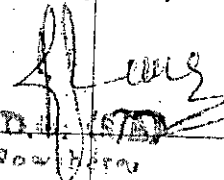
ATTESTED

D.D.O. (M)  
E/SE: Howshera

Service Verified from 24-1-2007 to 30-11-2007 from the A/R & other records of this office.

D.D.O. (M)  
E/SE: Howshera



1 Name of Post	2 Whether substantive or officiating and whether permanent or temporary	3 If Officiating, state (i) Substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	4 Pay in substantive Post	5 Additional Pay for officiating	6 Other emolument falling under the term "Pay"	7 Date of Appointment	8 Signature of Government Seal
			Pay on 1/14/2007	3600/- P.M.	R/Pay / Scale	1/7/08	UGJ91
			1/7/08	B-I (2970-90-5670)			UGJ91
			Pay on 1/7/08	4320/- P.M.			UGJ91
			MS (2970-90-5670) B-I				UGJ91
			Chowdhury	B-4410/- P.M.		1.12.08	UGJ91
			MS (2970-90-5670) B-I			30/11/08	UGJ91
			- do -	MS 4500/- P.M.		12/2009	UGJ91
			- do -	MS 4590/-		12/2010	UGJ91
			Revised B-0/MS (4800-150-9300)				
			- do -	MS 7500/- P.M.		12/2011	UGJ91
			- do -	MS 7650/-		12/2011	UGJ91

**ATTACHED**

15

9 Signature and designation of the head of the office or other attesting officer in columns 1 to 8	10 Date of termination of appointment	11 Reason of termination (such as promotion, transfer, dismissal, etc.)	12 Signature of the head of the office or other attesting Officer	13 Leave		14 Signature of the head of the office or other attesting officer	15 Reference to any recorded punishment or censure, or reward or praise of the Government Servant
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitible to another Government		
					Period		
						SERVICE VERIFIED w.e.f. 12/11/2011 to 30/11/2011 From The Acq. Roll and other Record of This Office  D.D.O (M) N.S.R.	
D.D.O	30/11/11	A/T				SERVICE VERIFIED w.e.f. 12/11/2011 to 30/11/2011 From The Acq. Roll and other Record of This Office  D.D.O (M) N.S.R.	
D.D.O (M) B.S. Chowdhury	30/11/2011	A/w	D.D.O (M) N.S.R.			SERVICE VERIFIED w.e.f. 12/11/2011 to 30/11/2011 From The Acq. Roll and other Record of This Office  D.D.O (M) N.S.R.	
D.D.O (M) N.S.R.	30/11/2011	A/w	D.D.O (M) N.S.R.			SERVICE VERIFIED w.e.f. 12/11/2011 to 30/11/2011 From The Acq. Roll and other Record of This Office  D.D.O (M) N.S.R.	
D.D.O (M) N.S.R.	30/11/2011	s/Rev	D.D.O (M) N.S.R.			SERVICE VERIFIED w.e.f. 12/11/2011 to 30/11/2011 From The Acq. Roll and other Record of This Office  D.D.O (M) N.S.R.	
D.D.O (M) N.S.R.	30/11/2011	A/w	D.D.O (M) N.S.R.			ATTESTED	

1 Name of Post	2 Whether substantive or officiating and whether permanent or temporary	3 If Officiating, state (i) Substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	4 Pay in substantive Post	5 Additional Pay for officiating	6 Other emolument failing under the term "Pay"	7 Date of Appointment	8 Signature of Government Se
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Revised Entries due B-2, and one spl. more:  
w.e.f 11/7/07 & 11/9/07

Pay on 11/12/06 in B-1 3060/-

~~Pay on 11/12/06 in B-2 on 11/12/06 3100/-~~

Revised B-2 on 11/7/07 3550/- 3525/-

~~Fixed one spl. more in B-2 11/9/07 3635/- 3550/-~~

one spl. more on 11/12/07 3720/- 3635/-

Revised B-2 on 11/07/08 4435/-

11/12/08 4535/-

11/12/09 4635/-

11/12/2010 4735/-

Revised B-2 (4900-170-10000) 11/7/2011 7790/-

11/12/2011 7960/-

8

11/12/07

D.D.O (M)  
N.S.R.

**ATTACHED**

7790/-

4900-170-10000

7790/-

3035-100-6035

4435/-

OFFICE

SECRETARY

OFFICE

SECRETARY

	10	11	12	13		14	15
Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc).	Signature of the head of the office or other attesting officer	Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debit. ble to another Government	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant.
				Period	Government to which debit. ble		
						<p>29 Til 3/9/12 As soon as diff of pay &amp; allow Wef 7/2000 to 8/2011 or a/c of P.P.S-2 + 4/12 ment amount to Rs 12411/-</p>	
						<p><i>[Signature]</i> Sr. District Accountant Nowshera 13/9/12</p>	

*[Signature]*  
**ATTESTED**

1	2	3	4	5	6	7	
Name of post	Whether substantive or officiating and whether permanent or temporary	If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C. S. R.	Pay in substantive post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of appointment	Signature of Government servant
Chowkidar 4PS Ali Shah	B-02	MS	(4900-170-10,000)	MS 8130/-		12/2013	UGJ91
—				MS 8300/-		12/2013	UGJ91
—				MS 8470/-		12/2014	UGJ91
Office of the Accountant General Khyber Pakhtun Khwa Peshawar				MS 8640/-		12/14	
Pay Fixed in the Revised Basic Pay Scales Rs 11175/-							
R.B.P.S. 11175/-							
Date of Next increment is on: 01-12-2016							
M	Accounts Officer Pay Fixation Party Peshawar				S.D.O. (A) Nowshera		
Revised BPS-02 1-7-15							11175/-
MS 1-12-15							11385
Pay fixed BPS-04 2-12-15							11530
11175/2							11830
14570/4							
ATTESTED							

Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc).	Signature of the head of the office or other attesting officer	Leave		Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant.
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		
				Period	Government to which debitable		
S.D.E.O.(P) NOWSHERA	30/11/2013	A/w	S.D.E.O.(P) NOWSHERA			SERVICE VERIFIED w.e.f. 12/11/2013 to 30/11/2013 From The Acc. Roll and other Record of This Office	
S.D.E.O.(P) NOWSHERA	30/11/2014	Pre-1 malis mali				S.D.E.Q.(P) NOWSHERA	
DDO	30/11/2014	A/w	DDO				
DDO							
TR A 427 dt 21/2/16							
Dikhan Arkor of DITA of B. on wt. 12/15 to 1/16 R. 1080/-						S.D.E.O. NOWSHERA	
2/1/2016							
AWAL Kham	07		Cheln Kadar			599 9/2/18	
						115 1725/	
						2/9/2018	
[Signature]						ATTESTED	
[Signature]						02	

1	2	3	4	5	6	7	8
Name of post	Whether substantive or officiating and whether permanent or temporary	if officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art 371 C. S. R.	Pay in substantive post	Additional Pay for officiating	Other emolument falling under the term "pay"	Date of appointment	Signature of Government servant
Ch.		B/S-04 (828-370-18380)					
G/S Asst. Secy			Rs 14570/-			1/7/16	اول فان
B -			Rs 14940/- P.M			1/12/16	اول فان
		B/S-04 (9900-440-23100)					
Ch -			Rs 17820/- P.M			1/7/17	اول فان
do			Rs 18260/- P.M			1/12/17	اول فان

**ATTESTED**

9	10	11	12	13		14	15
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitale to another Government		
Signature and name of the head of office or other attesting officer in station of posts 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting Officer	Period	Government to which debitale	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant
<i>[Signature]</i> Sub Division Education Officer Pabbi	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i> Sub Division Education Officer Pabbi			<i>[Signature]</i>	Service verified w.e.f 01-12-13 to 30-11-15 from acq: Roll and other record of this office.
<i>[Signature]</i> Sub Division Education Officer Pabbi	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i> Sub Division Education Officer Pabbi			<i>[Signature]</i>	Service verified w.e.f 01-12-15 to 30-11-16 from acq: Roll and other record of this office.
<i>[Signature]</i> Sub Division Education Officer Pabbi	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i> Sub Division Education Officer Pabbi			<i>[Signature]</i>	Service verified w.e.f 01-12-16 to 30-11-17 from acq: Roll and other record of this office.
<i>[Signature]</i> Sub Division Education Officer Pabbi	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i> Sub Division Education Officer Pabbi			<i>[Signature]</i>	Service verified w.e.f 01-12-17 to 30-11-18 from acq: Roll and other record of this office.
<i>[Signature]</i> Sub Division Education Officer Pabbi	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i> Sub Division Education Officer Pabbi			<i>[Signature]</i>	Service verified w.e.f 01-12-18 to 30-11-19 from acq: Roll and other record of this office.
<i>[Signature]</i> Sub Division Education Officer Pabbi	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i> Sub Division Education Officer Pabbi			<i>[Signature]</i>	Service verified w.e.f 01-12-19 to 30-11-20 from acq: Roll and other record of this office.
<i>[Signature]</i> Sub Division Education Officer Pabbi	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i> Sub Division Education Officer Pabbi			<i>[Signature]</i>	Service verified w.e.f 01-12-20 to 30-11-21 from acq: Roll and other record of this office.
<i>[Signature]</i> Sub Division Education Officer Pabbi	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i> Sub Division Education Officer Pabbi			<i>[Signature]</i>	Service verified w.e.f 01-12-21 to 30-11-22 from acq: Roll and other record of this office.
<i>[Signature]</i> Sub Division Education Officer Pabbi	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i> Sub Division Education Officer Pabbi			<i>[Signature]</i>	Service verified w.e.f 01-12-22 to 30-11-23 from acq: Roll and other record of this office.
<i>[Signature]</i> Sub Division Education Officer Pabbi	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i> Sub Division Education Officer Pabbi			<i>[Signature]</i>	Service verified w.e.f 01-12-23 to 30-11-24 from acq: Roll and other record of this office.
<i>[Signature]</i> Sub Division Education Officer Pabbi	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i> Sub Division Education Officer Pabbi			<i>[Signature]</i>	Service verified w.e.f 01-12-24 to 30-11-25 from acq: Roll and other record of this office.
<i>[Signature]</i> Sub Division Education Officer Pabbi	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i> Sub Division Education Officer Pabbi			<i>[Signature]</i>	Service verified w.e.f 01-12-25 to 30-11-26 from acq: Roll and other record of this office.
<i>[Signature]</i> Sub Division Education Officer Pabbi	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i> Sub Division Education Officer Pabbi			<i>[Signature]</i>	Service verified w.e.f 01-12-26 to 30-11-27 from acq: Roll and other record of this office.
<i>[Signature]</i> Sub Division Education Officer Pabbi	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i> Sub Division Education Officer Pabbi			<i>[Signature]</i>	Service verified w.e.f 01-12-27 to 30-11-28 from acq: Roll and other record of this office.
<i>[Signature]</i> Sub Division Education Officer Pabbi	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i> Sub Division Education Officer Pabbi			<i>[Signature]</i>	Service verified w.e.f 01-12-28 to 30-11-29 from acq: Roll and other record of this office.
<i>[Signature]</i> Sub Division Education Officer Pabbi	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i> Sub Division Education Officer Pabbi			<i>[Signature]</i>	Service verified w.e.f 01-12-29 to 30-11-30 from acq: Roll and other record of this office.
<i>[Signature]</i> Sub Division Education Officer Pabbi	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i> Sub Division Education Officer Pabbi			<i>[Signature]</i>	Service verified w.e.f 01-12-30 to 30-11-31 from acq: Roll and other record of this office.
<i>[Signature]</i> Sub Division Education Officer Pabbi	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i> Sub Division Education Officer Pabbi			<i>[Signature]</i>	Service verified w.e.f 01-12-31 to 30-11-32 from acq: Roll and other record of this office.

Re-joined from Govt Service.

Under the provision of Govt KPK Finance Deptt. letter no FD (SR-IV) Vol 91 1983 Order leave vide DEO (P) Newsheet Endst No. 11007-11 dtd 10-9-18

Service Verified w.e.f 1-12-16 to 30-11-17 from acq: Roll & other record of this office.

*[Signature]*  
SO (M) Pabbi Nowshera

Service Verified w.e.f 01-12-2017 to 30-06-2018 from acq: Roll and other record of this office

Consolidated Service Verified w.e.f 15-09-1993 to 30-06-2018 from acq: Roll and other record of this office

*[Signature]*  
SO (M) Pabbi Nowshera

*[Signature]*  
SO (M) Pabbi Nowshera

ATTESTED



حضرت صاحب دامت برکاتہم اجمعین انجمن افسر (Male) صلوات اللہ علیہ  
Amuz

اسیل برائے جاری نشن وغیرہ

صبا عالی: عدیل عرفہ نہا پورہ

کہ آرکائیو ہو گیا، 2 داکوٹری ہو رہی ہے۔  
1993

ادھر مورخہ 6 30 کو 6 سال ہی عمر میں ملازمت سے

رہا ہوا۔

صبا عالی۔ سائل نے 25 سالہ ملازمت کی ہے۔

نشن وغیرہ کا حقدار ہے۔ لیکن نا حال سائل کو  
نشن وغیرہ جاری نہیں ہے۔

استدعا ہے۔ کہ سائل کو نشن وغیرہ حقدار ہے۔  
جاری کرنے کا حکم صادر فرمایا جائے۔

10  
2018

ATTESTED

ادل خان ولد فتح خان جو کہ برائے نشن وغیرہ  
اول خان  
(ابراہیم)



Annex 1

20

OFFICE OF THE  
DISTRICT EDUCATION OFFICER (MALE)  
NOWSHERA

(Office Phone//0923-9220223. Fax//0923-9220223)

**RETIREMENT ORDER**

Under the provision of Government of Khyber Pakhtunkhwa Finance Department letter no. FD (SR-IV) Vol.II dated 24-08-1983; sanction is hereby accorded to the grant of Encashment of Leave / Retirement detail given below in respect of the following official:

Sr	Name of Official	Date of Retirement	Date of Birth	D/O 1 <sup>st</sup> Appnt	Encashment of LPIs	Total service Length	Remarks
01	Mr. Awal Khan Chowkidar-GHS Ali Shah P.No.003-172	30-06-2018 (A.N)	1958	15-02-1993	365 days	25-01-15	Retire from service Service on Superannuation

FAYAZ HUSSAIN  
District Education Officer (Male)  
Nowshera

Endstr: No

11009-VI

Copy of the above is forwarded for information and necessary action to the: -

- 1: Senior District Account Officer, Nowshera.
- 2: Sub-Divisional Education Officer (Male), Pabbi.
- 3: ADO Circle concerned.
- 4: Official concerned.
- 5: EMIS Local Office.
- 6: Master File.

Pabbi

10/9/18  
Dy: District Education Officer (Male)  
Nowshera

**ATTESTED**

چارج رپورٹ

Annex E

(2)

9564-68

14.2.93

15/2/93

15/2/93

من مہی اول خان ولد فتح خان نے جو صوبہ مسلم  
آئندہ از دفتر خان D.E.O. کا نوٹیشن آجدرم

تین ہندویہ نوٹیشن برائے اول خان نے عمر شاہ میں بحیثیت

چوکیدار (کلاس فور) ایسے عہدے کا چارج سنبھالا ہے جو اس کا

مستحق ہے

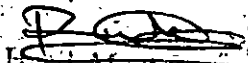
خان دینار

عمر شاہ

Attested

اول خان

15-2-93



Head Master  
G. P. S. No: 2  
Ali Shah (NSR)

Attested  


No 2

  
ATTESTED

20

**OFFICE OF THE DISTRICT EDUCATION OFFICER, (MALE) NOWSHERA**

**RETIREMENT ORDER**

Under the provision of Government of Khyber Pakhtunkhwa Finance Department letter No. FD (SR-IV) Vol.II dated 24.8.1983 sanction is hereby accorded for Retirement order detail given below in respect of the following officials.

S	Name of official	Date of Retirement	Date of Birth	Date of 1st appoint	Encashment of LPR	Total Service length	Remarks
1	Mr. Awal Khan Chowkidar GPS Ali Shah P.No. 00381722	30.06.2018	1958	15.02.1993	365 days	25.01.15	Retire from Govt Service on Superannuation

SD/-  
(Fayaz Hussain )  
District Education Officer  
(Male) Nowshera

Endst No. 11007-11/ DEO (M).NSR EA-S/File No 60 Retirement of PST dated Nowshera the 10.09.2018.

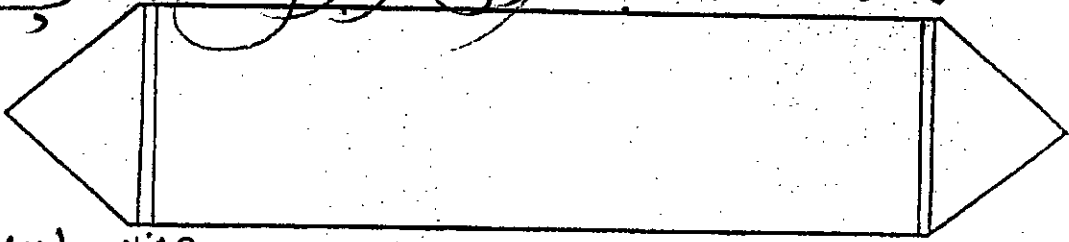
Copy forwarded for information & necessary action to the:-

1. Senior District Accounts Officer, Nowshera
2. Sub Divisional Education Officer (Male) Pabbi
3. ADO Circle Concerned
4. EMIS Local Office
5. Master File

SD/-  
Dy District Education Officer  
(Male) Nowshera

  
ATTESTED

بعدالت جناب سروس ٹریبونل RPK لٹاؤ



2 جناب اسپینٹ

اول خان بنام گورنمنٹ و فنانس

مورخہ  
مقدمہ  
دعویٰ  
جرم

باعث تحریر آنک

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ  
آن مقام لیٹاؤ کیلئے محمد اسد کھٹک سپریم کورٹ آف پاکستان  
مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز  
دکیل صاحب کو راضی نامہ کرنے و تقرر ثبات ہ فیصلہ بر حلف دیئے جواب دہی اور اقبال دعویٰ اور  
بصورت ڈگری کرنے اجراء اور صولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق  
زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخ  
نیز 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 بھی وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ  
پرداختہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ ہر جانبہ التوائے مقدمہ کے سبب سے ہوگا  
کوئی تاریخ پیشی مقام دورہ پر ہو یا حدیے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی  
مذکور کریں۔ لہذا وکالت نامہ لکھدیا کہ سندر ہے۔

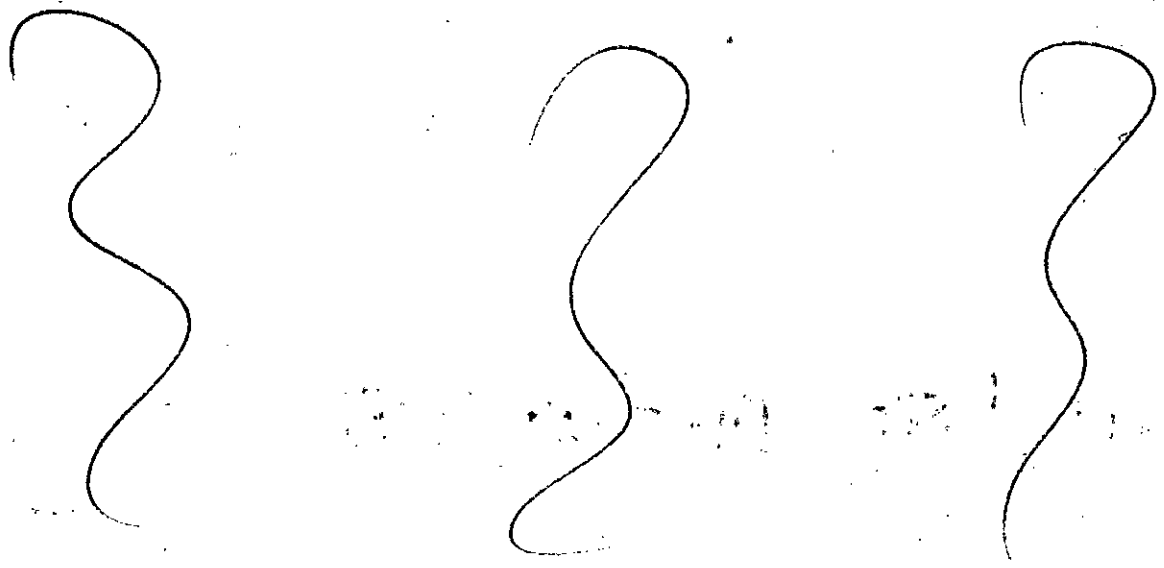
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المرقوم \_\_\_\_\_ ماہ \_\_\_\_\_ 20

العبد \_\_\_\_\_ واہ العبد \_\_\_\_\_

بمقام \_\_\_\_\_ کے لئے منظور ہے۔

اول خان



محمد آصف اڈوکیٹ  
سیٹیم کورٹ آف پاکستان

آفس : 214 سید احمد علی بلاڈنگ نزد جناح ایئر  
شہری فیکر روڈ لیٹا ور ملدر

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**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

**Service Appeal No. 1555/2018**

**Awal Khan..... Appellant**

**Versus**

**Government of Khyber Pakhtunkhwa Through secretary finance**

**Civil secretariat Peshawar and others..... Respondent**

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<b>1</b>	<b>Para wise comments</b>		<b>1-4</b>
<b>2</b>	<b>Affidavit</b>		<b>5</b>
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**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

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**REPLY ON BEHALF OF RESPONDENT NO. 4**

**Preliminary Objection**

1. That the appellant has no cause of action to file the instant appeal.
2. That the appeal is not maintainable.
3. That the necessary parties have not been arrayed as a parties therefore the appeal is liable to be dismissed on the ground of mis-joinder and non-joinder.
4. That the applicant has not came to the court with clean hand.
5. That the appeal is time barred.
6. That the length of the service of the applicant does not qualify him for the pension and pensionary benefits.
7. That the appellant has filed the present appeal without being available the Department remedy such that departmental appeal before the departmental appellate authority.



## **Reply to facts**

1. Para No. 1 pertain to record hence no comments.
2. Para No. 2 pertain to record hence no comments.
3. Para No. 3 is incorrect hence denied. The appellant was initially on fixed pay/contractual employee. The service rendered by him during the course of his fixed pay/contractual employment cannot be counted toward his pension. The appellant does not possess the length of service for qualify pension.
4. Para No.4 is incorrect hence denied in toto. As replied above.
5. Para No. 5 is incorrect. As replied above.
6. Para No. 6 is incorrect, hence denied. As replied above.
7. Para No. 7 is incorrect, hence denied. As replied above.
8. Para No. 8 is incorrect, hence denied. The appellant has not filed any departmental appeal before the departmental appellate competent authority therefore the appeal is no maintainable on this score alone.
9. Para No. 9 is incorrect, hence denied. The appellant has not availed any departmental remedy and therefore cannot invoke the jurisdiction of this Hon'ble Tribunal.

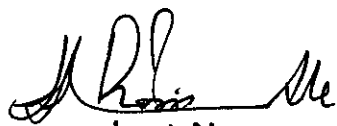
**Reply to grounds**

- a. That the ground A is, incorrect hence denied. Since the appellant has not filed any departmental appeal therefore the question of verbal order does not arise.
- b. That ground B, is incorrect hence denied. The appellant has not filed any departmental appeal.
- c. That ground C, is incorrect hence denied, the detailed answer has already been submitted.
- d. That ground D, incorrect hence denied. Appellant does not possess the required length of service for pension.
- e. That ground E, incorrect hence denied. The contractual service cannot be counted towards pension and pensionary benefits.
- f. That ground F, is legal but cases of the appellant is different.
- g. That ground G, is incorrect hence denied. Detailed reply has been given above.
- h. That the ground H, incorrect hence denied. No order has been passed by the respondent. Moreover the appellant has not availed any Departmental remedy as provided by law and mandatory under relevant statutes. i.e. the appeal rule (1986).


In the view of the explained facts and ground, the appeal of the appellant is devoid of merit and also not maintainable therefore may please be dismissed.

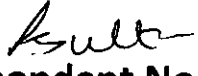
  
(Respondent-No.1)

Secretary to Govt:  
Of Khyber Pakhtunkhwa  
Finance Department  
SECRETARY  
Govt. of Khyber Pakhtunkhwa  
Finance Deptt.

  
Respondent No  
Secretary Education *ESSED.*

**Respondent No. 3**

  
Director (E&SE)  
Government of Khyber  
Pakhtunkhwa

  
Respondent No. 4  
DEO (F) NSR.

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

**Service appeal No. 1555**

**Awal Khan.....Appellant**

**Versus**

**Govt of KPK & others.....Respondents**

**Affidavit**

I Mst. Roheen Assistant District Education (Legal) office of the District Education officer (Female) Nowshera, do hereby affirm and declare on oath that the contents of accompanying comments are true and correct to the best of my knowledge and belief and nothing has been concealed from this honorable court.