

07.12.2021

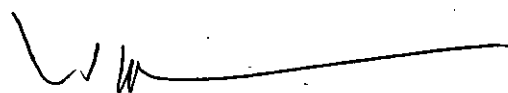
Barkat Ali, attorney/son of appellant on behalf of appellant present.

Muhammad Riaz Khan Paindakheil, learned Assistant Advocate General for respondents present.

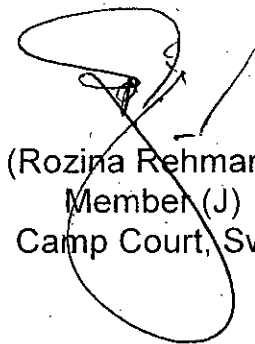
Former requested for withdrawal of the instant service appeal as appellant has been retired from service on 13.03.2021 and does not want to press the instant service appeal furthermore. In this regard, an application seeking withdrawal of appeal was also submitted.

In view of above, instant service appeal is hereby dismissed as withdrawn. Parties are left to bear their own costs. File be consigned to the record room.

Announced.  
07.12.2021



(Atiq ur Rehman Wazir)  
Member (E)  
Camp Court, Swat.



(Rozina Rehman)  
Member (J)  
Camp Court, Swat

ورد سیمونگی 4GB میموری کارڈ

سلسلہ انکوائری نمبر 16-215-16/Enquiry/13<sup>01</sup>017 بحال اف  
جاوید اقبال سی

ممبر گوان نزل انکوائری ہذا میں ایک ورد میموری کارڈ 4GB  
شکایت کنندہ سید علی نے پیش کر کے جس میں سید علی اور الزام علیہ  
علی بنادر ASI اور جاوید اقبال سی کے مابین رقم کی واپسی اور  
شکایت کنندہ کے برادر کچھ لاکھ حد تک راج پورہ سے بارے گفت شنید  
ہوا اور تندرہ میموری کارڈ میں بطور کارڈ بیان ہوا۔  
شکایت کنندہ میموری کارڈ تندرہ بروٹ ورد قصبہ پورسی کر کے کھڑا تھا  
الزام علیہ بنادر پورسی لیا جائے گا۔ گوان ورد سے تکمیل بروٹ کیا  
میموری کارڈ میں ورد آرڈر کارڈنگ  
الزام علیہ جاوید اقبال سی کو سنانے کے بعد بنادر پورسی  
سندھ کرنے پورسی درج ذیل ہے۔

DSP/Totalari  
27-01-2017

DSP/Totalari  
28-1-017

1) اگر کسی 401<sup>00</sup> DSP پورسی  
الزام علیہ

2) اگر کسی 437<sup>00</sup> DSP پورسی  
الزام علیہ

07/04/2021

Due to COVID-19, the case is adjourned to  
09/06/2021 for the same.

  
READER

09/06/2021

Due to non availability of the  
bench, the case is adjourned to 07/12/2021

  
Reader

07.12.2021

Nemo for parties.

Mr. Riaz Khan Paindakheil, Assistant Advocate General for  
respondents present.

Preceding two dates were adjourned on Reader's Note,  
therefore, both the parties be put on notice for 08.02.2022 before  
D.B at Camp Court, Swat.

(Atiq-Ur-Rehman Wazir)  
Member (E)  
Camp Court, Swat

(Rozina Rehman)  
Member (J)  
Camp Court, Swat

03.02.2021

Appellant present through counsel.

Muhammad Riaz Khan Paindakheil learned Assistant Advocate alongwith Ubaid ur Rehman ADEO for respondents present.

Former made a request for adjournment as he was not in the knowledge of the date of hearing, therefore case is adjourned with direction to argue the case positively on 07.04.2021 before D.B at Camp Court, Swat.



(Mian Muhammad)  
Member (E)  
Camp Court, Swat



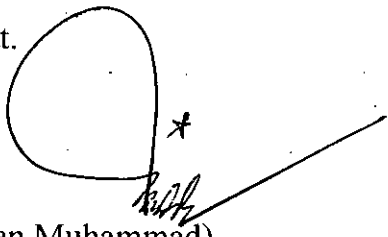
(Rozina Rehman)  
Member (J)  
Camp Court, Swat

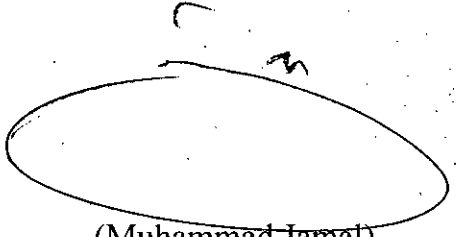
07.10.2020

Appellant in person alongwith Mr. Inayat Shah, Junior to counsel for the appellant is present. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General alongwith Mr. Abdur Rehman, ADEO for respondents present.

Learned counsel submitted that his senior counsel is indisposed today and could not attend the Tribunal for arguments and requested for adjournment. Appeal is adjourned. Learned counsel is directed to ensure presence of his senior counsel on the next date positively with well preparation for addressing of his arguments.

Adjourned to 09.12.2020 before D.B at camp court Swat.

  
(Mian Muhammad)  
Member (E)

  
(Muhammad Jamal)  
Member(J)  
Camp Court Swat

09.12.2021.

Due to Covid-19, case is adjourned to 03.02.2021 for the same as before.

  
Reader.

07.07.2020 Bench is incomplete. Therefore, the case is adjourned.  
To come up for the same on 08.09.2020, at camp court  
Swat.



Reader

08.09.2020 Nemo for appellant.

Mr. Muhammad Jan learned Deputy District Attorney  
alongwith Ubaid ur Rehman ADEO for respondents present.

Junior counsel for appellant requested for adjournment as  
senior counsel is not available; granted. To come up for arguments  
on 07.10.2020 before D.B at Camp Court, Swat.



(Attiq ur Rehman)  
Member (E)  
Camp Court, Swat




(Rozina Rehman)  
Member (J)  
Camp Court, Swat

04.03.2020

Learned counsel for the appellant present. Mr. Usman Ghani learned District Attorney for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourn. To come up for arguments on on 07.04.2020 before D.B.

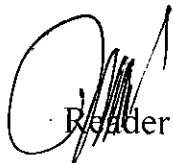
  
Member

  
Member  
Camp Court Swat

Due to corona virus tour  
to camp court swat  
has been cancelled. To  
come up for the same  
on 02/06/2020  
  
Member

02.06.2020

Due to Covid-19, the case is adjourned. To come up for the same on 07.07.2020, at camp court Swat.

  
Member

Service Appeal No. 799/2018

05.11.2019

Counsel for the appellant and Mr. Riaz Ahmad Paindakheil, Assistant AG alongwith Mr. Obaid-ur-Rehman, ADO for the respondents present. The present appeal was pending before the D.B but vide order sheet dated 02.09.2019 the same was assigned to S.B without any reason. The comments/reply as well as rejoinder has already been submitted in the present appeal therefore, case to come up for arguments before D.B on 07.01.2020 at Camp Court Swat.



*MA*  
(M. Amin Khan Kundi)  
Member  
Camp Court Swat

07.01.2020

Counsel for the appellant and Mr. Riaz Ahmad Paindakheil, Assistant AG for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned to 04.02.2020 for arguments before D.B at Camp Court Swat.

*Hussain Shah*  
(Hussain Shah)  
Member  
Camp Court Swat

*MA*  
(M. Amin Khan Kundi)  
Member  
Camp Court Swat

04.02.2020

Appellant absent. Learned counsel for the appellant absent. Mr. Muhammad Jan learned Deputy District Attorney alongwith Mr. Hussain Ali Litigation Officer for the respondents present. Lawyers are not attending the courts today on the call of Khyber Pakhtunkhwa Bar Council. Adjourn. To come up for further proceedings/arguments on 04.03.2020 before D.B at Camp Court Swat. Appellant be put to notice for the date fixed.

*Hussain Shah*  
Member

*MA*  
Member  
at Camp Court Swat



10.06.2019

Learned counsel for the appellant present. Ubaid ur Rehman ADO representative of official respondents present and stated that private respondent No.2 has ~~been~~ passed away.

In the circumstances of the case, the present service appeal is assigned to D.B. To come up for rejoinder, if any, and arguments on 02.9.2019 before D.B at Camp Court, Swat.



Member  
Camp Court, Swat.

02.09.2019

Learned counsel for the petitioner and Mr. Mian Amir Qadir learned Deputy District Attorney alongwith Ubaid ur Rehman ADO present. Learned counsel for the petitioner seeks adjournment. Adjourn. To come up for further proceedings/arguments on 08.10.2019 before S.B at Camp Court, Swat.



Member



Member  
Camp Court, Swat.

08.10.2019


Learned counsel for the petitioner and Mian Ameer Qadir, Deputy District Attorney alongwith Mr. Obaid-ur-Rehman, ADO for the respondents present. Learned counsel for the petitioner has already submitted para-wise reply though daily diary dated 26.09.2019. Learned counsel for the petitioner seeks adjournment. Adjourned to 05.11.2019 for further proceeding before S.B at Camp Court Swat.



(Muhammad Amin Khan Kundi)  
Member  
Camp Court Swat


08.01.2019

Counsel for the appellant present. Mr. Amir Zaman, Assistant on behalf of respondent No. 5 alongwith Mr. Mian Ameer Qadir, District Attorney present. Written reply on behalf of respondents not submitted. Learned District Attorney requested for further adjournment. Adjourned. To come up for written reply/comments on 04.03.2019 before S.B at camp court Swat.

  
(Muhammad Amin Khan Kundi)  
Member  
Camp Court Swat

04.03.2019

Counsel for the appellant present. Mian Amir Qadar, District Attorney alongwith M/S Ubaidur Rahman, AD and Ghausullah Jan, Senior Auditor for the respondents present and requested for time for filing of written reply. Allowed. To come up for written reply on 03.04.2019 before the S.B at camp court, Swat.

  
Member  
Camp Court, Swat

03.04.2019

Learned counsel for the appellant and Mian Amir Qadir learned District Attorney alongwith M/S Ubaid ur Rehman ADO and Ghaus Ullah Jan Senior Auditor present. Written reply on behalf of respondents No.1, and 3 to 6 submitted. No one present on behalf of respondent No.2. Notice be issued to respondent No.2 with direction to furnish written reply/comments. Adjourn. To come up for written reply/comments on behalf of respondent No.2 on 10.06.2019 before S.B at Camp Court Swat.

  
Member  
Camp Court, Swat

10.08.2018

Appellant in person present. Due to summer vacation the case is adjourned to 05.10.2018 for the same at camp court Swat.



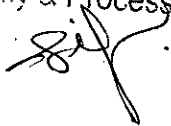
Reader

05.10.2018

Counsel for the appellant Mr. Rahim Khan, Advocate present and heard in limine.

Contends that the fate of the case is that the appellant has a long service of 27 years at his back. He was advised by the doctor bed rest and the appellant applied for grant of earned leave and for transfer to a school situated at roadside but none of the above mentioned factors viz. request was entertained and ultimately the respondents without fulfilling the prescribed procedure condemned him unheard and imposed the major penalty upon him which has been impugned before this Tribunal.

Appellant Deposited  
Security & Process Fee



Points raised need consideration. The appeal is admitted to regular hearing subject to all legal objections, if raised by the respondents. 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 03.12.2018 before the S.B at camp court, Swat.



Chairman  
Camp court, Swat

03.12.2018

Appellant with and Mr. Usman Ghani learned District Attorney present. Respondent No.5 in person present. Written reply not received. Adjournment requested. Adjourn. To come up for written reply/comments on 08.01.2019 before S.B at Camp Court, Swat.





Member  
Camp Court, Swat

Form- A  
FORM OF ORDER SHEET

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

Case No. 799/2018


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	13/06/2018	<p>The appeal of Mr. Bakhti Gul received today by post through Mr. Rahim Khan 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 13/6/18</p>
2-	14-8-2018	<p>This case is entrusted to touring S. Bench at Swat for preliminary hearing to be put up there on <u>10-08-2018</u></p> <p style="text-align: right;"> CHAIRMAN</p>

The appeal of Mr. Bakhti Gul PSHT GPS Banda Distt. Buner received today i.e. on 29.05.2018 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.


- 1- In the memo of appeal places have been left blank which may be filled up.
- 2- Eight more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

No. 1109 /S.T,

Dt. 29/5 /2018.

  
REGISTRAR 29/5/18  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. Rahim Khan Advocate,  
District Court Daggar Buner


 Re-Submitted with the Remarks that the needful desired, through this observation letter dated 29/5/2018. Received on 7/6/2018 (Containing 1 & 2) all have attended to up to my best possibly, which due to oversight was not done. So the Service appeal of the appellant under Correspondence may please be Entertained at your

Earliest.

Encl: Full Case. Submitted Please.

The Registrar  
Service Tribunal  
K.P.K Peshawar

Please.

  
Rahim Khan  
Advocate High Court  
Peshawar at Distt Courts Daggar.  
Dated, 9/6/2018

**BEFORE THE SERVICE TRIBUNAL KHYBER PUKHTONKHTWA PESHAWAR.**

**Service Appeal No. 799 /2018.**

**Bakhti Gul PSHT, GOVT PRIMARY SCHOOL Banda DISTRICT BUNER.**

**" APPELLANT "**

**VERSUS**

**1. D. E. O . MALE E & S EDUCATION DISTT; BUNER and others.**

**" Respondents "**

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<b>S.N</b>	<b>Description</b>	<b>Annexur</b>	<b>Page No.</b>
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2	<b>Memo of addresses of parties</b>		<b>5</b>
3	<b>Affidavit</b>		<b>6</b>
4	<b>COPY of statement showing the data</b>	<b>"A"</b>	<b>7- 8</b>
5	<b>copy of log Book with inspection note, on date 21/11/2015 and other documents .</b>	<b>"B"</b>	<b>9-11</b>
6	<b>Copy of application dated 02/08/2017 of the appellant for transfer or leave.</b>	<b>"C"</b>	<b>12-13</b>
7	<b>Copy of an affidavit on stamp paper in original to this effect duly attested</b>	<b>"D"</b>	<b>14-15</b>
8	<b>Copies of transfer orders dated 16/10/2017 &amp; 07/11/2017 as well as impugned order dated 28/12/2017 all are annexed as "E" "F" &amp; "G".</b>	<b>"E"</b> <b>"F"</b> <b>"G"</b>	<b>16-17</b> <b>18</b> <b>19</b>
9	<b>Copy of Departmental Appeal on dated 03/02/2018 of along with postal register slip No.1368 are annexed as "H".</b>	<b>"H"</b>	<b>20-25</b>
10	<b>Copy of letter No.554/f dated 27/3/2018, OF DIRECTOR EDUCATION/RES.3</b>	<b>"I"</b>	<b>26</b>
11	<b>Attested copy of service book of the appellant</b>	<b>"J"</b>	<b>27-42</b>
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Through Counsel

**APPELLANT**  
  
**RAHIM KHAN**  
**ADVOCATE**

**HIGH COURT PESHAWAR**

**Office; at Distt; Courts Daggar Buner.**

**Cell= 03439049185**

BEFORE THE SERVICE TRIBUNAL KHYBER PUKHTUNKHWA PESHAWAR

Service Appeal No. \_\_\_\_\_ 13018

1. SPT, GOVT. W/MT. SCHOOL Board DISTRICT BUNIR

APPELLANT

VERSUS

2. DEPARTMENT OF EDUCATION GOVT. BUNIR DISTRICT  
"Respondent"

OFFICE OF THE CHIEF JUSTICE  
PESHAWAR  
KHYBER PUKHTUNKHWA  
PESHAWAR

**BEFORE THE SERVICE TRIBUNAL KHYBER PUKHTONKHWA PESHAWAR.**

Service Appeal No. 799 /2018.

**BAKHTI GUL P. S. H.T Govt; Primary School Banda District Buner.**

**"Appellant"** Khyber Pakhtukhwa  
Service Tribunal

**Versus**

Diary No. 1006  
Dated 29-5-2018

1. Bakht Zada, Distt; Education Officer Male E & S education Buner.
2. Aman\_i Mulk A.D.E.O Establishment (Office of the respondent No.1above) Edu; Buner.
3. Diorector E & S Education Khyber Pukhtonkhwa Peshawar .
4. Secretary E & S Education Khyber Pukhtonkhwa Peshawar, Civil secretariat Peshawar .
5. Distt; Account Officer Buner.
6. Accountant General Khyber Pukhtonkhwa Peshawar.

**"Respdents"**

**SERVICE APPEAL U/S 4 OF THE SERVICE TRIBUNAL ACT 1974 KHYBER PUKHONKHWA PESHAWAR, AGAINST THE ORDER IMPUGNED End; NO.95-100 Dated,28/12/2017, WHEREBY AS A (MINOR) PENALTY , TWO ANNUAL INCREAMENTS FOR 2016 & 2017 ( two years with cumulative effect) HAVE BEEN WITHHOLD AND ALSO SALARY FOR THE PERIOD w.e.f 02/08/2017 to 09/09/2017(37 days ) HAS BEEN WRONGLY WITH OUT ANY LEGAL JUSTIFICATION OR LAWFUL AUTHORITY , FORFIETED AND RECOVERED FROM THE APPELLANT WHILE REJECTING , UN LAWFULY, APPLICATION OF THE APPELLANT, CONTAINING , ON TWO GENUINE REQUESTS, EITHER TO TRANSFER THE APPELLANT FROM GPS INZARGAI TO GPS KARAPA OR LEAVE FOR DUE PERIOD BE GRANNED TO THE APPELLANT .**

**Respectfully sheweth;**

**Pray in appeal**

**On acceptance of this service Appeal the order impugned dated 28/12/2017, be set a side and declared Null and void with the directions to the respondents to refund and pay the entire amount, so deducted from the monthly pay bills of the appellant and the period from 2/8/2017 to 9/9/2017 be treated as earned leave on full pay and Also to punish the respondents No. 1 & 2 severely for demanding illegal gratification and then unwarrantedly and against the law and policy punished the appellant on mala fide for denial of the payment so demanded.**

Filed to day  
Registrar  
29/5/18  
Re-submitted to -day  
Registrar 2/6/18



**BEFORE THE SERVICE TRIBUNAL KHYBER PUKHTONKHWAW PESHAWAR.**

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

BAKHTI GUL P. 2 H.T Govt; Primary School Banda District Buner.

"Appellant"

Versus

1. Bakht Zada, Distt; Education Officer (Male E & 2 education Buner.
2. Aman\_Mulk A.D.E.O Establishment (Office of the respondent No.1 above) Edu; Buner.
3. Director E & 2 Education Khyber Pukhtonkhwaw Peshawar.
4. Secretary E & 2 Education Khyber Pukhtonkhwaw Peshawar Civil secretary; Peshawar.
5. Distt; Account Officer Buner
6. Accountant General Khyber Pukhtonkhwaw Peshawar.

"Respondents"

SERVICE APPEAL U/S 4 OF THE SERVICE TRIBUNAL ACT 1973; KHYBER PUKHTONKHWAW PESHAWAR, AGAINST THE ORDER IMPUGNED No. 95-100 Dated, 28/12/2017, WHEREBY AS A (MINOR) PENALTY, TWO ANNUAL INCREMENTS FOR 2016 & 2017 (two years with cumulative effect) HAVE BEEN WITHHOLD AND ALSO SALARY FOR THE PERIOD w.e.f. 02/08/2017 to 02/09/2017 (37 days) HAS BEEN WRONGLY WITH OUT ANY LEGAL JUSTIFICATION OR LAWFUL AUTHORITY, FORHETED AND RECOVERED FROM THE APPELLANT WHILE REJECTING, UNLAWFULLY, APPLICATION OF THE APPELLANT CONTAINING ON TWO GENUINE REQUESTS, EITHER TO TRANSFER THE APPELLANT FROM: GPS INZARGAI TO GPS KARAPA OR LEAVE FOR DUE PERIOD BE GRANTED TO THE APPELLANT

Respectfully sheweth:

Pray in appeal

On acceptance of this service Appeal the order impugned dated 28/12/2017, be set aside and declared null and void with the directions to the respondents to refund and pay the entire amount so deducted from the monthly pay bills of the appellant and the period from 28/12/2017 to 02/08/2017 be treated as earned leave on full pay and also to punish the respondents No 1 & 2 severely for demanding illegal justification and then unwarrantedly and against the law and policy punished the appellant on mala fide for trial of the payment so demanded

Further relief to which the appellant is entitle under the law may also graciously, be granted in favour of the appellant, though not specifically prayed for in this appeal.

### FACTS

1. That the appellant has served efficiently for his past Twenty seven (27) years service period, just from 01/01.1991 and was posting initially in harden hilly area, Poland (Pirbaba) while no warning or adverse entry was recorded or communicated him, up to date. Copy of statement showing the data is annexed as "A".
2. That the appellant since, 08/05/2013, being date of his arrival in the School ( G.P.S Inzergai )which falls on the top of 1400 meeter high mountain, namely Baqa Sar, has performed his duty efficiently and honestly up to 16/10/2017 and by dint of his sincere day night efforts , the number of the students were increased considerably. For ready reference copy of log Book with inspection note, on dt 21/11/2015 and other documents are annexed as "B".
3. That the appellant while serving in the same school G.P.S Inzergai, suffered from chronic disease and he was advised by his psycian to take rest and the appellant was un able to attend more the said station, being remote and far flung and harden hilly area, as well. So the appellant un avoidably submitted an application on dated 02/08/2017, when earlier verbal requests were ignored . copy of the same is annexed for ready reference as "C".
4. That the said application was properly marked to the respondent No.2, by the respondent No.1, on dated 03/08/2017, and then to the A.S.D.E.O circle and it was presumed that after the process the same would be allowed either for one or other object being favourably endorsed . Copy of the same is already annexed as "C" .
5. That meanwhile as the appellant was ill and was un able to attend his previous station while attended the office of the respondent No.1 ,there the respondent No.2 asked the appellant that amount of one month salary would be payable for getting the order in question. Which being illegal gratification was denied by the appellant though the amount was decreased up to seven thousand Rupees(Rs,7000/-). Copy of an affidavit on stamp paper in original to this effect duly attested is also annexed as "D".
6. That subsequently the appellant was transferred twice with expectation and as a tool of pressure for the payment of amount so demanded , comparably to nearest station G.P.S Nawakali shanai, vide order dated, 16/10/2017 and then to G.P.S

Further relief to which the appellant is entitled under the law may also  
graciously be granted in favour of the appellant, though not specifically prayed for in  
this appeal.

### FACTS

1. That the appellant has served efficiently for his past twenty seven (27) years service period, just from 01/01/1991 and was posted initially in harden hilly area, Feroze (Pirbada) while no warning or adverse entry was recorded or communicated him, up to date. Copy of statement showing the date is annexed as "A".
2. That the appellant since 02/02/2013, being date of his arrival in the school (G.P.2 Intergral) which falls on the top of 1400 meter high mountain, namely Boda Sar, has performed his duty efficiently and honestly up to 16/10/2017 and by dint of his sincere day night efforts, the number of the students were increased considerably. For ready reference copy of log book with inspection notes, an dt 21/11/2015 and other documents are annexed as "B".
3. That the appellant while serving in the same school G.P.2 Intergral, suffered from chronic disease and he was advised by his physician to take rest and the appellant was unable to attend more the said station, being remote and far flung and harden hilly area, as well. So the appellant un avoidably submitted an application on dated 02/08/2017, when earlier verbal requests were ignored. Copy of the same is annexed for ready reference as "C".
4. That the said application was properly marked to the respondent No.2, by the respondent No.1, on dated 03/08/2017, and then to the A.S.D.E.O circle and it was presumed that after the process the same would be allowed either for one or other object being favourably endorsed. Copy of the same is already annexed as "C".
5. That meanwhile as the appellant was ill and was unable to attend his previous station while attended the office of the respondent No.1, there the respondent No.2 asked the appellant that amount of one month salary would be payable for getting the order in question. Which being illegal gratification was denied by the appellant though the amount was decreased up to seven thousand Rupees (Rs.7000/-). Copy of an affidavit on stamp paper in original to this effect duly attested is also annexed as "D".
6. That subsequently the appellant was transferred twice with expectation and as a tool of pressure for the payment of amount so demanded, comparatively to nearest station G.P.2 Nowakoli shahol, vide order dated, 16/10/2017 and then to G.P.2

**Banda but keeping in view the constant denial of the appellant, from the payment of gratification so demanded, the letter impugned dated 28/12/2017, was communicated on dated 01/02/2018(very late) which is not sustainable in the eyes of law and liable to be set a side being void. Copies of transfer orders dated 16/10/2017 & 07/11/2017 as well as impugned order dated 28/12/2017 all are annexed as "E" "F" & "G".**

7. **That the deduction impugned were made in monthly pay bills /salaries slips for the months of December 2017, Rs,3244/-, April 2018, Rs,4752/- total amount Rs,7996/-while difference of Rs,37400/- minus Rs,36070 is equal to Rs,1330/- w.e.from 1/12/2016 to30/11/2017 (12 months) and Rs,1330/- x 2 is equal to Rs, 2660/- for the period w.e from 01/12/2017 to 31/05/2017. The total amount deducted from the appellant comes to Rs,399<sup>6/2</sup> which needs to be refunded and paid back to the appellant being unwarranted and unlawfully with held, from the monthly salary bill of the appellant .**
8. **That the appellant after receiving the impugned order, on 1/2/018, has filed Departmental Appeal on dated 03/02/2018. Copy where of along with postal register slip No.1368 are annexed as "H".**
9. **That the departmental appeal of the appellant made through proper channel to the respondent No.3 was referred to respondent No.1 for necessary action under the rules vide his letter No.554/f dated 27/3/2018, but with no response, hence unavoidably this Service Appeal on the following grounds among others inter alia. (annexed as "I").**

#### **GROUNDS**

- a. **That the appellant has twenty seven years long service with handsome career, being almost free of any adverse entry.**
- b. **That the appellant has been punished twice for no fault of the appellant against the Law with out any inquiry or giving any chance of personal hearing to the appellant or any show cause notice was served up on the appellant as per requirement of the E & D rules .**
- c. **That the appellant has neither been heard nor any impartial inquiry was conducted against him so the appellant has condemned unheard against the law hence the punished impugned is not sustainable in the eyes of law.**
- d. **That the appellant has about seven hundred (700) days earned leave on his account/credit and despite the same his application either to transfer him on the bases of his illness and keeping in view the legal entitlement of the**

Band but keeping in view the constant denial of the appellant from the payment of gratification so demanded, the latter impugned dated 28/12/2017 was communicated on dated 01/02/2018 (very late) which is not sustainable in the eyes of law and liable to be set aside being void. Copies of transfer orders dated 16/10/2017 & 07/11/2017 as well as impugned order dated 28/12/2017 are annexed as "E" & "G".

7. That the deduction impugned were made in monthly pay bills / salaries slips for the months of December 2017, Rs.3244/-, April 2018, Rs.4752/- total amount Rs.7996/- while difference of Rs.37400/- minus Rs.36070 is equal to Rs.1330/- i.e. from 1/1/2018 to 30/11/2017 (12 months) and Rs.1330/- x 2 is equal to Rs.2660/- for the period from 01/12/2017 to 31/02/2018. The total amount deducted from the appellant comes to Rs. . . . which needs to be refunded and paid back to the appellant being unwarranted and unlawfully withheld, from the monthly salary bill of the appellant.

8. That the appellant after receiving the impugned order, on 1/2/2018, has filed Departmental Appeal on dated 03/02/2018. Copy whereof along with postal register slip No.1368 are annexed as "H".

9. That the departmental appeal of the appellant made through proper channel to the respondent No.3 was referred to respondent No.1 for necessary action under the rules vide his letter No.224/ dated 27/3/2018, but with no response, hence unavoidably this Service Appeal on the following grounds among others inter alia:

GROUND 2

a. That the appellant has twenty seven years long service with handsome career being almost free of any adverse entry.

b. That the appellant has been punished twice for no fault of the appellant against the law with out any inquiry or giving any chance of personal hearing to the appellant or any show cause notice was served up on the appellant as per requirement of the E & D rules.

c. That the appellant has neither been heard nor any impartial inquiry was conducted against him so the appellant has condemned unheard against the law hence the punished impugned is not sustainable in the eyes of law.

d. That the appellant has about seven hundred (700) days earned leave on his account/credit and despite the same his application either to transfer him on the basis of his illness and keeping in view the legal entitlement of the

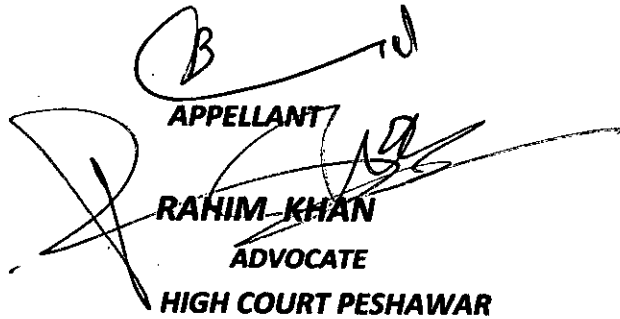
appellant as required tenure, which was/is one year being harden hilly area while on the other hand the appellant was also entitled to 37 days earned leave, but contrary to all these facts and law two Annual Increments for the years 2016 & 2017 and salary of 37 days was wrongly deducted and forfeited from the appellant. Copy of S. book in attested Form "A" is attached.

- e. That further arguments supporting this service appeal will be made at the time of arguments with the permission of this Honourable tribunal.

Therefore it is humbly prayed that on acceptance this service appeal the order impugned No. End; NO.95-100 Dated,28/12/2017 may be set a side and the deduction impugned so made from the appellant wrongly of two annual increments for the years 2016 & 2017 and also the salary for the period from 2/8/2017 to 9/9/2017 all may be paid to the appellant. while the respondents No.1 & 2 may be punished under the law for wrong application of their official powers and un lawful demand of illegal gratification. And

further relief to which the appellant is entitle under the law may also graciously be granted in favour of the appellant though not specifically prayed for in this service appeal.

Through Counsel

  
 APPELLANT  
 RAHIM KHAN  
 ADVOCATE  
 HIGH COURT PESHAWAR

Office; at Distt; Courts Daggar Buner.

Cell= 03439049185

Dated;21//05/2018.

Certificate

It is to certify that the entire contents of this service appeal are true and correct and that no such like service appeal is pending or has earlier been filed in this Honour tribunal or else where.

  
 APPELLANT

appellant as required tenure, which was/is one year being harden fully area while on the other hand the appellant was also entitled to 37 days earned leave, but contrary to all these facts and law two Annual increments for the years 2016 & 2017 and salary of 37 days was wrongly deducted and forfeited from the appellant.

e. That further arguments supporting this service appeal will be made at the time of arguments with the permission of the Honorable tribunal.

Therefore it is humbly prayed that on acceptance this service appeal the order impugned No. End; NO.35-100 Dated 28/12/2017 may be set aside and the deduction impugned so made from the appellant wrongly of two annual increments for the years 2016 & 2017 and also the salary for the period from 2/8/2017 to 2/9/2017 all may be paid to the appellant. While the respondents No.1 & 2 may be punished under the law for wrong application of their official powers and an lawful demand of illegal gratification. And further relief to which the appellant is entitled under the law may also graciously be granted in favour of the appellant though not specifically prayed for in this service appeal.

APPELLANT

Through Counsel

RAHIM KHAN

ADVOCATE

HIGH COURT PESHAWAR

Office, at Distt; Courts Nagar Buner.

Cell= 03439049182

Dated:21/02/2018.

Certificate

It is to certify that the entire contents of this service appeal are true and correct and that no such like service appeal is pending or has earlier been filed in this Honour tribunal or else where.

APPELLANT

5

**BEFORE THE SERVICE TRIBUNAL KHYBER PUKHTONKHWA PESHAWAR.**

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

**BAKHTI GUL P. S. H.T Govt; Primary School Banda District Buner.**

**"Appellant"**

**Versus**

**1. Bakht Zada, Distt; Education Officer Male E & S education Buner and others.**

**"Respdents"**

**ADDRESSES OF PARTIES**

**BAKHTI GUL P. S. H.T Govt; Primary School Banda District Buner.**

**"Appellant"**

**Versus**

**1. Bakht Zada, Distt; Education Officer Male E & S education Buner.**

**2. Aman\_i Mulk A.D.E.O Establishment (Office of the respondent No.1above) Edu;  
Buner.**

**3. Diorector E & S Education Khyber Pukhtonkhwa Peshawar .**

**4. Secretary E & S Education Khyber Pukhtonkhwa Peshawar Civil secretariat Peshawar .**

**5. Distt; Account Officer Buner.**

**6. Accountant General Khyber Pukhtonkhwa Peshawar.**

**"Respdents"**

Through Counsel

**APPELLANT**

**RAHIM KHAN**

**ADVOCATE**

**HIGH COURT PESHAWAR**

**Office; at Distt; Courts Daggar Buner.**

**Cell= 03439049185**

**Dated; 09/05/2018.**



BEFORE THE SERVICE TRIBUNAL KHYBER PUKHTONKHWA PESHAWAR

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

BAKHTI GUL P. S. H.T Govt; Primary School Banda District Buner.

"Appellant"

Versus

1. Bakht Zada, Distt; Education Officer Male E & 2 education Buner and others.  
"Respondents"

ADDRESSES OF PARTIES

BAKHTI GUL P. S. H.T Govt; Primary School Banda District Buner.

"Appellant"

Versus

1. Bakht Zada, Distt; Education Officer Male E & 2 education Buner.
2. Aman Malik A.D.E.O. Establishment (Office of the respondent No.1 above) Edu; Buner.
3. Director E & 2 Education Khyber Pukhtonkhwa Peshawar.
4. Secretary E & 2 Education Khyber Pukhtonkhwa Peshawar Civil secretary Peshawar.
5. Distt; Account Officer Buner.
6. Accountant General Khyber Pukhtonkhwa Peshawar.

"Respondents"

APPELLANT

RAHIM KHAN

ADVOCATE

HIGH COURT PESHAWAR

Office; of Distt; Courts Daggar Buner.

Cell= 03439243182

Dated, 02/02/2018.

Through Counsel

6

**BEFORE THE SERVICE TRIBUNAL KHYBER PUKHTONKHWA PESHAWAR.**

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

**Bakhti Gul PSHT, GOVT PRIMARY SCHOOL Banda DISTRICT BUNER.**

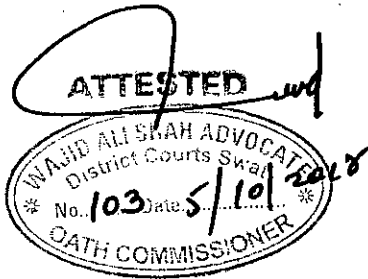
**" APPELLANT "**

**VERSUS**

**1. D. E. O . MALE E & S EDUCATION DISTT; BUNER and others**

**AFFIDIVATE**

**I Bakhti Gul S/O rahim gul s R/O village Karapa Tehsil daggar Dsitt; Buner/ Primary School Head Teacher Govt; Primary School Banda Distt; Buner , do hereby solemnly affirm and declare on oath that the entire contents of this Service Appeal are true and correct. And that no service Appeal on the same subject matter or issue has earlier been filed by Appellant on the same subject is pending before this Honour Tribunal or in any other forum else where.**



*B*

**BAKHTI GUL/DEPONENT**

**15101-6218551-7**

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

Bakhti Gul PSHT, GOVT PRIMARY SCHOOL Banda DISTRICT BUNER.

"APPELLANT"

VERSUS

1. D. E. O. MALE & 2 EDUCATION DIST. BUNER and others

AFFIDAVIT

I Bakhti Gul 2\O rahim gul 2 R\O village Karpa Tehsil doggar Distt; Buner\ Primary School Head Teacher Govt; Primary School Banda Distt; Buner , do hereby solemnly affirm and declare on oath that the entire contents of this Service Appeal are true and correct. And that no service Appeal on the same subject matter or issue has earlier been filed by Appellant on the same subject is pending before this Honour Tribunal or in any other forum else where.

BAKHTI GUL DEPONENT

*Annex*

**ELEMENTRY AND SECONDRY E**  
**MONTHLY RETURN FOR THE MC**

U/C MAL

S.NO NAME FATHER NAME Residence D/Birth A Q

1	<u>BAKHTI GUL</u>	<u>RAHIM GUL</u>	<u>KARAPA</u>	<u>13-3-1971 F.</u>
2	<u>MOHD ZEB</u>	<u>ABDUR-RAHMAN</u>	<u>JOWHELA</u>	<u>3/5/1970 B.A</u>
3	<u>MOHD ALI</u>	<u>MOHAMBAR</u>	<u>POLAND</u>	<u>10/6/1976 B.A</u>
4	<u>LUQMAN SHAH</u>	<u>SHAH ASGHAR</u>	<u>DOKADA</u>	<u>11/12/1968 M.A</u>
5	<u>FAZLE RAHMAN</u>	<u>AZIZUR-RAHMAN</u>	<u>POLAND</u>	<u>3/5/1980 B.A</u>
6	<u>BAKHT SULTAN</u>	<u>SAHIB ZADA</u>	<u>POLAND</u>	<u>12/12/1957 -</u>

*Handwritten signature and scribbles*

**PART (2)**

**OFFICE OF THE HEAD MASTER GOVERNMENT P**

**DETAIL OF POSTS**

S.No	Posts	Sanctioned		Working	
		Regul	Contract	Regular	Contract
1					
2					
3					
4					
5					
6					
Total					

P-8

CLASS WISE ENROLMENT

S.No.	Class	Enrolment		Total
		Boys	Girls	
1	Kachl			
2	Pakki			
3	2nd			
4	3rd			
5	4th			
6	5th			
Total Boys&Girls		283	104	387

DETAIL OF FUND

S.No	Name of fund	Amount	Expend	Balance
1	School fund			
2	PTC Fund			
3	Scout fund			
4	Medical fund			

AVAILABLE FACILITIES IN THE SCHOOL

S.No	Facility	Exist	
		Yes	No
1	Electricity	Yes	
2	Water suply		
3	B/Wall		
4	Toilete		
5	Elec: meter		
6	Celling Fans		
7	Play Groun		
8	Class Room		
9	Coverd Are:		
10	un-Coverd Area		
11	Add; site Contr;		
12	Year of last/Con		

*[Handwritten signature]*

*[Vertical text, possibly a date or reference number]*

Annex "B" Page 9

# LOG BOOK

لاک بک

Signature of Inspecting Teacher تعمیر کنندہ	Inspection Remarks ملاحظیات	Date of Inspection تاریخ معائنہ
	<p>Name of SPS: Inzaray  Name of Inspector: Muzammar Farooq  Designation: ASD EO (Local)  Remarks: The undersigned visited the above mentioned school on 21-11-2015 at 10:50 (AM). The school was found functional and smoothly running. The school has 2 teachers, 1 NTP, 15 and another school based NTP, appointed B.12. Both of them were present.  The school was established in the year 2012. It lies at the top of high hills surrounded by green and fertile hills, presenting a very fascinating look. The overall environment of the school was found conducive for teaching learning activities.  Strength: The school has 32</p>	


Handwritten signature and initials on the left margin.

Signature of Examiner \_\_\_\_\_

70

# LOG BOOK

لاگ بک

Signature of Concerned Teacher دستخط متعلق معلم	Inspection Remarks معائنہ رائے	Date of Inspection تاریخ معائنہ
	<p>Girls in all the classes which is far less as the Govt is proving hard to enroll/admit more and more kids in the schools. Hence the H.T. and the <del>PTC</del> concerned staff is directed to utilize their energy for admitting more students in consultation with the local PTC committee.</p> <p>Academics: The claims were checked one by one. Basic concept/skill of the students were found to be very good. The school has received an amount of Rs. 1000/- for the year 2015, hence the H.T. is directed to utilize the same in consultation with the PTC committee.</p> <p>Duty of Chowkidar: Chowkidar of the school was found present.</p>	<p>PTC</p> 

Signature of Examiner \_\_\_\_\_



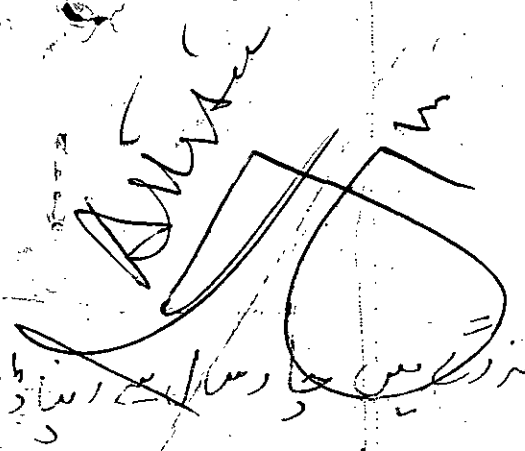


19-8-2017

خدمت صاب دی ای او صاحبہ مدد سے صلح ہوئی

درخواست مبرا رجسٹری یا ٹرانسفر

صبا بلال



تفاریق یہ ہے کہ مسائل برائے مگر سکول انڈر ریگس میں جا رہا ہے اسناد بلال

مگر مبرا انجام دے رہا ہے اب چونکہ جگہوں پر وہیں جو وہ حال ہو چکا ہے

یہ 27 سوال سے اسناد فریڈ نہیں افسانہ مگر لکھتے مبرا انجام دے رہا ہے

یہ 27 سوال اب بہا ہے مگر کی تعلیم ہے ڈاکٹروں نے آرام کا مشورہ دیا ہے

یہ 27 سوال کو ریزو میاٹو سکول کو ٹرانسفر کریں، تمام اساتذہ میں مشورہ ہے

یہ 27 سوال کی جو حق چھٹی ہے وہ دی جلا تا کہ مسائل اسناد بلال علاج کرانہ

Forwarded for NIA to ADEo (Estib)

Sd/- Divinl: Edu: Officer (M) Primary Duner

in view of the remarks that the applicant has a long stay at GPS Karaga which is a far flung school in mountainous area. Now as advised by Mr. Ejaz, head of the school, does not allow him to perform duty at mountains. Hence the applicant deserve to be transferred to GPS Karaga. Hence the applicant may be transferred to GPS Karaga please.

PSHT

ڈائری سکول انڈر

Officer ADECCO/PP

03/8/17

SAID 7/8/17 circa

Page 8-13

ڈاکٹر اعجاز الثراساؤنڈا/ریڈیالوجی کلینک

القابل زاننا ہسپتال بونو ٹی فون: 0928-620730

DR. EJAZ

Dr. Ejaz

Dr. Ejaz Saleem Asstt. Prof. Bannu Medical College Bannu.  
Sonologist

کسی ————— 31/07/13

No Fall  
low pack per

B. Medial T/L

XRay  
L.S  
Spine

B. reg up  
1 1/2

Del mit 4 ulu l w

etc  
7/9  
10/10  
11/11

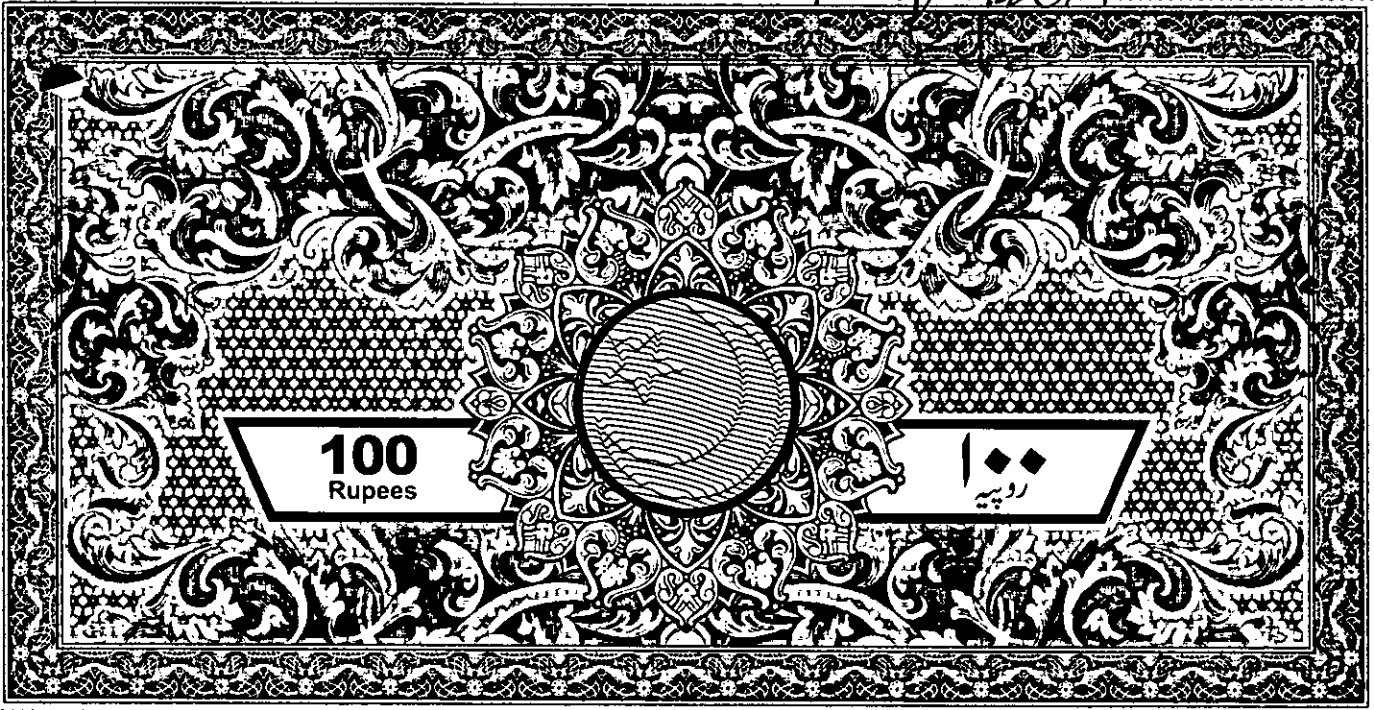
8  
31/07/13

Not Valid for Courts

24 hours Emergency Sonodiagnostic services in. FAST (Focused abd/pelvic sonography in trauma)  
Abdominal / Pelvic / Prostate / Obsterical/ Biophysical Profile Breast/ Thyroid/ Chest  
Scrotal /Follicular Monitoring Transvaginal /Infant Skull/ U/S guided procedures

Opp. Zanana Hospital Bannu City. Ph: 0928-620730

Training facility available for health professionals



بیانِ حلف

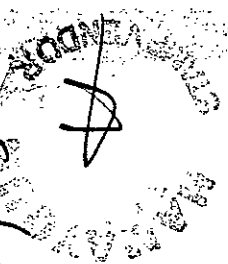
میں نے سہمی جیٹ ایم ویلا ریٹائرمنٹ سالن گڑھی پوشر جینٹ  
 PSHI ہانڈا پوشر فلک تعلیم تعلیمات پوشر اینڈ ڈیول  
 سرائیام دیپالوں - یہ ہے حلف بیان کیا کہ جب میں  
 گورنمنٹ ڈرائیونگ اسکول انڈیا پوشر سے بیٹھ گیا اور اس سے  
 کی کیا دی ڈی ای او پوشر جینٹ سے درخواستیں  
 تبادلہ کر کے سکول کو کروانا تھا تو ڈی ای او صاحب  
 نے بذریعہ مانی ملل سٹا ہ ڈی ای او اسپیشلٹ پوشر  
 حلف سے ادباً کہا کہ تمہارا ہر آفر میں 7000 روپے  
 رشور مانتا کر میں حلف کے الفاظ صحیح لکھو  
 دو عدد انٹرمنٹل (سال 2018 تا 2017) اور ایک ماہی  
 کالی لگا ہے جو کہ خلاف انصاف و عدالت ہے اور قانون و شرع

سند کریم ہے  
 15101-6718551-7

ATTESTED  
 By: [Signature]  
 Sayer: [Signature] Myroz Advocate  
 Oath Commissioner District Courts  
 Dargah Corner  
 No. 19, 5/18

685  
19.05.2018

مخبر علی محمد صاحب سٹارٹ اپ (پہلی بار)



P-15

Distt:Accounts Officer  
15 MAY 2018  
Buner at Dabgar

Anexur 1/2/16 P-16

OFFICE OF THE DISTRICT EDUCATION OFFICER (M) DISTRICT BUNER.

OFFICE ORDER.

As approved by the competent authority the following PSHTs are hereby transferred/adjusted at the school noted against each on their own pay & scale in the best interest of public service.

S.NO	Name of Teacher	From	To	Remarks
1	Amir Zarin PSHT	GPS Sakhko Kas	GPS Giraral	
2	Najiullah PSHT	GPS Pukhtanu malra	GPS Kot soray	
3	Muhammad Raziq PSHT	GPS Qabrono Kandow	GPS Char kot	
4	Javed Khan PSHT	GPS Sar Paty	GPS Bagh	
5	Ali Bahadar PSHT	GPS Mutahakhan Dara	GPS Shalbandai Dara	
6	Muzafar Khan PSHT	GPS Tora Paty	GPS Tangor	
7	Tajdar Khan PSHT	GPS Kass Chaghrzal	GPS Pukhtano Malra	
8	Khan Muhammad PSHT	GPS Taghan	GPS Gundakay	
9	Bakht Muik PSHT	GPS Gundakay	GPS Bekand	
10	Masher Khan PSHT	GPS Poland	GPS Bugh dara	
11	Hazir Sald PSHT	GPS Shupol	GPS Karezal Barkalay	
12	Sher Malik PSHT	GPS Karezal Barkalay	GPS Dehrai	
13	Farin Gul PSHT	GPS Mia sonay	GPS Hisar	
14	Rahman Ghani PSHT	GPS Shanal Nawkaia	GPS Karapa	
15	Bakhti Gul PSHT	GPS Inzargay	GPS Shanal Nawkalay	
16	Falz Ahmad PSHT	GPS Bngiray	GPS Mirza Sar	
17	Abdul Waheed PSHT	GPS Karorai	GPS Jabal Panjtar	
18	Ayub Khna PSHT	GPS Kandar Langer	GPS Langer	
19	Muhammad Farooq PSHT	GPS Dand Malra	GPS Pandair	
20	Shah Meroz Khna PSHT	GPS Pandair	GPS Ladwan Kalpanal	
21	Bakht Zada PSHT	GPS Barjokanay	GPS Arga	
22	Wilayat Shah PSHT	GPS Arga	GPS Dand Malra	

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P-18 17  
RZ

23	Tariq Husain PSHT	GPS Zarmalka	GPS Dandar Amazi	
24	Muhammad Sa'eed PSHT	GPS Kela	GPS Kangalal	
25	Said Habib PSHT	GPS But Serai	GPS Batara	
26	Rasool Hayat PSHT	GPS Ghahay	GPS Shoprang No2	
27	Qamar Zada PSHT	GPS Geraral Dara	GPS Leganal	

Note:-

1. No TA/DA Is allowed.
2. Charge report should be submitted to all concerned.
3. SDEO(M) Daggar with the direction that the transfer order of S.No.13 will be affective w.e.f 09/03/2018.

(BAKHT ZADA)  
District Education Officer  
(M) Buner

Endst; No. 5836-41 / Dated 16/10 / 2017.

Copy of the above is forwarded to the:

1. Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar.
2. District Nazim Buner.
3. Deputy Commissioner Buner.
4. District Accounts Officer Buner.
5. SDEOs Concerned.
6. Officials concerned.

Handwritten signature and initials of Sher Zada.

\*\*\*\*\*Sher Zada\*\*\*\*

DISTRICT EDUCATION OFFICER (M)  
DISTRICT BUNER

Handwritten signature of District Education Officer (M) Buner.

Anwarul Karim  
P-18

OFFICE OF THE DISTRICT EDUCATION OFFICER MALE DISTRICT BUNER

OFFICE ORDER.

The competent authority is pleased to order the mutual transfer of the following PSHT,s to the schools noted against their names on their own request in the best interest of public service.

S.No.	Name with Designation	From	To	Remarks
1	Israr Hussain PSHT	GPS Banda	GPS Shanai Newkalay	Against S.No. 2
2	Bakhti Gul PSHT	GPS Shani Newkalay	GPS Banda	Against S.No. 1

Note.

1. No TA/DA is allowed.
2. Charge should be submitted to all concerned.

Endst:No. 6380-84 Dated 7/11 /2017

DISTRICT EDUCATION OFFICER  
MALE DISTRICT BUNER

Copy for information to the.

1. Deputy Commissioner Buner.
2. District Monitoring Officer IMU Buner.
3. District Accounts Officer Buner.
4. SDEO Male Primary Dagger.
5. Official Concerned.

*[Handwritten signatures and notes in the bottom left corner]*

DISTRICT EDUCATION OFFICER  
MALE DISTRICT BUNER

*[Handwritten signature of the District Education Officer]*

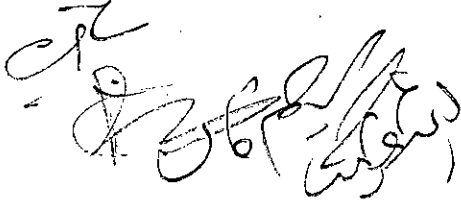
OFFICE ORDER.

WHEREAS Bakhti Gul PSHT GPS Inzargai was proceeded against under the Khyber Pakhtunkhwa Govt: Servants (Efficiency & Discipline) Rules, 2011 for the charges mentioned in the charge sheet and statement of allegations.

1. AND WHEREAS show cause notice was served to the accused teacher vide this office endst; No.6439-42 dated 14/11/2017
2. AND WHEREAS the reply of show case notice was found irrational and unsatisfactory.
3. AND WHEREAS the Competent Authority (D.E.O Buner) after having considered the charges and evidence on record, and reply show case notice is of the view that the charges against the accused Teacher have been proved.
4. NOW, THEREFORE, in exercise of the powers conferred under Section 4(a)(ii) (iii) Govt; of Khyber Pakhtunkhwa Govt: Servants (Efficiency & Discipline) Rules 2011, the Competent Authority is pleased to impose minor penalty of "withholding of two Annual increments i.e 2016 & 2017 for two years with cumulative effect and recovery w.e.f 2/8/2017 to 9/9/2017 due to irregularity/dishonesty, wilful absence and having no regard for duty" upon Mr. Bakhti Gul PSHT GPS Inzargai with immediate effect.

Note:-

Necessary entry to this effect should be made in his service Book accordingly.



(BAKHT ZADA)  
DISTRICT EDUCATION OFFICER (M)  
BUNER

Endst; No. 95-100

Dated 28/12 /2017.

Copy for information to :-

1. Director (E&SE) Khyber Pakhtun Khwa Peshawar.
2. Deputy Commissioner Buner.
3. District Monitoring Officer Buner.
4. Sub Divisional Education Officer (M) Daggar Buner with the direction to stop pay of the teacher concerned.
5. District Accounts Officer Buner.
6. Teacher Concerned.



DISTRICT EDUCATION OFFICER (M)  
BUNER



P-70. Anzpur "H" P  
Regd: A.D. & &

To The Honable Director E.S.E,  
Education K.P  
PESHAWAR.

Through Proper Channel.

Subject: Departmental Appeal  
Against the Order End:  
No. 95-100 dated 28<sup>12</sup> 2017  
(Received on 01-2-2018),  
By virtue of which,  
WRONGLY and Against  
the Law, the Annual Increa-  
ments Fallen due on 1-12-2016  
& 2017 with Commulative  
Effect & Recovery w.e.f  
2-8-2017 to 9-8-2017  
has been ordered to be made.

opt  
P-70  
J.S.  
w.s.

By Sir,  
With due respect the  
appellant submits as under:

1. That the appellant beside having Excellent  
Performance For the last 27 years past  
Service as Teacher in the Education Deptt.  
While since 8-5-2013 to 16-10-2017 the  
appellant had performed his duty up to  
his best despite the Said School "G.P.S  
Inzeerain" Falls on height of 1400 meters high  
mountain of Bagra Sar, also a

Contd P-2.

Far Flung and Remote Location.

2. That the appellant, by dint of his day night efforts motivated the people of the area, being backward and he ~~was~~ had started class with, Also he being a solitary teacher got excellent out foot & handsome progress that is why the immediate boss of the appellant & the ~~people~~ public have commended the good performance of the appellant. Copies of Log Book & other papers are annexed for ready reference.

3. That while during the year 2017, ~~when~~ the appellant suffered and faced some complicated Nerve problems of backache etc and due to the same the appellant could not be able more to attend the same hilly & harden station applied for M.T.C advised or transfer, being unavoidable. Copy of the application dt 2-8-2017 is annexed as ready reference.

etc  
used  
copy

4. That ~~at~~ by considering the aforesaid application of the appellant, he was

~~Page 22~~

Transferred From G.P.S. Inzorgain to G.P.S. Shari vide order dated 16/10/2017. Copy annexed for ready reference.

5. That the appellant, while now <sup>was</sup> performing his duty in G.P.S. Banda vide order dated 7-11-2017, an office order, dated 28-12-2017, Received on 01-2-2018, impugned, by the D.E.O Buner issued by virtue of which wrongly and against the law & E & D Rules, the appellant has been punished for no blunder or any fault of the appellant also unheard etc etc. Copy annexed.

6. That the aforesaid order, impugned, is impugnable, false, baseless against the law & procedure laid down by the E & D Rules, however actually based on mala fide intention & ill will of the authority concerned, which is liable to be set aside being presumptive not actual.

*[Handwritten signature/initials]*

P-023  
82

Therefore keeping in view  
the Circumstances as mentioned  
above, as the appellant has served  
efficiently upto <sup>his</sup> best and  
upto the Satisfaction of Entire  
bosses, including the DDO  
Buner, especially while he  
was in G.P.S Inzargarai, so  
the impugned <sup>order</sup> dated 28/12/2017,  
is meaningless, of no legal  
value and all sudden as well  
as a Superstructure without  
Foundation is liable to be set  
aside may be declared as null  
and void in favour of the  
appellant on the ground please

Submitted please.

Enclosed: AS Above Yours obediently

etc  
[Handwritten signature]

(B) Gul

PSHT, G.P. School  
Banda Distt.  
BUNER

Dated 03<sup>02</sup>/  
2018

8-22 24

of sender

No. 1368

For Insurance Notices see reverse. Stamps affixed except in case of uninsured letters of not more than the initial weight prescribed in the Post Office Guide or on which no acknowledgment is due.

Rs. Ps.

Received a registered\* addressed to

Post-Stamp

Initials of Receiving Officer

\*Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before it when necessary.

Insured for Rs. (in figures)

(in words)

If insured.

Insurance fee Rs. Name and address of sender

Rs.

Weight (in words)

Kilo Grams

3/2/18

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P-25

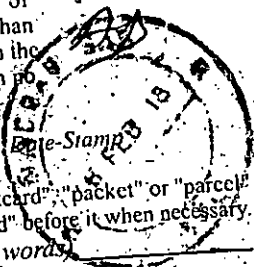
of sender.

Rs. Ps.

No. 1368

For Insurance Notices see reverse.  
Stamps affixed except in case of  
uninsured letters of not more than  
the initial weight prescribed in the  
Post Office Guide or on which no  
acknowledgement is due.

Received a registered  
addressed to



Handwritten signature or initials.

Initials of Receiving Officer \*Write here "letter", "postcard", "packet" or "parcel"  
with the word "insured" before it when necessary.  
(in words)

Insured for Rs. (in figures)

If insured.

Insurance fee Rs. Ps. (in words) Kilo Grams  
Name and address of sender

Ans "1" P. 26



DIRECTORATE OF ELEMENTARY AND SECONDARY EDUCATION KHYBER  
PAKHTUNKHWA PESHAWAR.

No. 554/E. No. 162/Vol:13/Appeal of  
PST(M)General.

Dated Peshawar the 27/3/2018.

To, \_\_\_\_\_

The District Education Officer (M)  
Bunir.

Subject: - DEPARTMENTAL APPEAL.

I am directed to refer to the subject noted above and to enclose herewith a copy of appeal in respect of Mr. Bakhti Gul PSHT GPS Banda District Bunir for necessary action as per rules/policy.

*M. J. S.*  
Assistant Director (Estab : )  
Elementary & Secondary Edu:  
Khyber Pakhtunkhwa Peshawar.

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

*27/3/18*

Copy forwarded to the:-

1. P.A to Director Elementary and Secondary Education local office.

Assistant Director (Estab : )  
Elementary & Secondary Edu:  
Khyber Pakhtunkhwa Peshawar.

*279*  
*31/3/18*

*APED (EST) / my.*

*Discuss -*  
*30/3/2018*

*Handwritten signature and initials*

Alex = "J"

P-27  
P-70  
R

(For use in Police Department only).

Heirs,

- 1.
- 2.
- 3.

Verification Roll No.                      dated                      received back

Left thumb-impression.

Passed SSL(A) Exam in 1988  
from BISE Pesh under

Passed PTC Regular Exam in  
session 1989-90 from G. Edu

Qualification                      Date

Qualification                      Date

R.No = 23941 obtained

College (B) Bank of Swat

English 538 Marks and placed  
850

under R.No = 1384 obtain

in Grade "B"  
Pashtu

634 Marks and placed

Urdu                      Sub Divisional Edu: Officer (M)  
Bagger, Swat Distt

B. L. or B. in II Division.

Result declared on 14-11-90  
Pleadership examination

Passed F.A (Supply) Exam 1991  
Plan-drawing

Sub Divisional Edu: Officer (M)  
Bagger, Swat Distt

from BISE Pesh under R.No = 17235

Training School Final Examination

Finger print  
obtained 544 Marks and placed

Other qualifications --

Drill instructing  
on II Div: Result declared on 24/92

Court duties

Sub Divn: Edu: Officer (M)

Reserve duties                      Bagger Distt. Buar.

OK  
[Handwritten signatures]



P-28  
28

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.

17735

EDUCATION

1. Name *Bakht Gul*

2. Race *Afghan*

3. Residence *vill. Karapa P. of Teh Dagar  
Distt. Buner.*

4. Father's name and residence *Rahim Gul  
(AS Above)*

5. Date of birth by Christian era as nearly as can be ascertained *Thirteenth March, N.H. & Seventy one.  
(13-3-1971)*



6. Exact height by measurement *5-6*  
*Answered*

7. Personal marks for identification *NIL*

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

*[Signature]*  
Sub Divisional Education Officer (M) Dagar

Little Finger.  Ring Finger. 

Middle Finger.  Fore Finger 

Thumb. 

9. Signature of Government servant. *[Signature]*

10. Signature and designation of the Head of the Office, or other Attesting Officer.  
*Sub Divisional Edu: Officer (M)  
Dagar, Swat Distt.*

Sub Divisional Education  
Officer (M) Buxar

29  
R-27/2

4

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	9 Date and place of the office or posting (station nos. 1 to 8)
PTC G.P.S. Batai	Sub T-P.	BPS No 3 250-31-1370	750/-			5-1-91	<i>Batai</i>	(M)
do	do	BPS No 7 1095-60-1995	1215/-			1-6 91	<i>Batai</i>	(M)
do	do		1275/-			1-12 91	<i>Batai</i>	(M)
do	do	BPS No 9 1185-72-2265	Rs 1329/-			2-4 92	<i>Batai</i>	O. (M)
do	do		Rs 1401/-			1-12 91	<i>Batai</i>	O. (M)
do	do		Rs 1896/-			1-12 91	<i>Batai</i>	O. (M)
<p>Office of the Accountant General N.W.F.P. Peshawar Pay fixed in the Revised Pay Scale 1991 of Rs. 1095-60-1995 Rs. 1215/- N.W.F.P. 1-4-1991 With Next Increment on 1-12-1991.</p> <p>Sub Divl. Edu. Officer Dargah Buzurg</p> <p>Accountant General Peshawar</p>								
PTC G.P.S. Batai	do		1401/-			1-12 92	<i>Batai</i>	(M)
do	do		1473/-			1-12 93	<i>Batai</i>	(M)
do	do	BPS No 9 1605-97-3060	1993/-			1-6 94	<i>Batai</i>	(M)
G.M.S. Zoga-Cadon	do		2090/-			1-12 94	<i>Batai</i>	(M)
do	do		2187/-			1-12 95	<i>Batai</i>	(M)

7-2830.8  
26

Signature of Government servant	Name and position of the office or attesting officer and 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		
<i>Bunir</i>	<i>D. (M)</i>	$31 \frac{5}{91}$	scale Revised	<i>S.D.E.O. (M) Dagggar.</i>	Appointed as Trained A/c vide DEO (M) Endowment 39046-48/A-58/PTC dated 2-1-91			
<i>Bunir</i>	<i>S. (M)</i>	$30 \frac{11}{91}$	A/Snc	<i>S.D.E.O. (M) Dagggar.</i>			Sub Divisional Edu: Officer (M) (Dagggar, Swat Dist)	
<i>Bunir</i>	<i>S. (M)</i>	$1 \frac{4}{92}$	Panel FA / Div / Assmt / APS No. 9	<i>S.D.E.O. (M) Dagggar.</i>	Pay fixation in Revised APS No. 7 (1995-60-1995) w.e.f 1-6-91			
<i>Bunir</i>	<i>S.O. (M) Dagggar.</i>	$30 \frac{11}{92}$	A/Snc	<i>S.D.E.O. (M) Dagggar.</i>				
<i>Bunir</i>	<i>S.O. (M) Dagggar.</i>	$30 \frac{11}{94}$	scale Revised	<i>S.D.E.O. (M) Dagggar.</i>	Pay of $31 \frac{5}{91}$ in Existing APS No. 7 = 750- Pay fixed in MPS No. 7 = 755- No of stages in MPS No. 7 = NIL			
<i>Bunir</i>	<i>S.O. (M) Dagggar.</i>	$30 \frac{11}{94}$	A/Snc	<i>S.D.E.O. (M) Dagggar.</i>	Pay fixed in Revised APS No. 7 on 1-6-91.			1215-
<i>Bunir</i>	<i>S.O. (M) Dagggar.</i>	$30 \frac{11}{93}$	A/Snc	<i>S.D.E.O. (M) Dagggar Bunir</i>	Sub Divnl: Edu: Officer (M) Dagggar Dist: Bunir			
<i>Bunir</i>	<i>S.O. (M) Dagggar.</i>	$31 \frac{5}{94}$	scale Revised	<i>S.D.E.O. (M) Dagggar Bunir</i>	Service Verified w.e.f 5-1-91 to 30-11-91 from acq: Roll & Record kept in this office.			
<i>Bunir</i>	<i>S.O. (M) Dagggar.</i>	$30 \frac{11}{94}$	A/Snc	<i>S.D.E.O. (M) Dagggar Bunir</i>	Service Verified w.e.f 1-12-91 to 30-11-91 from acq: Roll & Record kept in this office.			
<i>Bunir</i>	<i>S.O. (M) Dagggar.</i>	$30 \frac{11}{95}$	A/Snc	<i>S.D.E.O. (M) Dagggar.</i>	Sub Divisional Edu: Officer (M) Dagggar Dist: Bunir			
<i>Bunir</i>	<i>S.O. (M) Dagggar.</i>	$30 \frac{11}{96}$	A/Snc	<i>S.D.E.O. (M) Dagggar.</i>	Service Verified w.e.f ... to ... from acq: Roll & Record kept in this office.			

*cutting attested*  
*Sub Divnl. Edu: Officer (M) Dagggar Dist: Bunir.*

Service Verified w.e.f 5-1-91 to 30-11-91 from acq: Roll & Record kept in this office.

Service Verified w.e.f 1-12-91 to 30-11-91 from acq: Roll & Record kept in this office.

Service Verified w.e.f ... to ... from acq: Roll & Record kept in this office.

Sub Divisional Edu: Officer (M) Dagggar Dist: Bunir



8-32

Serial	Signature of Government Servant	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	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.
						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		
B-14	[Signature]	30/11/97	A/c	S.D.E.O. (M) Daggar				pay fixation in the Revised BPS No 9 (1605-97-3060) w.e.f 1-6-94	
B-15	[Signature]	30/11/98	A/c	S.D.E.O. (M) Daggar				pay fixation in pay on 31-5-94 in the existing BPS No 9 (1605-97-3060) = Rs 1401/-	
B-16	[Signature]	30/11/99	A/c	S.D.E.O. (M) Daggar				pay fixed on 1/6/94 in the Revised BPS No 9 = Rs 1896/-	
B-17	[Signature]	30/11/98	A/c	S.D.E.O. (M) Daggar				cutting attested	
B-18	[Signature]	30/11/98	A/c	S.D.E.O. (M) Daggar				Sub Divisional Edu: Officer (M) Daggar, Distt Buner	
B-19	[Signature]	30/11/98	A/c	S.D.E.O. (M) Daggar				pay fixation in the Revised BPS No 9 Rs. 1605-97-3060 w.e.f 1-6-94	
B-20	[Signature]	30/11/98	A/c	S.D.E.O. (M) Daggar				pay in the existing BPS No 9 on 31/5/94 = 1473/- increase @ 35% = 515/55 Total: 1988/55	
B-21	[Signature]	30/11/99	A/c	S.D.E.O. (M) Daggar				pay fixed in the Revised BPS No 9 on 1/6/94 = 1993/- with next increment on 1-12-94	
B-22	[Signature]	30/11/99	A/c	S.D.E.O. (M) Daggar				Sub Divnl Edu: Officer (M) Daggar Buner.	
B-23	[Signature]	30/11/99	A/c	S.D.E.O. (M) Daggar				Service Verified w.e.f 1-12-99 to 31-12-2000 from acq: Roll & other Record of this Office.	
B-24	[Signature]	30/11/99	A/c	S.D.E.O. (M) Daggar				Sub Divnl Edu: Officer (M) Daggar Buner.	
B-25	[Signature]	30/11/99	A/c	S.D.E.O. (M) Daggar				Service Verified w.e.f 1-12-94 to 30-11-95 from acq: Roll & other Record of this office.	
B-26	[Signature]	30/11/02	A/c	S.D.E.O. (M) Daggar				Sub Divisional Edu: Officer (M) Daggar, Swat Distt.	
B-27	[Signature]	30/11/03	A/c	S.D.E.O. (M) Daggar				Service V. to 31-12-96 & other of this office.	
B-28	[Signature]	30/11/03	A/c	S.D.E.O. (M) Daggar				Sub Divnl Edu: Officer (M) Daggar, Swat Distt.	

P-33  
R2

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
PTe Sms Sultan Was	Sub Per	B. 9. 2410-145-6760				1-12-03	B. M.
Do	Do	Rs 4585/- BPS-109 Revised (2770-165-7720)	4440/-			1-12-04	
Do	Do	Rs 5245/-				1-7-05	
<div data-bbox="446 1070 941 1439" data-label="Text"> <p>(2001) Office of the Accountant General N. W. F. P. Peshawar. Pay Fixed in the revised basic pay scale 2001 of Rs: 2410-145-6760 at Rs: 4150/- W.E.F. 1-12-2001 with next increment on 1-12-2002</p> <p>Accounts Officer Pay Fixation Party N. W. F. P. Peshawar</p> </div>							
Do	Do		4245/-			1-7-05	
Do	Do		5440/-			1-12-05	
Do Sms	Do	20055575/- OFFICE OF THE ACCOUNTANT GENERAL N.W.F.P. PESHAWAR. PAY FIXED IN THE REVISED BASIC PAY SCALES 2001 OF RS 2770-165-7720 (S) AT RS 5245/- W.E.F. 1-07-2005 With Next Increment on 1-12-2005				1-12-06	
<div data-bbox="574 2063 1021 2229" data-label="Text"> <p>M. Shah Accounts Officer Pay Fixation Party N.W.F.P. Peshawar</p> </div>							

Sms  
Razab

etc  
[Handwritten signatures]

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8-29-35

1	2	3	4	5	6	7
Name of post	Whether substantive or officiating and whether permanent or temporary	If officiating, (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 Cr.S. R.	Pay in substantive post	Additional Pay for officiating	Other emolument falling under the term 'Pay'	Date of appointment
P. M.B. Riaz Abad	Sub	BPS No = 9	3185	190	8885	
Do	Do		Rs 6450		7/10/7	(B)
Do	Do		Rs 6605		1/12/07	(B)
Do	Do	BPS No = 12 (3630-260-11430)	6750		12/07	(B)
Do	Do	BPS No 12: 4355-310-13655	8075		7/08	(B)
Do	Do		Rs 8385		1/12/08	(B)
Do	Do		B 8695		1/12/09	(B)
Do	Do		B 9005		12/2010	(B)
Do	Do	BPS No 12 7000-500-22000	14500		7/2011	(B)
Do	Do		B 15000		12/2011	(B)
Do	Do		R 15500		1/12/2012	(B)
Do	Do	BPS-15 (8500-700-26350)	R 16200			
Do	Do	pay in BPS-12 on 28/2/2013	R 15500			
Do	Do	pay in B-15 on 13/3/2013	R 15500			
Do	Do	promotion @ 700	R 16200			
Do	Do	pay in B-15 on 1/3/2013	16200			

Dy: D.O. (M)  
Fry, Edu: Buner.

Signature of the Officer in Charge  
Edu: Buner



8-20537  
R

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	Initials of the officer in charge of column
PSHT		BPS 15	(8505-700-29500)				
GPS	sub Perm		RS: 16200 L			01/3/13	(B)
D-2	D-2		RS: 16900 L			01/12/13	(B)
D-2	D-2		RS: 17600 L			01/12/14	(B)
		BPS 15	(10985-905-38135)				
D-2	D-2		RS: 22750 L			01/7/15	(B)
64157							
<del>385190</del>							
<del>64157</del>							
14320							
22750/15							

Ministry of Education, Government of Punjab  
 Accounts Officer  
 Pay Fixation Part

Pay Fixed in the Revised Basic Pay Scale  
 385190-8800-8P  
 64157 w.e.f. 01-07-2011  
 435531-123658  
 22750 w.e.f. 01-07-2008  
 22750 w.e.f. 01-07-2008  
 22750 w.e.f. 01-07-2011

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Handwritten initials or marks on the right edge of the page.

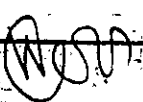

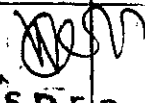
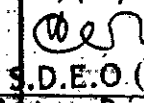

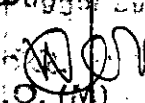
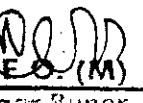
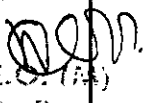

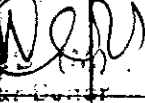
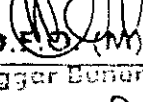
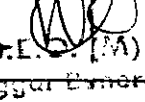
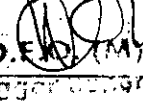
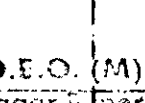
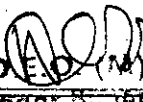
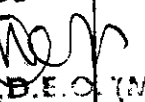
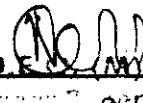
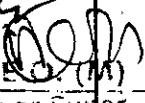
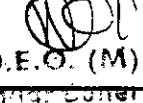
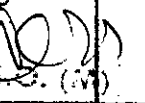

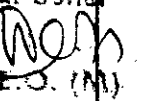
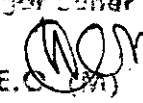
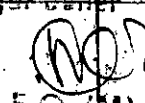
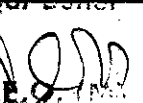
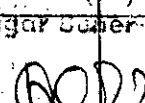
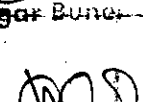
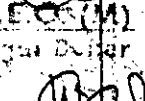


8-39

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
PSHT at Gpt Emergency		(BPS No 12)	RS > 3630	260	11430		
- do -	with pre-mat. incl.		RS 6750/- pm			12/2007	B
- do -	due to up gradation	(BPS No 12)	RS > 4355	310	13655	12/2007	B
- do -			RS > 8385			01/2008	B
- do -			RS = 8695			01/2008	B
- do -			RS > 9095			01/2009	B
- do -			RS 9315			01/2010	B
- do -		(BPS No 12)	RS > 7000	500	22000		
- do -			RS = 15000			01/2011	B
- do -			RS > 15500			01/2011	B
- do -			RS > 16000			12/2012	B
- do -		(BPS No 12)	RS > 8500	700	29500		
- do -			RS > 16900			01/2013	B
- do -			RS > 17600			12/2013	B
- do -			RS > 18300			01/2014	B
- do -		(BPS No 15)	RS > 10985	905	30135		
- do -			RS > 23655			01/2015	B
- do -			RS > 24560			01/2015	B

SI. CTR J. J. J. J. J.

7-28-40

8	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 debitab to another Government		
Signature of Government servant	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	Period	Government to which debitab	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.
30/12/07	 S.D.E.O. (M) Daggur Buner							G.P. Fund (Adv.) 10000/- Refundable drawn vide
12/07/08	 S.D.E.O. (M) Daggur Buner	30/6/2008	scale revised	 S.D.E.O. (M) Daggur Buner				3153 dt. 7/5/05  S.D.E.O. (M) Distt: Buner
11/7/2008	 S.D.E.O. (M) Daggur Buner	30/11/2008	A/mc	 S.D.E.O. (M) Daggur Buner				
1/12/008	 S.D.E.O. (M) Daggur Buner	30/11/2009	A/mc	 S.D.E.O. (M) Daggur Buner				
1/12/2009	 S.D.E.O. (M) Daggur Buner	30/11/2010	A/mc	 S.D.E.O. (M) Daggur Buner				
12/2010	 S.D.E.O. (M) Daggur Buner	30/6/2011	scale revised	 S.D.E.O. (M) Daggur Buner				etc
B	 S.D.E.O. (M) Daggur Buner	30/11/2011	A/mc	 S.D.E.O. (M) Daggur Buner				
	 S.D.E.O. (M) Daggur Buner	30/11/2012	A/mc	 S.D.E.O. (M) Daggur Buner				
	 S.D.E.O. (M) Daggur Buner	28/2/2013	promoted to BPS 15	 S.D.E.O. (M) Daggur Buner				
	 S.D.E.O. (M) Daggur Buner	30/11/13	A/mc	 S.D.E.O. (M) Daggur Buner				
	 S.D.E.O. (M) Daggur Buner	30/11/2014	A/mc	 S.D.E.O. (M) Daggur Buner				
	 S.D.E.O. (M) Daggur Buner	30/6/2015	scale revised	 S.D.E.O. (M) Daggur Buner				
	 S.D.E.O. (M) Daggur Buner	30/11/2015	A/mc	 S.D.E.O. (M) Daggur Buner				
	 S.D.E.O. (M) Daggur Buner	30/6/2016	scale revised	 S.D.E.O. (M) Daggur Buner				









Bunair at Dagga

S#: 1

P Sec:001 Month:December 2017  
BD6009 -GOVERNMENT PRIMARY SCHOOLS  
GOVERNMENT PRIMARY SCHOOL  
NTN: 0  
GPF #:   
Old #: 11589186067

Pens #: 00274370 Buckle: 0  
Name: BAKHTI GUL  
PRIMARY SCHOOL HEAD TEACH  
CNIC No.11589186067  
GPF Interest Free  
15 Active Permanent

BD6009 -05

PAYS AND ALLOWANCES:

0001-Basic Pay	37,400.00
1000-House Rent Allowance	1,566.00
1210-Convey Allowance 2005	2,856.00
1300-Medical Allowance	1,500.00
1911-Compen Allow 20% (1-15)	1,000.00
2148-15% Adhoc Relief All-2013	880.00
2199-Adhoc Relief Allow @10%	591.00
2211-Adhoc Relief All 2016 10%	3,031.00
2224-Adhoc Relief All 2017 10%	3,740.00
Gross Pay and Allowances	52,564.00

DEDUCTIONS:

IT Payable	2,560.44	Deducted	2,172.00	TAX: (3609)	427.00
GPF Balance	66,835.00			Subrc:	2,890.00
3501-Benevolent Fund					600.00
3990-Emp.Edu. Fund KPK					125.00
4004-R. Benefits & Death Comp:					1,052.00
6126-Adj R.O.P					3,244.00

Total Deductions 8,338.00

44,226.00

D.O.B 13.03.1971 LFP Quota:  
26 Years 11 Months 028 Days NATIONAL BANK OF PAKDAGGAR BUNIR  
CUR 2628-9

Annual Inc. 1400/-  
Recovery R. 3244/-

44

Bunair at Dagga

S#: 1

P Sec:001 Month: April 2018

BD6009 -GOVERNMENT PRIMARY SCHOOLS

GOVERNMENT PRIMARY SCHOOL

Pers #: 00274370 Buckle: 0

Name: BAKHTI GUL  
PRIMARY SCHOOL HEAD TEACH

NTN: 0

GPF #:

Old #: 11589186067

CNIC No.11589186067

GPF Interest Free

15 Active Permanent

BD6009 -05

PAYS AND ALLOWANCES:

0001-Basic Pay	37,400.00
1000-House Rent Allowance	1,566.00
1210-Convey Allowance 2005	2,856.00
1300-Medical Allowance	1,500.00
1911-Compen Allow 20% (1-15)	1,000.00
2148-15% Adhoc Relief All-2013	880.00
2199-Adhoc Relief Allow @10%	591.00
2211-Adhoc Relief All 2016 10%	3,031.00
2224-Adhoc Relief All 2017 10%	3,740.00
Gross Pay and Allowances	52,564.00

DEDUCTIONS:

IT Payable	881.02	Deducted:	3,766.00	TAX: (3609)	441.00
GPF Balance	78,395.00			Subrc:	2,890.00
4200-Professional Tax					200.00
3501-Benevolent Fund					600.00
3914-Education (ROP)					4,752.00
3990-Emp.Edu. Fund KPK					125.00
4004-R. Benefits & Death Comp					1,052.00

Taxal Deductions

10,060.00

42,504.00

D.O.B

13.03.1971

LFP Quota:

NATIONAL BANK OF PAKDAGGAR BUNIR

27 Years 03 Months.027 Days

CUR 2628-9

*[Handwritten signature and scribbles]*

45

Bunair at Dagga

S#: 1

P Sec:001 Month:November 2017  
BD6009 -GOVERNMENT PRIMARY SCHOOLS  
GOVERNMENT PRIMARY SCHOOL  
NTN: 0  
GPF #:   
Old #: 11589186067

Emp #: 00274370 Buckle: 0  
Name: BAKHTI GUL  
PRIMARY SCHOOL HEAD TEACH  
CNIC No.11589186067  
GPF Interest Free  
15 Active Permanent

BD6009 -05

PAYS AND ALLOWANCES:

0001-Basic Pay	36,070.00
1000-House Rent Allowance	1,566.00
1210-Convey Allowance 2005	2,856.00
1300-Medical Allowance	1,500.00
1911-Compen Allow 20% (1-15)	1,000.00
2148-15% Adhoc Relief All-2013	880.00
2199-Adhoc Relief Allow @10%	591.00
2211-Adhoc Relief All 2016 10%	3,031.00
2224-Adhoc Relief All 2017 10%	3,607.00
Gross Pay and Allowances	51,101.00

DEDUCTIONS:

IT Payable	2,680.16	Deducted	1,745.00	TAX: (3609)	383.00
GPF Balance	63,945.00			Subrc:	2,890.00
3501-Benevolent Fund					600.00
3990-Emp.Edu. Fund KPK					125.00
4004-R. Benefits & Death Comp:					1,052.00

Total Deductions 5,050.00

46,051.00

D.O.B  
13.03.1971  
26 Years 10 Months 027 Days

LFP Quota:  
NATIONAL BANK OF PAKDAGGAR BUNIR  
CUR 2628-9

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Bunair at Dagga

S#: 1

P Sec:001 Month:March 2018.

BD6009 -GOVERNMENT PRIMARY SCHOOLS

GOVERNMENT PRIMARY SCHOOL

Pers No: 00274370 Buckle: 0

Name: BAKHTI GUL  
PRIMARY SCHOOL HEAD TEACHER

NTN: 0

GPF #: 0

CNIC No.11589186067

Old #: 11589186067

GPF Interest Free

15 Active Permanent

BD6009 -05

PAYS AND ALLOWANCES:

0001-Basic Pay	37,400.00
1000-House Rent Allowance	1,566.00
1210-Convey Allowance 2005	2,856.00
1300-Medical Allowance	1,500.00
1911-Compen Allow 20% (1-15)	1,000.00
2148-15% Adhoc Relief All-2013	880.00
2199-Adhoc Relief Allow @10%	591.00
2211-Adhoc Relief All 2016 10%	3,031.00
2224-Adhoc Relief All 2017 10%	3,740.00
Gross Pay and Allowances	52,564.00

DEDUCTIONS:

IT Payable	1,321.89	Deducted	3,325.00	TAX: (3609)	441.00
GPF Balance	75,505.00			Subrc:	2,890.00
3501-Benevolent Fund					600.00
3990-Emp.Edu. Fund KPK					125.00
4004-R. Benefits & Death Comp:					1,052.00

Total Deductions

5,108.00

47,456.00

D.O.B

LFP Quota:

13.03.1971

NATIONAL BANK OF PAKDAGGAR BUNIR

07 years or months 028 Days

CUR 2628-9

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*[Handwritten notes and dates: 25-4-2018, 13-3-1971, B]*

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Bunair at Dagga

S#: 001

P Sec:001 Month:January 2018  
BD6009 -GOVERNMENT PRIMARY SCHOOLS  
GOVERNMENT PRIMARY SCHOOL

Pers #: 00274370 Buckle: 0

Name: BAKHTI GUL  
PRIMARY SCHOOL HEAD TEACH

NTN: 0

CNIC No.11589186067

GPF #:

GPF Interest Free

Old #: 11589186067

15 Active Permanent

BD6009 -05

PAYS AND ALLOWANCES:

0001-Basic Pay	37,400.00
1000-House Rent Allowance	1,566.00
1300-Medical Allowance	1,500.00
1911-Compen Allow 20% (1-15)	1,000.00
2148-15% Adhoc Relief All-2013	880.00
2199-Adhoc Relief Allow @10%	591.00
2211-Adhoc Relief All 2016 10%	3,031.00
2224-Adhoc Relief All 2017 10%	3,740.00
5011-Adj Conveyance Allowance	2,856.00
Gross Pay and Allowances	52,564.00

DEDUCTIONS:

IT Payable	1,776.50	Deducted	2,528.00	TAX: (3609)	356.00
GPF Balance	69,725.00			Subrc:	2,890.00
3501-Benevolent Fund					600.00
3990-Emp.Edu. Fund KPK					125.00
4004-R. Benefits & Death Comp:					1,052.00

Total Deductions 5,023.00

47,541.00

D.O.B

13.03.1971

27 Years 00 Months 028 Days

LFP Quota:

NATIONAL BANK OF PAKDAGGAR BUNIR

CUR 2628-9

*Handwritten signatures and initials*

آج بخیر و خوش حال ۱۳ مارچ ۲۰۱۶ء کو میں جی پی ایس لویکے کے ساتھیوں کے ہمراہ  
 جی پی ایس انٹرگے آیا۔ یہاں پر دیگر فضائی سکولوں کی طرح دو کمرے ہیں  
 اور دو اساتذہ جناب بختی گل صاحبے (PST) اور عبدالخالق PST تعینات ہیں  
 مذکورہ سکول ہمارے یونین کونسل (کڑپہ) کا انتہائی دُور افتادہ سکول ہے  
 علاقہ ہذا کے حدود رستم (سرطان) سے ملتا ہے۔ اس سے اندازہ لگایا  
 جاسکتا ہے کہ یہ سکول کتنا دُور ہے۔ سکول ہذا کھٹک پہنچنے کے لئے پہاڑی  
 اور انتہائی دُشوار گزار راستے طے کرنا کھٹک ہے۔ لہذا سکول ہذا میں روزانہ حاضری  
 کرنا انتہائی مشکل ہے جبکہ ہیڈ ٹیچر سکول ہذا کے عمر کو مد نظر رکھ کر روزانہ یہ دُشوار  
 گزار راستے طے کرنا ناممکن لگتا ہے۔ پھر بھی ہیڈ ٹیچر سکول ہذا جناب بختی گل صاحبے  
 اپنی بھر پور کوشش کر کے سکول میں حاضر ہوتا ہے۔ اور بچوں کو انتہائی محنت اور لگن سے  
 تعلیم کے ساتھ ساتھ دینی تربیت بھی دیتا رہتا ہے۔ جس کا اندازہ بچوں کو دیکھ کر لگایا  
 جاسکتا ہے۔ اگر سکول ہذا کا دیگر فضائی سکولوں کے ساتھ موازنہ کیا جائے تو میرے  
 خیال میں یہ ایک بہترین سکول ہے۔ اس کے علاوہ انتہائی با اخلاق، دینی بزرگ  
 مکے اور انتہائی ذہین ہیں۔ سکول ہذا کا ماحول بھی شہابی کے لئے حد درجہ ہے۔  
 میری دعا ہے کہ اللہ تعالیٰ سکول ہذا کے اساتذہ اور خصوصاً ہیڈ ٹیچر سکول ہذا جناب بختی گل صاحبے  
 کو سمجھتے اور حوصلہ دے اور ایمانداری سے کام کرنے کی توفیق عطا فرمائیں۔ (امین)

فقط  
 محمد زاہد PST  
 گورنمنٹ پرائمری سکول کڑپہ  
 مورخہ 31-3-2016  
 Cell No. 03339705787

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~~XXXXXXXXXXXXXXXXXXXX~~  
82

نمبر شمار	جماعت	کل تعداد	پاس شدہ	فیل شدہ	فی صد نتیجہ	دستخط مدرس انچارج
1	پہم	—	—	—	—	(B)
2	چہارم	—	—	—	—	
3	سوم	8	8	—	100%	
4	دوم	9	9	—	100%	
5	اول اعلیٰ	5	4	1	80%	
6	اول ادنیٰ	10	8	2	80%	
7	میزان	32	29	3	90%	

(B)  
Head Teacher ul  
GPS Inzargay  
Distt. Buner

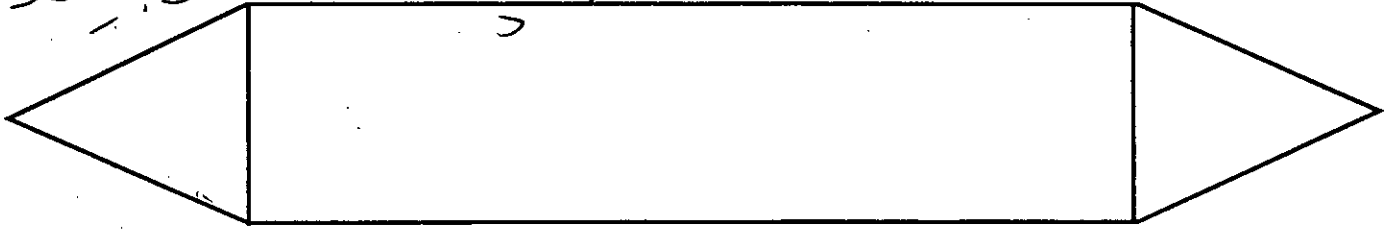
دستخط پی ایس ایچ ٹی

فیلڈ  
20-3-2016  
ASDEO  
EDUCATION DISTRICTMENT  
Circle & District

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بعد الت بصرہ خیر خواہ سرور سید بسول کساعہ



مورخہ ۹ مئی ۲۰۱۸ء منجانب اسلام آباد کی کلکتہ  
مقدمہ محکمہ کلکتہ بنام شی. ای. اوصلی بھوشن بھوشن  
دعویٰ "سرور سید بسول کساعہ"  
جرم

## باعث تحریر آنک

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی دکل  
کارروائی متعلقہ آن مقام لکھنؤ کے لئے رحیم خان اسد کیل کے ساتھ  
مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا۔ نیز  
وکیل صاحب کو کرنے راضی نامہ و تقرر ثالث و فیصلہ بر حلف دیے جواب دہی اور اقبال دعویٰ اور  
بصورت ڈگری کرنے اجراء اور وصولی چیک نہ روپیہ اور عرضی دعویٰ اور درخواست ہر قسم کی تصدیق  
زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمد اور  
منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ اور بصورت ضرورت  
مقدمہ مذکور کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنی بجائے  
تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ بالا اختیارات حاصل ہوں گے اور  
اس کا ساختہ پداختہ منظور و قبول ہوگا۔ دوران مقدمہ میں جو خرچہ دہر جانہ التوائے مقدمہ کے  
سبب سے ہوگا۔ اس کے مستحق وکیل صاحب موصوف ہوں گے۔ نیز بقایا و خرچہ کی وصولی کرنے کا  
بھی اختیار ہوگا۔ اگر کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہے تو وکیل صاحب پابند نہ ہوں  
گے۔ کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھدیا کہ سندر ہے۔

المرقوم ۸ ماہ ۲۰۱۸ء

بمقام کلکتہ جی سرور سید بسول کساعہ کے لئے منظور ہے۔  
7-6718551-15101  
Attested & Accepted  
Rahim Khan  
Advocate  
High Court  
0343904185

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

Service Appeal No. 799/2018

Bakhti Gul ----- Appellant.

VERSUS

District Education Officer (Male) Buner & Others ----- Respondents.

**INDEX**

S.No.	Description of Documents	Annexure	Page No.
1	Para wise comments		1-2
2	Affidavit		3
3	Complaint Against Bakhtigul PSHT	A	4
4	Press Clipping /Complaint letter From ACR dated 17/9/2018		5
5	Two day deduction Reported by IMU		6-9
6	Report against Mr Bakhti Gul dated 11/6/2018		10
7	Report against Mr Bakhti Gul sent to DC Buner by DEO for removal from service dated 17/8/2018		11
8	Report against Mr Bakhti Gul dated 1/9/2018		12
9	Show Cause notice dated 14/11/2017		13
10	Inquiry report dated 27/9/2018	B	14-16
11	Office order withholding of two annual increments dated 28/12/2017		17

DEPONENT

CNIC No. 15101-0882586-3

**KHYBER PUKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.**

**Service Appeal No. 799/2018**

Bakhti Gul (PSHT) GPS Banda District Buner

**Appellant**

**Versus**

1. Mr. Bakht Zada District Education Officer (M) E&SE Buner.

3. Director E&SE)Khyber Pakhtun Khwa Peshwar.

4. Secretary E&SE Khyber Pakhtunkhwa Peshawar.

**Respondents**

**Respectfully Sheweth**

Parawise Comments/ Written Reply on behalf of Respondent No. 1, 3 & 4

**Preliminary Objections.**

1. The Appellant has no cause of action/locus standi
2. **The instant appeal is badly time barred.**
3. The Appellant has concealed the material facts from this honourable Tribunal, hence liable to be dismissed.
4. The Appellant has not come to this honourable Tribunal with clean hands.
5. The appellant has filed the instant appeal on malafide motives.
6. The instant appeal is against the prevailing law and rules.
7. That the appellant has been estopped by his conduct to file the appeal.
8. That the honourable Tribunal has no Jurisdiction to adjudicate the matter.

**Facts**

- 1- Denied: The Appellant is not serving efficiently because on various occasions people from the concerned school complained against the said appellant verbally and on 09-08-2018 in black & white complaint was provided against the said PSHT to this office. Hence it is a clear negation of the averment of the appellant copy of the complaint is attached as annexure "A" with the details of the complainants.
- 2- Correct to the extent of the 21-11-2015. But the remaining part of the Para No.2 is incorrect because the appellant was found dishonest and a man of French leave on the basis of enquiry conducted against the said PSHT submitted on 08-10-2018 by the enquiry officers to the competent authority for legal action against Mr. Bakhti Gul PSHT. The operating part of the enquiry officer is reproduced here.

"Hence a major penalty but comparatively less saviour punishment of compulsory retirement is recommended for him" Report of the enquiry officers is attached as annexure "B".

- 3- Correct to the extent that the appellant submitted his application for transfer to the competent authority along with supporting documents but this is not the vested right of the appellant to be transferred at his own whims and wishes. But this is the responsibility of the competent authority.
- 4- Denied posting transfer and adjustment is the responsibility of the competent authority exercises it in the best interest of public services.
- 5- Denied this is an allegation and defamation by the appellant just for the sack of harassing and pressurising the department.

2

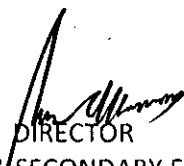
- 4- Denied posting transfer and adjustment is the responsibility of the competent authority exercises it in the best interest of public services.
- 5- Denied this is an allegation and defamation by the appellant just for the sack of harassing and pressurising the department.
- 6- Appellant is ascribing very serious allegation against the officer concerned and having no concrete proofs but to the contrary but relying on the transfer orders. Facts of the case is that, that these transfer orders does not show that the appellant was compelled to pay any gratification because in order No.5836-41 dated 16-10-2017 provide a station of duty in plain area and the appellant was absolved to perform his duties in tough hilly area; and in the transfer order Endst No. 6380-84 dated 07-11-2017 in which the appellant is placed just 2 kilo meters away from GPS Nawa Kalay.
- 7- After following the codal formalities as mentioned in annexure B of withholding of increments by the competent authority.
- 8- Legal
- 9- Incorrect; the appeal of the appellant was dealt in accordance with law and rules.

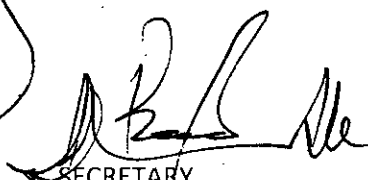
**Grounds.**

- a- In correct, as per Para no.1 of the facts.
- b- Incorrect as per Para No.2 of the facts.
- c- Incorrect as per Para No.2 of the facts.
- d- Incorrect, two annual increments for the year 2016 & 2017 and salaries of the seven days was deducted from the appellant in the light of the report of enquiry report.
- e- The respondent also seeks the permission of the honourable court any advanced proof at the time of arguments.

In wake of the above facts it is humbly requested to this Honourable court to graciously quash in favour of the department.

  
DISTRICT EDUCATION OFFICER  
MALE DISTRICT BUNER

  
DIRECTOR  
ELEMENTARY & SECONDARY EDUCATION  
KHYBER PAKHTUNKHWA PESHAWAR

  
SECRETARY  
ELEMENTARY & SECONDARY EDUCATION  
KHYBER PAKHTUNKHWA PESHAWAR

3

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

Service Appeal No. 799/2018

Bakhti Gul ----- Appellant.

VERSUS

District Education Officer (Male) Buner & Others ----- Respondents.

**AFFIDAVIT**

Ubidur Rahman

Ubidur Rahman ADEO (litigation) office of the District Education officer (Male) Buner do hereby solemnly affirms & state on oath that the whole contents of the reply are true & correct to the best of my knowledge & belief & nothing has been concealed from this August Court.

Discretif

DEFONENT  
15101-0882586-3

Ubidur Rahman  
ADEO (litigation)  
Office of the District Education Officer  
(Male) Buner

DEFONENT  
15101-0882586-3



By Fax

5



OFFICE OF THE  
COMMISSIONER MALAKAND DIVISION  
SAIDU SHARIF SWAT

Tel# 0946-9240087  
Email: secretarytocmd@gmail.com

No. 4900 /2/39/Estt:  
Dated 17 / 09 /2018

To:

The Deputy Commissioner, Buner.

Subject: - PRESS CLIPPING/ COMPLAINT MR. BAKHTI GUL, PSHT, GPS BANDA, SUB-DIVISION DAGGAR.

Dear Sir,

I am directed to refer to your Memo: No.13775-76/D/6/DC(B)/Estt; dated 29.08.2018, on the subject noted above and to convey that the quarter concerned i.e District Education Officer (Male), Buner may be asked to initiate proper Departmental proceedings against the accused Government Servant under the Efficiency & Discipline Rules, 2011, please.

Yours faithfully,

*[Signature]*  
ASSISTANT TO COMMISSIONER (REV/GEN)  
MALAKAND DIVISION

No. 4901 /2/39/Estt:

Copy forwarded to the District Education Officer (Male), Buner with reference to above, for information and necessary action, please.

*[Signature]*  
ASSISTANT TO COMMISSIONER (REV/GEN)  
MALAKAND DIVISION

SDEO (M) Daggan

ASDEO (M) Puy

D/S CATS

17/9/2018

*[Large handwritten mark]*



⑥

**OFFICE OF THE SUB DIVISIONAL EDUCATION OFFICER (Male)**  
**DAGGAR BUNER**

No. 428

Dated 8/11/2016.

**District Accounts Officer**  
**Daggar Buner.**

**Subject: Two day deduction for absence from duty reported by IMU.**

**Memo:**

It is submitted for your kind information that the pay deduction cases sent vide this office letter no 354 Dated 18-10-2016 have not been honored, the same is hereby resubmitted along with the deduction cases for the month of October 2016 based on the IMU report.

S.No	Name of Official	Desig	School	Personal No	Amount
1	TAHSIN ULLAH	PST	SURA BANDA	272067	3101.333
2	TARIQ AZIZ	SPST	QASAM KHAIL	273622	2276.333
3	BAKHTI GUL	PSHT	INZARGAY	274370	3000.267
4	FAZAL AKBAR	CHOWKIDAR	BANJ SAR	274448	3086.267
5	WAKIL KHAN	PSHT	POLAND	274947	2733.133
6	BASHIR AHMAD	PST	SHARIFAI	275212	2160.8
7	NOWSHER KHAN	PST	ASHRAF	347503	1878.133
8	SIRAJ KHAN	CHOWKIDAR	SHADAM	349686	2118.667
9	WAHID SHER	CHOWKIDAR	GHAZI BANDA	452866	1185.133
10	CHANARY	CHOWKIDAR	MIRDARA	696646	1187.667
11	AFZAL KHAN	CHOWKIDAR	MIA SONAI	753743	1028.8
				<b>Total</b>	<b>23756.53</b>

*C/S.*

**District Education Officer**  
**(Male) Buner**

**Sub Divisional Education Officer (M)**  
**Daggar Buner**

**Sub Divis. Edu. Officer**  
**(M) Daggar Buner**

Tele. No - 95 00008  
12/11/2016



Roll No	Name of School	Monitor name	Monitoring Date	NIC	Full Name	Designation	Status	Status/Deta
24031	GPS BANDA	Abdul Hameed	9/8/2018 10:25 AM	1510167185517	Bakhti Gul	PSHT	Absent	Leave
24031	GPS BANDA	Muslim Dad	3/15/2018	1510167185517	Bakhti Gul	PSHT	Absent	Duty
39262	GPS INZERGAI	Syed Ashfaq Ah	4/10/2017 11:01 AM	1510167185517	BAKHT GUL	PSHT	Absent	Un-Authorized
39262	GPS INZERGAI	Abdul Hameed	9/7/2017 10:00 AM	1510167185517	BAKHT GUL	PSHT	Absent	Un-Authorized
39262	GPS INZERGAI	Muslim Dad	5/12/2016 11:21 AM	1510167185517	BAKHT GUL	PSHT	Absent	Suspended
39262	GPS INZERGAI	Samad Ali	8/6/2016 9:19 AM	1510167185517	BAKHT GUL	PSHT	Absent	School
39262	GPS INZERGAI	Aminullah	9/3/2016 8:11 AM	1510167185517	BAKHT GUL	PSHT	Absent	Un-Authorized


  
 (IMU data)

8

Government of Khyber Pakhtunkhwa  
Office of the District Education Officer Male  
BUNNER

File No: 6564  
Dated: 17-Nov-2017  
22/11/17

To,  
Sub Division Education Officer  
DAGGAR, BUNNER,

**Subject: - Deduction of Salary On Account of Willful Absence from Duty**

1. As per the monitoring report of the IMU Monitor, Mr/Ms. BAKHT GUL (PSHT, Personal Number 274370) was found absent from duty without any lawful authority on 07-Sep-2017.
2. In view of the above you are directed to ensure deduction of one-day salary of the above mentioned official immediately and send this office an undertaking that the salary has been deducted. Absence of the above mentioned official may be treated as leave without pay.

District Education Office,  
(Male) Buner

Endst: Even No. & Date

Copy of the above is forwarded to the: -

- i. Director, Elementary & Secondary Education Department, G T Road, Peshawar
- ii. Headmaster/Headmistress GPS INZERGAI, KARAPA, DAGGAR, BUNNER
- iii. BAKHT GUL, PSHT, GPS INZERGAI, KARAPA, DAGGAR, BUNNER

District Education Office,  
(Male) Buner

95301-217473

93339699594  
PSHT  
PS

9

**OFFICE OF THE SUB DIVISIONAL EDUCATION OFFICER (M) DAGGAR DISTRICT BUNER**

For the Month of 10/2017

Source III

B	D	6	0	0	9
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S.No	Name of Teacher & School	Personal No.	Amount Deducted	Remarks
1	Tariq Ahmmad PST	810704	766	Absent from duty reported by IMU Buner
2	Fazal Karim PST Maina Kawoga	590736	900	-----do-----
3	Ijazul Haq GPS Naranj		Challan Req;	-----do-----
4	M.Rafiq SPST GPS Shawai	373471	931	-----do-----
5	Tariq Hussain SPST GPS Zar Malka	392468	891	-----do-----
6	Afarin Zada SPST GPS Toot Sar	275164	891	-----do-----
7	Said M. Shah PSHT,GPS GulBnadai	274728	1430	-----do-----
8	Zaibullah PSHT Gul Bandai	274079	1450	-----do-----
9	Afzal Hussain SPST Topai	274964	1513	-----do-----
10	Sar Zamin Khan PST Amnawar No 1	734689	900	-----do-----
11	Fazal Karim PST GPS Mina Kawoga	273241	1420	-----do-----
12	Muhamamd Riaz PST GPS MARadu	273463	1280	-----do-----
13	Noosher Khan PST Ashraf	347503	1095	-----do-----
14	Tariq Ahmmad PST GPS Ladwan	701675	891	-----do-----
15	Fazal Hadi GPS Dandar	401542	900	-----do-----
16	Tanzul Rahman PST GPS Namdar Agari	605082	891	-----do-----
17	Shamshul Ibrar PST GPS Dand Amazi	403337	891	-----do-----
18	Gul Zamin GPS Kawoga No.3	377655	Pay stop	-----do-----
19	Faqir Zada SPST GPS Hisar	555821	778	-----do-----
20	Ali Khan PST GPS Lial dra	272517	1235	-----do-----
21	Shaukat GPS Mani Bambaly	273564	1734	-----do-----
22	Javed Akhtar GPS Ashraf	402304	1000	-----do-----
23	Basher Ahmamd SPST GPS Sharfy	275212	1234	-----do-----
24	Israr Hussain SPST Kawoga No.3	272598	1648	-----do-----
25	Bakht Biland Khan PSHT Miragai	474238	1593	-----do-----
26	Bakht Afsar PST GPS Bilanday	273952	1000	-----do-----
27	Sher Dad Khan PST GPS Shah Toot	Deducted through Challan		Rs. 900
28	Hakim Bahdar GPS Chanar No.2	153668	1118	-----do-----
29	Ayoub Khan PSHT GPS Kandar	272400	1559	-----do-----
30	Dil Bar Khan PST GPS Kira Mulak	702382	1000	-----do-----
31	Muhamamd Rahman PST Rahim Abad	402331	968	-----do-----
32	Javed Khan PST GPS Sar Paty	271975	970	-----do-----
33	Farman Ali PST GPS Yakh Dra	752021	815	-----do-----
34	Hussain Ahmad PST GPS SUraBanda	Challan Required		-----do-----
35	Muhammad Riaz SPST GPS Maradu	273463	1280	-----do-----
36	Hazrat Usman GPS Lalo	557308	737	-----do-----
37	Fazli Amin PSHT GPS Wach Khwar	274609	792	-----do-----
38	Husan Malook Jica Agari	274495	1203	-----do-----
39	Israr Hussain GPS Kawoga	272598	1055	-----do-----
40	Nazir Shah GPS Gora Khwar	272137	1501	-----do-----
41	Sher Shah SPST GPS Budakas	272824	1312	-----do-----
42	Najjullah SPST GPS Pukhtano Mira	272811	1475	-----do-----
43	Syed Ashraf Ali PST Nawagai No.4	275570	938	-----do-----
44	Zafar Ali PST	702328	748	-----do-----
45	Bakht Gul PSHT	274370	1541	-----do-----
46	Munatazir Khan PSHT	274996	1338	-----do-----
47	Abdul Ghafar PST	273920	Removed from service	
48	Hussan Zada PST Amazo Koto	271882	1658	-----do-----
49	Khalid Hussain SPST Amzokoto	273450	1175	-----do-----
50	Tariq Ali PST GPS Buragat	401572	813	-----do-----
51	Naveed Iqbal PST GPS TakhtaBand	590705	738	-----do-----
52	Muhammad Naeem PST	274181	1633	-----do-----
53	Saeedullah Khan PSHT GPS Buraghat	277219	1740	-----do-----

OFFICE OF THE SUB-DIVISIONAL EDUCATION OFFICER  
(MALE) DAGGAR BUNER

No. 658- Date. 11/6 2018

The District Education Officer (M)  
Buner

Subject: Report on Bakhti Gul PSHT, GPS Banda Sub-Division Daggar

Reference letter No. 10941/DC/Buner. Dated 05/06/2018 in regard to SDEO Daggar, the following report is submitted on Mr. Bakhti Gul PSHT GPS Banda.

The said teacher has committed misconduct and is inefficient in the dispensation of official duty as teacher since long. Consequently, various disciplinary actions have been taken against him. In spite of verbal/written warnings and explanations he could not comply to the orders of immediate officers. Neither he tried to mend his behavior nor bothered to oblige to the orders of competent authority. He willfully constrained himself of compliance and thus became popular as wicked in education circles.

He is not only a violator of rules and regulations but is involved in criminal activities too. He is regarded a Badmash in the local community. His apparent outlook, dress, communication and attitude towards students teachers and other concerned officers is not matching with the ethics and decorum enshrined in civil servant rules.

He is a drug addict as well as drug seller and many times police have raided his house in light of reports against him. On 1/3/18 Mr. Muhammad Ayub (SDEO Male Daggar) visited GPS Banda in the morning. During the visit the said teacher was observed in smoking Chars (Hashish) in the school. This can be cross verified with Police station record and also from the community.

He is committed to habitual absenteeism and is notorious for not performing his duties. On 10/3/18 during a surprise visit by the SDEO Daggar, Mr. Bakhti Gul remained absent. One day deduction was served from his pay on account of absence. Then on 24/5/18 in another surprised visit by SDEO Daggar he remained absent and further deduction from his pay as well as explanation was served to him.

It is worth mention that the accused teacher has been served with a SHOW CAUSE Notice vide Order NO. 95-100. Dated 28/12/2017 and minor penalty was imposed of "withholding of two annual increments i.e 2016 & 2017 for two years with cumulative effect and recovery w.e.f 2/8/17 due to irregularity, dishonesty, wilful absence and having no regard for duty"

Now, that he is a civil servant and adheres to a pious profession of building character and personality of new generation, his adamant to immoral, unprofessional and unislamic acts has the potential threat to students educational and moral well being.

Therefore, the allegations he levelled against the SDEO Daggar, whose integrity and professional commitment is out of question, are baseless and dissimulating.

And in the light of above grave misconduct and immoral acts of the said teacher, and consequential disciplinary actions by DEO, its become mandatory by laws that Mr. Bakhti Gul may be removed from his service in the best public interest.

SUB-DIVISIONAL EDUCATION OFFICER (M)  
DAGGAR BUNER

NO. 3352 /

DATED. 12/8 /2018

KPE

The Deputy Commissioner,  
Buner.

Subject: Report on Bakhti Gul (PSHT) GPS Banda Sub-Division Daggar.

Memo.

Reference letter No. 13404-5 D/6/DC/Buner dated 13-08-2018 in regard to SDEO Daggar, the following report is submitted on Mr. Bakhti Gul (PSHT) GPS Banda.

The said teacher has committed misconduct and is inefficient in the dispensation of official duty as a teacher since long. Consequently, various disciplinary actions have been taken against him. In spite of verbal/written warning and explanations he could not comply to the orders of immediate officers. He neither tried to mend his behaviour nor bothered to oblige to the order of competent authority. He wilfully constrained himself of compliance and thus became popular as wicked in education circles.

He is not only a violator of rules and regulations but is involved in criminal activities too. He is regarded a badmash in the local community. His apparent outlook, dress, communication and attitude towards students, teachers and other concerned officers is not matching with the ethics and decorum enshrined in civil servant rules.

He is a drug addict as well as drug seller and many times police have raided his house in light of reports against him. On 01-03-2018 Mr. Muhammad Ayub (SDEO Male Daggar) visited GPS Banda in the morning. During the visit said teacher was observed in smoking chas (Hishish) in the school. This can be cross verified with police station record and also from the community.

He is committed to habitual absenteeism and is notorious for not performing his duties. On 10-03-2018 during of surprise visit by the SDEO Daggar, Mr. Bakhti Gul remained absent. One day deduction was served from his pay on account of absence. The on 24-05-2018 in another surprised visit of SDEO Daggar he remained absent and further deduction from his pay as well as explanation was served to him.

It is worth mention that he accused teacher has been served with a SHOW CAUSE Notice vide order No.95-100 dated 28-12-2017 and minor penalty was imposed of "withholding of two annual increments i.e 2016 & 2017 for two years with cumulative effect and recovery w.e.f 02-08-2017 due to irregularity, dishonesty, wilful absence and having no regard for duty".

Now, that he is a civil servant and adhere to a pious profession of building character and personality of new generation, his adamant to immoral, unprofessional and unislamic acts has the potential threat to students, educational and moral well being.

Therefore, the allegations he levelled against the SDEO Daggar, whose integrity and professional commitment is out of question, are baseless and dissimulating.

The community complaint received on 09-08-2018 about said teacher and in this connection enquiry has been made against him, which is under process. The statement is fake and baseless.

And in the light of the above grave misconduct and immoral acts of the said teacher and consequential disciplinary actions by SDEO, it become mandatory by law that Mr. Bakhti Gul may be removed from his service in the best public interest.

DISTRICT EDUCATION OFFICER (M)  
BUNER

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OFFICE OF THE SUB-DIVISIONAL EDUCATION OFFICER (M) DAGGAR BUNER

No. \_\_\_\_\_/

Dated. \_\_\_\_\_/2018

TO

The District Education Officer (M)  
Buner

Subject: Disgrace and defamation by Bakhti Gul (PSHT) during official duty.

Memo,

This is being reported in connection with the above cited subject. The undersigned paid a visit to GPS Banda at 7:30 am on 2/8/18. It was observed that five (5) teachers including the Head Teacher were late. They could not attend the school on time. I ignored their late coming and sat with them to discuss subject related to efficiency and professional duties. We discussed how to improve students' performance in grade 5, this was emphasized that teachers should focus on students of grade 5 for better result. They were enquired about the school issues on which the staff hinted at dismantling of damaged room and building of new rooms in conditional grants. I motivated the teachers to work hard and focus on improving quality of education. Then one of the teacher Mr. Zubair took me to his classroom and showed me the various charts displayed on the walls. His work was appreciated and was encouraged. My driver and Chowkidar of the school were also present in the meeting.

Then, I addressed to Mr. Bakhti Gul, the Head Teacher that why has he propagated defamatory remarks against him. I explained him that we were civil servants and would abide by the rules and regulations. One should not be personal in official matters. And warned him to mend his ways.

It is to remind that Bakhti Gul has violated rules several times and has faced the music. He has criminal record and is notorious for inefficiency and bad teacher. Recently he was reported for habitual absence, proxy teaching and hashish smoking in school. As a reaction the said Teacher started propaganda against me and spread defamatory and disgraceful remarks among teachers and community.

After two days of this visit Bakhti Gul lodged complaint against me in DC Office Buner, DEO office and local police station. The report was baseless and of total violation of set procedure. The report was fake and false as he has put names of all teachers of the school as witnesses with fake signatures of the teachers. The teachers have publically denied his allegations. Later on, they came to the police station and removed their names as witnesses from that complaint.

Not satisfied with the complaint, Bakhti Gul has crossed all limits by publishing a press statement in various newspapers. The statement is baseless and fictitious, meant to blackmail an officer for rendering his duties with honesty and integrity.

The statement is highly defamatory and disgraceful and has harmed my reputation. The teacher has committed to a criminal act under Ordinance No. LVI of 2002. His act is both libel and slander (verbal and in publication).

Consequently, this ill act on a teacher part not only damaged my reputation but has posed a big challenge for officers in the smooth functioning of public services. If strict disciplinary action is not taken against him, this will encourage ill doers and in future civil servants will not be interested to deliver efficiently and professionally their official duties.

SUB-DIVISIONAL EDUCATION OFFICER (M)  
DAGGAR BUNER

Endst No. 884-86 / Dated. 11/9 2018

- Copy is forwarded for information to the,
- 1- District Monitoring Officer Buner.
  - 2- P.A. to Deputy Commissioner Buner.
  - 3- P.A. to Director (E&SE) Khyber Pakhtunkhwa Peshawar.

SUB-DIVISIONAL EDUCATION OFFICER (M)  
DAGGAR BUNER

Reg:

## SHOW CAUSE NOTICE

13

13

I **Mr. Bakht Zada** District Education Officer (M), as competent authority, under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011, do hereby serve you, as follows.

I am satisfied that you have committed the following acts / omissions specified in rule 3 of the said rules;

- (a) You, **Mr. Bakhti Gul PSHT GPS Inzargay** was found guilty of **absenteeism, inefficiency and misconduct.**
- (b) Time and again you were reported absent from your duty by the IMU w.e.f 2/8/2017 to 9/9/2017.
- (c) You were found guilty of absenting himself from duty.
- (d) You are not interested in Govt; duty.

2. **As a result, thereof**, I, as competent authority, have tentatively decided to impose upon you the major/minor penalties, under rule 4 of the said rules.

3. You are, thereof, required to show cause as to why the one of the major penalty should not be imposed upon you and also intimate whether you desire to be heard in person.

4. If no reply to this notice is received within seven days of not more than fifteen days of its delivery, it shall be presumed that you have no defense to put in and in that case an ex-parte action shall be taken against you.

(BAKHT ZADA)

DISTRICT EDUCATION OFFICER (M)

BUNER.

Endstt: No 6439-42 Dated 14/11/2017

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

1. Deputy Commissioner Buner
2. District Monitoring Officer Buner
3. Sub-Divisional Education Officer (M) Daggar Buner
4. Official concerned.

DISTRICT EDUCATION OFFICER (M)

BUNER.

Amman B

14

**OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) DISTRICT BUNER**

**NOTIFICATION.**

The competent authority is pleased to constitute the inquiry committee comprising the following officers to enquire into complaint from the inhabitants of village Banda and also press clipping/ complaint received from the Commissioner Malakand Division vide No.4901/2/39/Estt: dated 17/9/2028 and copy endorsed to this office by the worthy deputy Commissioner Buner vide letter No.14393/D/6/DC /Buner/Estt. Dated 19/9/2018 against Mr.Bakhti Gul PSHT GPS Banda .

The committee is hereby directed to submit its report with clear recommendation within a week positively.

**COMMITTEE MEMBERS**

1. Mr. Fazal Wahab Principal GHSS Torwarsak.
2. Mr. Iftikhar Javed SST GMS Wakil Abad.

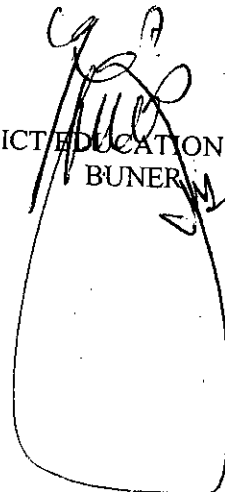
(BAKHT ZADA)  
DISTRICT EDUCATION OFFICER (M)  
BUNER

Endst: No. 4452-56  
Copy forwarded for information to the;

Dated. 27/9 /2018.

1. Deputy Commissioner Buner.
2. District Monitoring officer Buner.
3. SDEO(M) Daggar Buner..
4. Committee Members.
5. Head Teacher Concerned.

DY; DISTRICT EDUCATION OFFICER (M)  
BUNER





15

The District Education Officer,

District Buner.

**Sub; Inquiry about the complaint filed by the inhabitants of village Banda and a press clipping/ complaint received from the Commissioner Malakand Division against Mr. Bakhti Gul PSHT GPS Banda**

Sir,

In compliance with your letter Endst-No. 4452-56 /dated 27-09-2018, the inquiry team comprising Mr. Fazal Wahab, Principal GHSS Torwarsak and Mr. Iftikhar Javed SST GMS. Wakilabad visited GPS Banda on 28-09-2018 at 10 am, regarding the subject cited above. We had a detailed discussion with Mr. Bakhti Gul PSHT and teachers of the concerned school on the issue. Face to face interviews in isolation with the school staff of the said school were also arranged. Furthermore a questionnaire specially designed for the purpose, was also used as a source of secondary information. On the basis of the above procedure and observations, an inquiry report was prepared which is submitted for your kind consideration and further necessary action. All the relevant statements of the officials concerned are attached with this inquiry report as supporting documents/ bundle of proofs.

**Findings:**

At the start of the proceeding during cross questioning, Mr. Bakhti Gul PSHT denied the allegations leveled against him and disowned the press statement against the SDEO Daggar. But when he was asked by the inquiry team why did he not issue a denial statement in the press in response to that press clipping, he could not reply satisfactorily. Instead he kept on making lame excuses and narrating irrelevant, baseless and self created stories. According to the statement of the teachers of the concerned school, the SDEO, Daggar had a pleasant and productive meeting with them on the day of his visit and his behavior was quite friendly and admirable. Neither he used abusive language nor was his mode aggressive. It was further revealed that the accused Head teacher fraudulently used their fake signatures in complaint against the SDEO, Daggar. As a matter of fact, complaints against the accused teacher have already been filed in DEO Office by the PTC members and inhabitants of village Banda about his poor performance and illegal and derogatory activities in the school premises. He was marked as "Absent" by the SDEO Daggar and IMU during their visits on several occasions. As a result, minor penalty of pay deduction was imposed upon him for absenteeism. Moreover, he was warned time and again verbally and in black and white. But



Whether he could mend his ways nor refrain from his wrong doings. Finally, a "show cause" notice was served upon him on 28-12-2017, which led to withholding of his two annual increments. Apart from this another dangerous and pathetic aspect of his personality is that he is not only a drug addict but also a drug trafficker.

**Conclusion:**

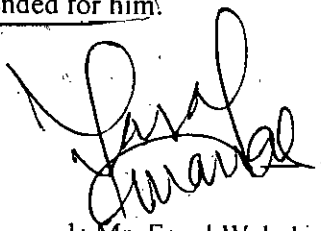
After analyzing the findings, facts and information obtained through various means, it can easily be concluded that the allegations made against Mr. Bakhti Gul PSHT are based on facts. He is lacking interest in his profession and could not give due attention to his responsibilities and obligations. He is not only indulged in violation of the rules and regulations but is also involved in criminal activities like fraud, drug addiction and drug trafficking. The teacher accused is a bad tempered, obstinate and stubborn fellow. He has been problematic, insolent and uncivilized with his high officials: He lacks the ethics how to talk to the superior officers. His behavior in this particular case is awkward and hostile towards the SDEO, Daggar. He is continuously intermingling facts and bent on entangling the high ups in irrelevant and baseless arguments. In view of the accumulated proofs Mr. Bakhti Gul PSHT was found guilty in violation of service rules and regulations, fraud and impersonation, drug addiction and drug trafficking. Hence there are ample and substantial evidences against the accused, which make him vulnerable and liable to exemplary punishment.

**Recommendations:**


Consequent upon the ground realities and based on the analysis of findings, conclusion and supporting documentary proofs the accused Mr. Bakhti Gul PSHT has been proved to be guilty of misconduct and inefficiency *under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules 2011.*

Hence a major penalty but comparatively less severe punishment of "compulsory retirement" is recommended for him.

**Inquiry Committee:**



1: Mr. Fazal Wahab  
Principal  
GHSS, Torwarsak



2: Iftikhar Javed SST  
GMS Wakilabad



OFFICE ORDER.

WHEREAS Bakhti Gul PSHT GPS Inzargai was proceeded against under the Khyber Pakhtunkhwa Govt: Servants (Efficiency & Discipline) Rules, 2011 for the charges mentioned in the charge sheet and statement of allegations.

1. AND WHEREAS show cause notice was served to the accused teacher vide this office endst; No.6439-42 dated 14/11/2017
2. AND WHEREAS the reply of show case notice was found irrational and unsatisfactory.
3. AND WHEREAS the Competent Authority (D.E.O Buner) after having considered the charges and evidence on record, and reply show case notice is of the view that the charges against the accused Teacher have been proved.
4. NOW, THEREFORE, in exercise of the powers conferred under Section 4(a)(ii) (iii) Govt; of Khyber Pakhtunkhwa Govt: Servants (Efficiency & Discipline) Rules 2011, the Competent Authority is pleased to impose minor penalty of "withholding of two Annual increments i.e 2016 & 2017 for two years with cumulative effect and recovery w.e.f 2/8/2017 to 9/9/2017 due to irregularity/dishonesty, wilful absence and having no regard for duty" upon Mr. Bakhti Gul PSHT GPS Inzargai with immediate effect.

Note:-

Necessary entry to this effect should be made in his service Book accordingly.

M. Zahid  
ASO, E.O.

Endst; No. 95-100

providing S/Book  
urgently

Copy for information to :-

1. Director (E&SE) Khyber Pakhtun Khwa Peshawar.
2. Deputy Commissioner Buner.
3. District Monitoring Officer Buner.
4. Sub Divisional Education Officer (M) Daggar Buner with the direction to stop pay of the teacher concerned.
5. District Accounts Officer Buner.
6. Teacher Concerned.

(BAKHT ZADA)  
DISTRICT EDUCATION OFFICER (M)  
BUNER

Dated 08/12 /2017.

DISTRICT EDUCATION OFFICER (M)  
BUNER

Gul  
2017/12/18

BEFORE THE HONORABLE SERVICE TRIBUNAL PESHAWAR

Service Appeal ; No. 799/2018

Bakhti Gul -----Petitioner

Vs.

DEO (Male) Buner & Others-----Respondent

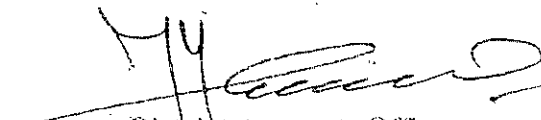
The comments on behalf of Respondent No.5 & 6 District Accounts Officer Buner are as under:

Respectfully Sheweth:

1. No comments not related to this office.
2. No comments, respondent No.1 will be in a better position to answer the same.
3. No comments, respondent No.1 will be in a better position to answer the same.
4. No comments, respondent No.1 will be in a better position to answer the same.
5. No comments, respondent No.1 will be in a better position to answer the same.
6. No comments, respondent No.1 will be in a better position to answer the same.
7. No comments, respondent No.1 will be in a better position to answer the same.
8. No comments, respondent No.1 will be in a better position to answer the same.
9. No comments, respondent No.1 will be in a better position to answer the same.

It is therefore, humbly requested that Services Appeal against Respondent No. 5 & 6 may kindly be dismissed.

Respondent No. 5 & 6

  
District Accounts Officer  
Buner at Dagger

Affidavit:

I, Mr. Ghousullah Jan Senior Auditor Representative of Respondent No. 5 & 6 do hereby solemnly affirm and declare on oath that the contents of Para-wise comments submitted on behalf of respondent No.5 & 6 are true and correct to the best of my knowledge and belief & nothing has been concealed from the worthy tribunal.

  
Deponent

BEFORE THE HONORABLE SERVICE TRIBUNAL PESHAWAR

Service Appeal ; No. 799/2018

Bakhti Gul -----Petitioner

Vs.

DEO (Male) Buner & Others-----Respondent

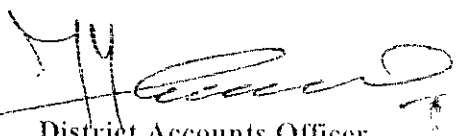
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Respectfully Sheweth:

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2. No comments, respondent No.1 will be in a better position to answer the same.
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9. No comments, respondent No.1 will be in a better position to answer the same.

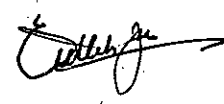
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Buner at Dagger

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Deponent

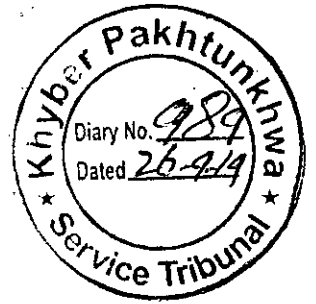
**BEFORE THE KHYBER PUKHTOON KHWA SERVICE TRIBUNAL PESHAWAR**

Rejoinder in Service Appeal No.799 of /2018

Bakht Gul PSHT GPS Banda District Buner.

VS

Bakht Zada DEO Buner and others.



**INDEX**

S.No	Description of documents	Annexure	Peg No.
1.	Memo of Rejoinder		01-5
02	Affidavit		0-6
03	Copies of defamation and damages suit filed by the then SDEO viz Mohammad Ayoub + inquiry report and press statement.	"A"	7-17.

*Put up to the court with relevant appeal*

Through Counsel

*Reader*

*26/9/19*

APPELLANT

**RAHIM KHAN**

ADVOCAT HIGH COURT

Office; at District Courts Daggar Buner

Cell= 03439049185

Dated; 02/09/2019.

**BEFORE THE KHYBER PUKHTOON KHWA SERVICE TRIBUNAL PESHAWAR**

Rejoinder in Service Appeal No. 799 of /2018

**Bakhti Gul PSHT GPS Banda District Buner.**

**VS**

**Bakht Zada DEO Buner and others.**

**AFFIDIVATE**

I, Bakhti Gul S/O Rahim Gul R/O Karapa Tehsile Daggar Distt; Buner/PSHT, GPS Banda Buner , do hereby solemnly affirm and declare that the entire contents of this Rejoinder are true and correct. And that no such like Rejoinder has earlier been filed in this Honourable Tribunal.

**APPELLANT/DEPONENT.**

**BEFORE THE KHYBER PUKHTOON KHWA SERVICE TRIBUNAL PESHAWAR**Rejoinder in Service Appeal No. 799 of /2018**Bakhti Gul PSHT GPS Banda District Buner.****VS****Bakht Zada DEO Buner and others.****Respectfully sheweth:-**Parawise reply on comments arePreliminary objections.

That the appellant has real cause of action and strong prima facie case, while under section 4 of the service tribunal act, as well as under Article 212(2) of the constitution of Pakistan 1973, this Honourable Tribunal has full jurisdiction to hear <sup>S. appeal</sup> the <sup>in hand</sup> in hand. while the service appeal of the appellant is well in time as the order impugned was not properly communicated (therefore No documentary proof regarding receipt acknowledgment, has been annexed) but on 01/02/2018, from first knowledge of the same, was challenged by the appellant, through departmental appeal and after the expiry of the statutory period ie 90 days, the instant appeal has been filed well in time. As the order impugned was void and not sustainable or exist in the eyes of law, being without conduction of inquiry and without proof to has been communicated, do not attract limitation.

However pay and regular allowance is a recurring cause and can be challenged any time. Furthermore the application dated 02/08/2017, of the appellant was fevoured by the respondent No.1 and was verbally allowed for availing of the leave applied for. While no communication of rejection thereto was made back to the appellant, which was beyond the approach of the appellant. However the same application was feveoured and honoured and consequently the appellant was transferred from GPS Inzargai to GPS Nawakai Shanai and then to the present School, GPS Banda and the order impugned actually belong to the period of Previous School Inzargai which was noticed during the period of Banda School, after transfer to Nawakalai and then Banda. Hence filing of the instant appeal by the appellant is bona fide and also the appellant was therefore a clean hand, because the appellant has been condemned un heard and the punishment was unwarranted and illegal and un lawful too, because the appellant was ill and have a lot of Balance of earned leave on his leave account. So the preliminary objections from S.No.1 to 8, all, are wrong, baseless and against the facts, hence denied.



**Reply to the comments on facts:-**

1. That the so called nominal complaint, got on mala fide intention, by the SDEO viz Mohammad Ayoub, which was not supported by the concerned persons. Actually, the concerned SDEO had become personal when, demand of illegal gratification made by him on behalf of the respondents No.1 & 2 , was denied by the appellant. However the transfer in question, was made to GPS Nawakali shanai and then to GPS Banda (present School) on mala fide intention, as a revenge of, instead of the vacant post, in the nearest School in Karapa (the village of the appellant just to compel the appellant for the payment, so denied). while actually the order impugned was also, the reaction of the ame. Consequently the concerned SDEO, had in GPS Banda , unlawfully also disgraced the appellant and abused and also had threatened the appellant by showing a load pistol, against which the appellant, had filed complaint in the local police post Nawakali and the teachers present on the spot were resisted and signed the complaint and attended also accompany the police post Nawakali, concerned but subsequently, the SDEO namely Mohd Ayoub , had under pressure and undue influence surrendered them to leave the moral and legal, support of the appellant .while recently the SDEO concerned has filed a defamation and damages suit in the court of the learned Distt; Judge Buner, just to compel the petitioner for premature withdrawal of the instant Service Appeal and leave to resist or peruse onward his case. copies all of the complaint and the defamation suit and the press statement are annexed.
2. That the admission is a tactful. Actually the order impugned was passed mala fidly for taking revenge of the refusal from paying illegal gratification to the respondents through the SDEO, viz Mohd Ayoub concerned,so he had motivated unlawfully and the order impugned was passed without conduction of any inquiry or serving any show cause notice to the appellant but the application on p-12, annexure "C" was favoured and consequently the transfer was made from the remote station inzargi, while the order impugned dt, 28/12/2017, was communicated on 01/02/2018 and the appellant had already transferred to Nawakali shani on 16/10/2017 and after few days, on 07/11/2017 to Banda. While the alleged inquiry was submitted on dt, 18/10/2018. So this fact is admitted between the parties <sup>at</sup> before passing the impugned order dt, 28/12/2017 , no inquiry or no any <sup>or</sup> show cause was issued or served up on the appellant , being due requirement of the E & D rules 2011.

How ever for compelling unlawfully for paying of the illegal gratification so demanded by the SDEO Mohd Ayoub concerned ,the SDEO concerned had time and again dealt the Appellant harshly and in a disgracing manner and at last he had threatened the appellant by aiming a load pistol in the GPS Banda during the School hours in presence of the

teachers and one outsider, against which, un avoidably, the appellant had filed a complaint in Police Post Nawakali while a news to this effect was published in daily that days so the alleged inquiry instead against the SDEO concerned was under the influence un logically and unlawfully conducted against the appellant. Relevant papers are annexed for ready reference and kind perusal. Hence denied the comments. For which the appellant reserve right to sue before competent court, against the concerned SDEO , Mohd Ayoub, also.

- 3. That the facts admitted need not to prove. However the contents of the application on p-12 annex' C self explanatory and indicative that principally the application was allowed as the Resp; No.1, has verbally told to avail leave and wait for the transfer order applied for. Hence this proves that the stance of the appellant was genuine and correct as the appellant had sufficient earned leave, on his Account.
- 4. That the leave applied for was on medical ground and sufficient earned leave was available on the leave account of the appellant, hence could not be denied under the rules. While the transfer applied for being dual submission was also due right because the due tenure had already matured and expired and there were two vacant posts, one in Karapa and the other in Nawakali shani. Hence the comments are denied.
- 5. That the same being fact has been testified by the appellant under oath on stamp paper, placed on p-14. The resp; No. 2, on first demand which was denied then in presence of the appellant, it was asked that the SDEO, Mohd Ayoub, may convince the appellant for payment ,so demanded. That is why the application of the appellant was neither on the bases of severe illness, despite the appellant has a lot of ie,700 days earned leave, was considered. Which was wrongly differed and delayed, while the transfer in question being a genuine and lawful demand, having 6 years stay in that ( Inzergi ) station/school, while there was two vacancies too ,in GPS Karapa and Nwakali Shani,was issued, but after considerable delay. However could not be denied due to UN REBUTTABLE GENUINCY. So this fact that despite clear justification the genuine and lawful right of the appellant was denied or delayed, just for non payment of the illegal gratification. So the same was fact and the appellant had actually suffered, hence the appeal was unavoidable, genuine and not for any pressure or harassment. Denied.
- 6. That of course the posting transfer is the duty of competent authority but the policy laid down for should also followed by the competent authority and no discrimination ought to be exercised in the process of, as the appellant has been ~~also~~ extraordinary discriminated. Which is against the rules and policy exists. Hence there was clear mala fide with the appellant and have punished against the law, without personal hearing or any inquiry, but

~~As per the order of the court, the appellant is entitled to be posted to the vacant post in Karapa and Nawakali Shani, which is against the rules and policy of the department. Hence the order of the department is set aside.~~

PC

for their personal cause not in the public interest. Hence denied the comments, being evasive denial tantamount to admission.

7. That the comment is merely an evasive denial tantamount to admission. The amount deducted un lawfully, needs <sup>to be</sup> refunded. However the period calculated as 37 days or which ever is correct may be converted as earned leave. That as the contents have been missed and mixed being confusing, however reply where of has already been recorded in detail. Hence denied all.

8. That the question being legal is that the appeal is within time and not barred by time, *as the claim is Para 03 without any documentary proof.*

9. That the comment against the para No.9 is evasive denial which tantamount to admission. Despite the respondent No.3 being provincial head and superior had sent the departmental appeal for legal action which was not complied with. and the appellant was pushed for no Valid reason or justification in financial as well as physical hardship and losses and mental torture too, for which the appellant reserve right to claim damages before competent court, *against the Respondents and other concerned.*

**REPLY OF THE COMMENTS ON GROUNDS.**

a. That the comment is evasive and tantamount to admission. However no supporting record of Annual Confidential Reports of the appellant has been annexed with the comments which clarify that the past 27 years service record of the appellant is handsome and free of any adverse entry.

b. That the comments is tantamount to evasive denial which is admission in deed. As no documentary proof has been annexed. Hence denied.

c. That the comments is tantamount to evasive denial which is admission in deed. As no documentary proof has been annexed. Hence denied.

d. That the deduction of annual increments for the year 2016 2017 <sup>and 2018</sup> ~~has been~~ <sup>made</sup> ~~correct~~ and the salary was deducted for about 37 days, vide order impugned wrongly, because the appellant had 700 days earned leave on his leave account credit as per attested copy of his service Book has been annexed for ready reference and perusal. Hence the appellant being suffering from backache and sever illness, could be considered on

-82  
Salary and

Earned Leave despite deduction of Two Nos Annual Increments with cumulative effect/life time. While the order impugned allegedly has been issued on, dt, 28/12/2017, communicated on dt, 01/02/2018, while the alleged inquiry was conducted and submitted, on dt, 18/10/2018 as per detail reply, against Par.No.2 of the Facts, that the inquiry was about pres statement not of any absentia of the appellant but was meant to be conducted against Mohd Ayou , the then SDEO Buner. Copy of press statement has been annexed. Hence denied.

- e. The as per Para "e" of the service appeal of the appellant. The points raised up till now, will be argued at the time of arguments, with due permission.

Therefore it is humbly prayed that on acceptance of this rejoinder the relief sought in the Service Appeal of the appellant may be granted to the appellant against the respondents. And further relief to which the appellant is entitle under the law and rules exist, May also be granted, though not specifically prayed for in the service appeal of the appellant.

APPELLANT

Through Counsel

  
RAHIM KHAN

ADVOCAT HIGH COURT

Office; at District Courts Daggar Buner

Cell= 03439049185

Dated; 02/09/2019.

**CERTIFICATE** :-

Certified that the entire contents are true and correct .

APPELLANT

(07) ALJ II  
8/04  
2019

(A)

**BEFORE THE HON'BLE DISTRICT JUDGE, BUNER**

Muhammad Ayub S/o Lal Ghafoor R/o village Babazi Tehsil  
Katlang District Mardan Present SDEO (Male) Buner Daggar  
.....(Plaintiff)

**VERSUS**

Bakhti Gul S/o Rahim GUL R/o Village Karapa, Tehsil Dagger  
District Buner.....(Defendant)

SUIT U/S 9 OF THE DEFAMATION ORDINANCE, 2002  
FOR RECOVERY OF:

- A. Rs. 2.0 million (20 lac) as Special Damages:
- B. R.s 0.5 million (5 lac) as Damages for mental torture:  
agonies: harassment and humiliation.
- C. R.s 1 lac for litigation charges.

VALUE FOR THE PURPOSE OF COURT FEE AND  
JURISDICTION.

Relief (A)	R.s 20 lac
Relief (B)	R.s 5 lac
Relief (C)	R.s 1 lac
Court Fee	R.s Affixed

Cause of action accrued to the plaintiff a few days back on  
the refusal of defendant within the territorial jurisdiction of  
this Hon'ble court.

**Respectfully Sheweth:-**

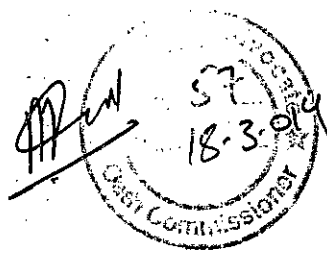
1. That the plaintiff born, brought up in Village Babozai Katlang  
District Mardan and he serves as School Principal in Buner such  
he maintained unblemished record and earned good reputation as  
a Citizen. **(Copy of CNIC/SERVICE CARD is annexed)**
2. That on Dated 06/08/2018 defendant statement publish in News  
Paper **(Azadi)** whereby leveled baseless allegation against the  
plaintiff **(Copy of statement is annexed)**

3. That facts narrated in defendant statements are baseless assertions, made without sound reasoning, which are not only condemnable but are also liable to be recalled. The statement has adversely affected the plaintiff honest reputation, which will remain as stigma on plaintiff service career, the plaintiff has neither acted other than due course of law nor had any convince with any other official in respect of his duty as **SDEO Buner**.
4. That inquiry was conducted by the competent authority whereby the allegation of defendant declared false **(Copy of report is annexed)**.
5. That no amount of damages can adequately compensate the plaintiff for the loss that defendant mischief and false statement have caused to him, defendant because the plaintiff strongly believed that our country should be governed by the rule of law and that his hard earned reputation must remain protected this way the plaintiff has decided to invoke the law of defamation against your maliciously, false, motivated and slackness statement in News Paper He claims from defendant in damages a token sum of 25 lac **(2.5million)** and another 5 lac **(0.5million)** as damages for mental agonies torture harassment humiliation etc caused to him as well as to his family.
6. That plaintiff sent notice **U/S 8** of the defamation ordinance 2002 vide No. **06/18** Dated. **17-12-2018** through post registry of **(Copy of notice is annexed)**.
7. That the defendant did not replied so, the instant case are filing.
8. That value for the purpose of court fee and jurisdiction has been mentioned in the heading of the plaint and this Hon'ble Court has got jurisdiction to adjudicated upon the matter in hand.

M. Wiamma a **AYUB**  
Plaintiff *[Signature]*

Through  
**ATTESTED**

*[Signature]*  
**Mehboob ayub**  
Advocate High Court



Annex 11/3/1

*(Handwritten initials)*

**OFFICE OF THE  
DEPUTY COMMISSIONER,  
BUNER.**

No. 10941 /DC/Buner/1:stt/1:du.  
~~March~~ 05, 2018  
*June*

To: The District Education Officer,  
Buner.

Subject: Application in Respect of Mr. Bakht Gul, PSHT.

Memo: Please find herewith the self explanatory application submitted in this office by one Mr. Bakht Gul, PSHT, as enclosed for immediate report.

*(Handwritten signature)*  
ROHAT KHALIL  
Advocate High Court  
Lahwar at Dist Courts Dargah

*(Handwritten signature)*  
DEPUTY COMMISSIONER,  
BUNER.

حکومت جناب ڈی سی صاحب ضلع پونیر 1-6-2019

جناب عالی

موربانہ گزارش ہے کہ سب سے پہلی سٹیشن سال 1977 میں لائی گئی تھی۔ بیمار ہوا سٹی سٹیشن انڈین ریلوے ایسٹ ڈویژن (ایم ڈی) ریلوے ڈاکٹر نے چھڑھنے اور اسٹیشن سے منع کیا تھا۔ دفتر نرا میں سٹی ریلوے کے ساتھ رہتا ہے۔ ڈی۔ ڈی۔ ایچ جھنگی دے یا حیدر ٹرانسپورٹرز کے ساتھ رہتا ہے۔ کوکٹ کیمپ میں پوسٹ فالگ تھا تمام اسٹیشنوں میں سٹی ریلوے تھا لیکن نہ سٹی ریلوے پر ٹرانسپورٹرز اور نہ ڈیڑھ سٹی ریلوے پر تمام آفسران بالکل سے درخواست پر دستخط نہیں کیے تھے۔

اسی کے باوجود مجھ کو ایلرٹمنٹ اور 37 دن کی تنخواہ کا آرڈر دیا گیا۔ جب صبح نے دفتر سے رالپٹ کیا اور سٹی ایسٹیشن کے پورا تنخواہ پھر آدھ تنخواہ لیے گا۔ مندرجہ ذیل میں سے دن سے محنت گزارا گیا اور تنخواہ پھر آدھ اس ڈی ڈی اور محمد الودیع صاحب نے کہا اور پھر آدھ سے منقطع ہو گئے۔

پہلے سے آدھ ملے گا اور آدھ ملے گا۔ اس ڈی ڈی میں سے آدھ ملے گا اور آدھ ملے گا۔ وعدہ میں ملنے پر تنگ کر رہے ہیں۔ اس ڈی ڈی اور آدھ ملے گا۔ دفتر اس سلسلے میں بلائے۔ دفتر میں رہتے رہتے سزا نہیں ملنے کا غور کیا گیا۔ جناب والا براہ مہربانی اس پر بلا کر میرے عزیز ماں کے موروث سے قانونی طور سے لیتے ہیں۔

Office of the DC Bunkar  
4093 seek Report  
EA  
Signature

Handwritten signature and official stamp of the District Court, Bunkar.





(12)

BY FAX



OFFICE OF THE  
COMMISSIONER MALAKAND DIVISION  
SAIDU SHARIF SWAT

Tel# 0946-9240087  
Email: secretarytoamd@gmail.com

No. 4900 /2/39/Estt:  
Dated 17/09/2018

To: The Deputy Commissioner, Buner.

Subject: - PRESS CLIPPING/ COMPLAINT MR. BAKHTI GUL, PSHT, GPS BANDA, SUB-DIVISION DAGGAR.

Dear Sir,

I am directed to refer to your Memo: No.13775-76/D/6/DC(B)/Estt; dated 29.08.2018, on the subject noted above and to convey that the quarter concerned i.e District Education Officer (Male), Buner may be asked to initiate proper Departmental proceedings against the accused Government Servant under the Efficiency & Discipline Rules, 2011, please.

Yours faithfully,

*[Signature]*  
ASSISTANT TO COMMISSIONER (REVIGEN)  
MALAKAND DIVISION

No. 4901 /2/39/Estt:

Copy forwarded to the District Education Officer (Male), Buner with reference to above; for information and necessary action, please.

*[Signature]*  
ASSISTANT TO COMMISSIONER (REVIGEN)  
MALAKAND DIVISION

*[Signature]* Daggar

*[Signature]* P.M.

*[Signature]*

*[Signature]* 17/9/2018

*[Large Signature]*  
23/09/2018  
Vice-Chief  
Central District  
Swat, Dir.

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OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) DISTRICT BUNER

OFFICE ORDER.

WHEREAS Bakhli Gul PSHT GPS Inzargai was proceeded against under the Khyber Pakhtunkhwa Govt. Servants (Efficiency & Discipline) Rules, 2011 for the charges mentioned in the charge sheet and statement of allegations.

1. AND WHEREAS show cause notice was served to the accused teacher vide this office endst; No.6439-42 dated 14/11/2017

2. AND WHEREAS the reply of show case notice was found Irrational and unsatisfactory.

3. AND WHEREAS the Competent Authority (D.E.O Buner) after having considered the charges and evidence on record, and reply show case notice is of the view that the charges against the accused Teacher have been proved.

4. NOW, THEREFORE, in exercise of the powers conferred under Section 4(a)(ii)(iii) Govt; of Khyber Pakhtunkhwa Govt: Servants (Efficiency & Discipline) Rules 2011, the Competent Authority is pleased to impose minor penalty of "withholding of two Annual Increments i.e 2016 & 2017 for two years with cumulative effect and recovery w.e.f 2/8/2017 to 9/9/2017 due to Irregularity/dishonesty, wilful absence and having no regard for duty" upon Mr. Bakhli Gul PSHT GPS Inzargai with immediate effect.

Note:-

Necessary entry to this effect should be made in his service Book accordingly.

M. Zahid  
A.S.D.E.O.

Endst; No. 95-100

(BAKHT ZADA)  
DISTRICT EDUCATION OFFICER (M)  
BUNER.

Dated 28/12/2017.

Copy for information to :-

Provided to Books  
urgently

1. Director (E&SE) Khyber Pakhtun Khwa Peshawar.
2. Deputy Commissioner Buner.
3. District Monitoring Officer Buner.
4. Sub Divisional Education Officer (M) Daggar Buner with the direction to stop pay of the teacher concerned.
5. District Accounts Officer Buner.
6. Teacher Concerned.

DISTRICT EDUCATION OFFICER (M)  
BUNER

File  
28/12/17

*[Handwritten signatures and stamps]*

*(Handwritten initials and scribbles)*

The District Education Officer,

District Buner.

Sub; Inquiry about the complaint filed by the inhabitants of village Banda and a press clipping/  
complaint received from the Commissioner Malakand Division against Mr. Bakhti Gul PSHT GPS.

Banda

Sir,

In compliance with your letter Endst-No. 4452-56 /dated 27-09-2018, the inquiry team comprising Mr. Fazal Wahab, Principal GHSS Torwarsak and Mr. Iftikhar Javed SST GMS Wakilabad visited GPS Banda on 28-09-2018 at 10 am, regarding the subject cited above. We had a detailed discussion with Mr. Bakhti Gul PSHT and teachers of the concerned school on the issue. Face to face interviews in isolation with the school staff of the said school were also arranged. Furthermore a questionnaire specially designed for the purpose, was also used as a source of secondary information. On the basis of the above procedure and observations, an inquiry report was prepared which is submitted for your kind consideration and further necessary action. All the relevant statements of the officials concerned are attached with this inquiry report as supporting documents/ bundle of proofs.

Findings:

At the start of the proceeding during cross questioning, Mr. Bakhti Gul PSHT denied the allegations leveled against him and disowned the press statement against the SDEO Daggar. But when he was asked by the inquiry team why did he not issue a denial statement in the press in response to that press clipping, he could not reply satisfactorily. Instead he kept on making lame excuses and narrating irrelevant, baseless and self created stories. According to the statement of the teachers of the concerned school, the SDEO, Daggar had a pleasant and productive meeting with them on the day of his visit and his behavior was quite friendly and admirable. Neither he used abusive language nor was his mode aggressive. It was further revealed that the accused Head teacher fraudulently used their fake signatures in complaint against the SDEO, Daggar. As a matter of fact, complaints against the accused teacher have already been filed in DEO Office by the PTC members and inhabitants of village Banda about his poor performance and illegal and derogatory activities in the school premises. He was marked as "Absent" by the SDEO Daggar and IMU during their visits on several occasions. As a result, minor penalty of pay deduction was imposed upon him for absenteeism. Moreover, he was warned time and again verbally and in black and white. But

*Inquiry on 28/09/2018 with school staff as per above. Tong 28/09/2018*

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Stamp: **SECRET**  
District Education Officer  
Banda

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*[Handwritten signature]*

Whether he could mend his ways nor refrain from his wrong doings. Finally, a "show cause" notice was served upon him on 28-12-2017, which led to withholding of his two annual increments. Apart from this another dangerous and pathetic aspect of his personality is that he is not only a drug addict but also a drug trafficker.

**Conclusion:**

After analyzing the findings, facts and information obtained through various means, it can easily be concluded that the allegations made against Mr. Bakhti Gul PSHT are based on facts. He is lacking interest in his profession and could not give due attention to his responsibilities and obligations. He is not only indulged in violation of the rules and regulations but is also involved in criminal activities like fraud, drug addiction and drug trafficking. The teacher accused is a bad tempered, obstinate and stubborn fellow. He has been problematic, insolent and uncivilized with his high officials. He lacks the ethics how to talk to the superior officers. His behavior in this particular case is awkward and hostile towards the SDEO, Daggar. He is continuously intermingling facts and bent on entangling the high ups in irrelevant and baseless arguments. In view of the accumulated proofs Mr. Bakhti Gul PSHT was found guilty in violation of service rules and regulations, fraud and impersonation, drug addiction and drug trafficking. Hence there are ample and substantial evidences against the accused, which make him vulnerable and liable to exemplary punishment.

**Recommendations:**

Consequent upon the ground realities and based on the analysis of findings, conclusion and supporting documentary proofs the accused Mr. Bakhti Gul PSHT has been proved to be guilty of misconduct and inefficiency under the *Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules 2011*.

Hence a major penalty but comparatively less severe punishment of "compulsory retirement" is recommended for him.

**Inquiry Committee:**

*[Handwritten signature of Mr. Fazal Wahab]*

1: Mr. Fazal Wahab  
Principal  
GHSS, Torwarsak.

*[Handwritten signature of Iftikhar Javed SST]*

2: Iftikhar Javed SST  
GMS Wakilabad.

*[Handwritten signatures and stamps at the bottom of the page]*



### حکومت صواب اہلیہ جوی تو علی صلح کو

سائنس کتب خانہ دہلی، راجستھان پبلسنگز، جی 5 اس مائڈا صلح کو  
 انٹرنیشنل ریفرنس ڈی. ڈی. اے. ایویشن صلح کو  
 تدارکشی ہے کہ صواب اس ڈی، اے، او صا۔ جب معمول وقت سے آدھ گھنٹہ پہلے  
 سکول بڑا میں موجود تھا، میں اردن (اساتذہ کرام) میں سکول بڑا حاضر ہوا اسٹیلنگ  
 تو اس ڈی، اے، او صا۔ سب سے پہلے تمام رفا ڈھیلہ میں دست پائی تھیں پھر  
 علی سے خطاب تھا۔ اور تمام اساتذہ کرام نے سامنے مجھے صواب معمول دیکھی دیکھی  
 کہ آج میرا خلاف ڈی، اے، او صا۔ اور ڈی، اے، او صا۔ کو درخواستیں ہیں  
 اگر میرا خلاف آج تو میرا کوئی درخواستیں نہیں تو میرا خاندان اتنا شرم ہے  
 کہ وہ بھی میرا کوئی رفا ڈھیلہ اور آج میرا خلاف ان ضرورتوں سے باز نہیں  
 آئے تو میں نے آج صوبوں کی طرف سے لوگوں کو سنبھالایا۔

اور آج کو بھی ایسے ناظرین تھے جو ڈی، اے، او صا۔ کو بھی یہ ہیں علی کا  
 یہ باتیں کرتے ہیں کہ لوگوں کے مسائل ایسے ہوتے ہیں جو خود تھا۔

یہ صواب سے ہے جس میں 28 سب رابع 2018 کو برادر جعفران پیش آنا۔  
 تو آج صابان درخواستیں ہے کہ مجھے اس سے جان کا خطرہ ہے۔ لہذا ایسے خلاف  
 قانون کا رفا نہیں آ۔

لوہہ Chair زیر حتم

لوہہ [Signature] 15100623344-1

لوہہ [Signature] 15101-6698580-7

لوہہ [Signature] 15101-2673319-7

لوہہ [Signature] 15101-6652187-3

لوہہ [Signature]



بعدالت جناب سروس ٹریبونل خیبر پختونخوا ای کمپ کورٹ بمقام گلگدہ  
سیدو شریف ضلع سوات

سروس اپیل نمبر 799/18

عنوان:

بختی گل PSHT بنام ڈسٹرکٹ ایجوکیشن آفیسر (میل بونیر)

درخواست بمراد واپس لینے مقدمہ عنوان بالا

جناب عالی! ذیل عرض ہے۔

(۱) یہ کہ مقدمہ عنوان بالا عدالت حضور میں زیر سماعت ہے جس میں آج تاریخ پیشی مقرر

ہے۔

(۲) یہ کہ مقدمہ عنوان بالا میں سائل بختی گل PSHT مورخہ 13-03-2021 کو

ریٹائرڈ ہو چکا ہے۔

(۳) یہ کہ مقدمہ عنوان بالا میں چونکہ سائل بختی گل بسلسلہ تبلیغ گیا ہوا ہے۔

(۴) یہ کہ سائل / مدعی اب مزید مقدمہ بازی کرنا نہیں چاہتا اور مقدمہ بالا کو بلا مزید

کارروائی واپس لینا چاہتا ہے۔

لہذا استدعا ہے کہ بمنظوری درخواست ہذا مقدمہ بالا کو بلا مزید کارروائی

داخل دفتر کرنے / واپس لینے حکم صادر فرمایا جائے۔

عہدہ: \_\_\_\_\_ (بدر علی)

سائل: بختی گل PSHT

بذریعہ پسر خود برکت علی ولد بختی گل

سکنہ گاؤں کڑپہ تحصیل ڈگر ضلع بونیر

مورخہ 07-12-2021





**OFFICE OF THE DISTRICT EDUCATION OFFICER  
( MALE ) DISTRICT BUNER  
PHONE & FAX NO. 0939-510468  
EMAIL: edobuner@gmail.com**



**NOTIFICATION.**

Without prejudice to the legal remedies available to Provincial Government and in pursuance of Judgement of the Peshawar High Court, Peshawar dated 19.02.2020 in WP No. 5673-P/2019, Mr. Bakhti Gul PSHT GPS Mula Banda shall stand retired from Government Service on 28/2/2021, on Pre-mature basis, as his date of birth is 13.03.1971 subject to CPLA/Appeal of the Provincial Government, against aforementioned Judgement of Peshawar High Court and any order contrary as and when issued by the apex Court of Pakistan.

Sanction is hereby accorded to the grant of encashment of leave of LPR for (361 days), as due to admissible to him under the revised rules, 1981.

Note:- Necessary entry to this effect should be made in his service book accordingly.

**(IFTKHAR UL GHANI)  
DISTRICT EDUCATION OFFICER  
DISTICT BUNER.**

Endst: No. 1374-77

Dated. 13/3 /2021.

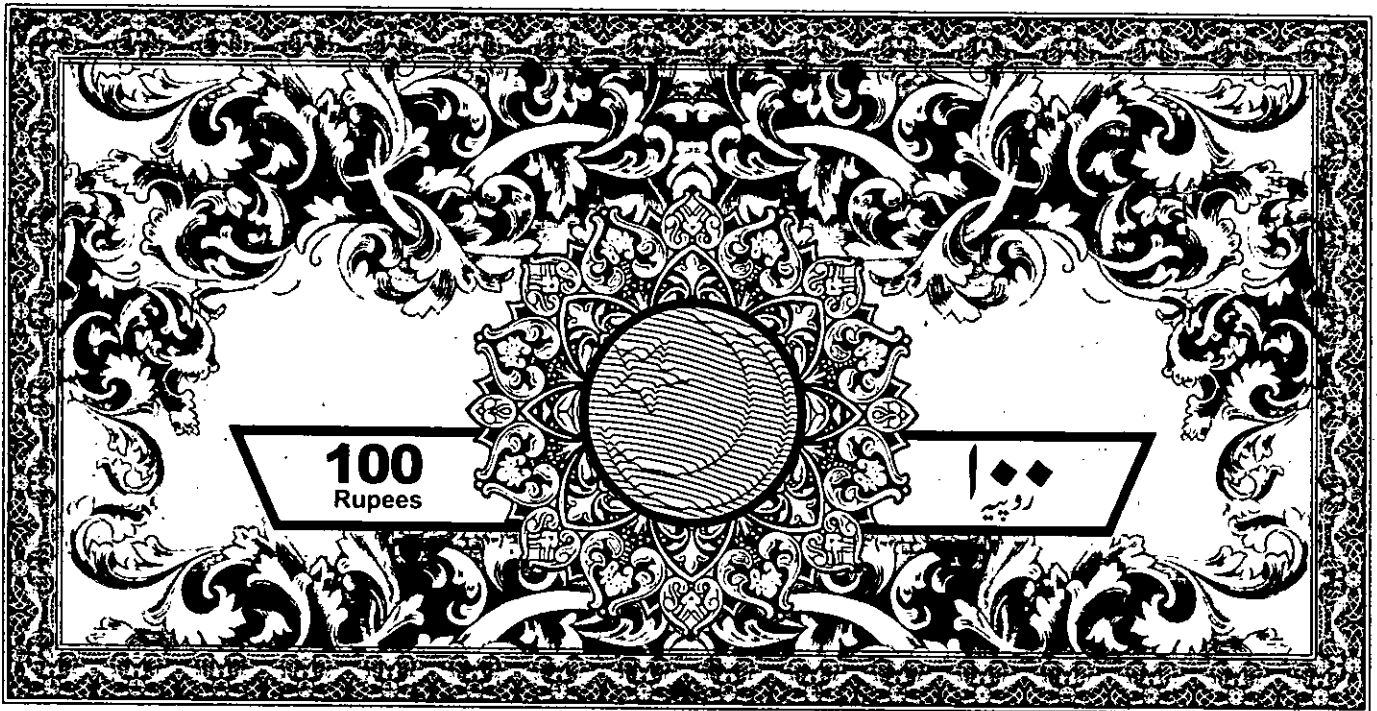
Copy forwarded for information to the;

1. District Accounts Officer Buner.
2. SDEO(M) Primary Concerned Buner.
3. Education Monitoring Authority EMA Buner.
4. Official Concerned.

**Sher Zada\***

**DISTRICT EDUCATION OFFICER  
DISTICT BUNER.**

13/3/21



**AFFIDAVIT**

I Mr. Bakhti Gul S/O Rahim Gul EX-PSHT GPS Mula Band<sup>a</sup> do hereby Solemnly declare an oath that I have no grievances and reservations against Education Department .

I therefore, solemn request for the withdrawal of service Appeal please.

BAKHTI GUL



(EX-PSHT) Mula Banda.

CNIC# 15101-6718551-7

DATE: 27/10/2021

**ATTESTED**  
Kamran Khan Arshad  
Oath Commissioner District Court  
Buner, District  
No:

1: Witness

Gul Ghani S/O Gulab Noor

NIC: 15101-4045593-1  
R/O Village Elai Burner

Dated: 28/10/2021

2: Witness.

Zartaj Khan S/O Mahsal  
Khan Village Nawakaly  
NIC: 15101-8130984-9

Dated: 28/10/2021

بجلی طر ملہ، محمد علی سکن کٹر، بونیر (میان ملٹی)

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27-10-2021

**Hanif Ullah**  
Stamp Vendor  
Distt: Courts Daggar Buner

*[Handwritten Signature]*

18 OCT 2021

D. S. Buner