

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

Service Appeal No. 931/2018

Date of Institution ... 20.07.2018

Date of Decision ... 09.06.2021

Abdul Rauf Ex-PST S/o Abdul Qadoos
GMS, Chappiri Jamrud Khyber Agency.

... (Appellant)

VERSUS

The Additional Director Establishment, Education Department
FATA, FATA Directorate Peshawar and six others.

... (Respondents)

Mr. NOOR MUHAMMAD KHATTAK,
Advocate

--- For appellant.

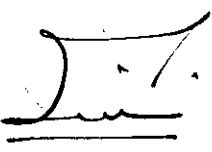
MR. ASIF MASOOD ALI SHAH,
Deputy District Attorney

--- For respondents.

MR. SALAH-UD-DIN ---
MR. ATIQ-UR-REHMAN WAZIR ---

MEMBER (JUDICIAL)
MEMBER (EXECUTIVE)

JUDGEMENT:


SALAH-UD-DIN, MEMBER:- The appellant has filed the instant Service Appeal against the impugned order dated 30.05.2018 passed by the appellate Authority, whereby the departmental appeal of the appellant was rejected and the order dated 24.08.2017 of removal of the appellant from service was upheld.

2. Briefly stated the facts are that the appellant joined Education Department as Primary School Teacher in the year 2007. Disciplinary proceedings were initiated against the appellant on the ground that he was receiving pension as Chowkidar as well as salary being posted as Primary School Teacher in Government Middle School Chappiri Jamrud, Khyber Agency. On conclusion of inquiry, the competent

Authority removed the appellant from service vide Notification bearing Endst: No. 829-40 dated 24.08.2017, which was challenged through filing of departmental appeal but the same was also dismissed vide order dated 30.05.2018, copy of which was received by the appellant on 12.07.2018. The appellant has now filed the instant Service Appeal, seeking the setting-aside of the above mentioned orders and his reinstatement in service with all back benefits.

3. Respondents submitted their comments, wherein it was alleged that the appellant has been rightly removed from service after conducting a proper inquiry and affording opportunity of personal hearing to the appellant.

4. Learned counsel for the appellant has argued that the appointment date of Chowkidar was 03.12.1975, while the date of birth of the appellant is admittedly 08.07.1977, therefore, it appears quite strange that the appellant was appointed as Chowkidar even before his birth; that the appellant was serving as Teacher in the Education Department through a regular recruitment process and served as such for a period of about ten years; that neither any opportunity of hearing was provided to the appellant nor the statements of any witnesses were recorded in his presence; that the disciplinary proceedings were conducted in a mechanical way by ignoring the mandatory provisions of Government Servants (Efficiency & Disciplinary) Rules, 2011; that the appellant had categorically denied the receiving of any pensionary benefits as Chowkidar and no evidence was bring on record in support of allegations against the appellant but even then he was wrongly and illegally removed from service; that the impugned orders are liable to be set-aside by reinstating the appellant in service with all back benefits. Reliance was placed on 2008 SCMR 1369, 2000 SCMR 1743, 2003 PLC (C.S) 365, 2013 PLC (C.S) 344 and 2004 PLC (C.S) 1003.

5. On the other hand, Learned Deputy District Attorney for the respondents has argued that the appellant was drawing salary as Teacher as well as pension as retired Chowkidar, therefore, disciplinary action was taken against him and he was rightly removed from service; that the disciplinary proceedings were conducted in

accordance with law and the inquiry officer had found the appellant guilty of the allegations leveled against him; that cogent and worth reliable evidence was collected against the appellant in support of the allegations leveled against him, therefore, the departmental appeal of the appellant was rightly dismissed.

6. Arguments heard and record perused.

7. A perusal of record would show that the appellant was appointed as Primary School Teacher and his date of birth as entered in his service book is 08.07.1977. The allegations against the appellant are that he was receiving salary as Teacher as well as pension as Chowkidar, however according to the record, the date of his appointment as Chowkidar has been mentioned as 03.12.1975, which is prior to his date of birth as mentioned in his service book maintained regarding his service as Primary School Teacher. The charge sheet bearing Endst:3028-34 dated 13.06.2017, issued by the competent Authority to the appellant would show that it is quite vague in nature. The competent Authority has initiated disciplinary action against the appellant, who was serving as PST at Government Middle School Chappiri Jamrud, however his designation in the charge sheet has been mentioned as *Chowkidar*, serving in Government Girls Primary School Gul Abad Jamrud, Khyber Agency. While going through the contents of the charge sheet, it appears that some of its paras are in the nature of final show-cause notice, while some of the paras are in the nature of charge sheet issued to an accused by the competent Authority at the time of initiation of disciplinary proceedings against an accused. Para-2 of the charge sheet is reproduced as below:-

"2. Due to the wrong information's and D.O.B of the concurred employee, on the recommendation of inquiry officer a major penalty under E&D Rules, 2011 imposed against you i.e "Removal of Service":

Similarly, para-3 of the charge sheet is reproduced as below:-

"3. By reasons of the above you are guilty of acts of omission under section rules-4(b)(iii) of Khyber Pakhtunkhwa Government Servants (Efficiency & Disciplinary) Rules, 2011, under the said rules

the inquiry officer recommended you for a major penalty i.e "Removal from Service" which can be imposed against you.

8. The above mentioned para 2 & 3 of charge sheet would show that inquiry against the appellant has already been conducted, however paras 4, 5 & 6 of the charge sheet would show that an inquiry committee consisting upon Mr. Gohar Khan, Principal GHS No. 2 Jamrud, Khyber Agency (Chairman) and Mr. Saleem Khan, Principal Government High School Sur Kamar, Khyber Agency (Member) was constituted for inquiry against the appellant. In this back drop, Mr. Gohar Khan Principal Government High School No. 2 Jamrud, Khyber Agency submitted an inquiry report dated 24.07.2017 to the competent Authority, which resulted in the removal of the appellant from service vide Notification bearing Endst: No. 829-40 dated 24.08.2017, issued by competent Authority. Nothing is available on record to show that the inquiry officer Mr. Gohar Khan Principal GHS No. 2 Jamrud, Khyber Agency had in any way associated the appellant with the inquiry proceedings conducted by him. Moreover, in the charge sheet, an inquiry committee consisting of Mr. Gohar Khan, Principal GHS No. 2 Jamrud, Khyber Agency (Chairman) and Mr. Saleem Khan, Principal Government High School Sur Kamar, Khyber Agency (Member) was constituted for inquiry against the appellant, however the inquiry report has been submitted only by Mr. Gohar Khan, Principal GHS No. 2 Jamrud, Khyber Agency. Neither any final show-cause notice was issued to the appellant nor any opportunity of personal hearing was afforded to him.

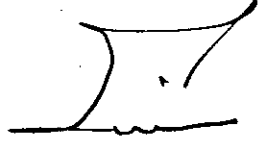
9. Keeping in view the nature of allegations leveled against the appellant, the department was required to have conducted regular inquiry by complying with the provisions of Government Servants (Efficiency & Discipline) Rules, 2011. The inquiry against the appellant has been conducted in a mechanical and slipshod manner which is tainted with serious legal lapses. The facts and circumstances of the case necessitate the conducting of a proper de-novo inquiry in to the matter.

10. Resultantly, the appeal in hand is allowed by setting-aside the penalty imposed upon the appellant. The appellant is reinstated in

service and respondents are directed to conduct de-novo inquiry into the matter, strictly in accordance with law within a period of ninety days of receipt of copy of this judgment. In case the respondents failed to conduct de-novo inquiry within the time as given by this Tribunal, the appellant will be entitled to all back benefits. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED
09.06.2021


(ATIQ-UR-REHMAN WAZIR)
MEMBER (EXECUTIVE)


(SALAH-UD-DIN)
MEMBER (JUDICIAL)

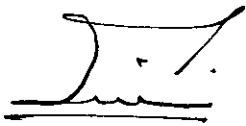
ORDER
09.06.2021

Appellant alongwith his counsel Mr. Noor Muhammad Khattak, Advocate, present. Mr. Munawar Khan, ADO alongwith Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present. Arguments heard and record perused.

Vide our detailed judgment of today, separately placed on file, the appeal in hand is allowed by setting-aside the penalty imposed upon the appellant. The appellant is reinstated in service and respondents are directed to conduct de-novo inquiry into the matter, strictly in accordance with law within a period of ninety days of receipt of copy of this judgment. In case the respondents failed to conduct de-novo inquiry within the time as given by this Tribunal, the appellant will be entitled to all back benefits. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED
09.06.2021


(ATIQ-UR-REHMAN WAZIR)
MEMBER (EXECUTIVE)


(SALAH-UD-DIN)
MEMBER (JUDICIAL)

31-12.2020


Due to summer vacation, case is adjourned to
18-3 .2021 for the same as before.


Reader

18.03.2021

Nemo for the appellant. Mr. Kabirullah Khattak, Additional Advocate General alongwith Mr. Munawar Khan, ADO for respondents present.

On the last date, the proceedings were adjourned upon the strength of Reader's Note. Notices shall, therefore, be issued to appellant/counsel for next date of hearing. Adjourned to 09.06.2021 for arguments before D.B.

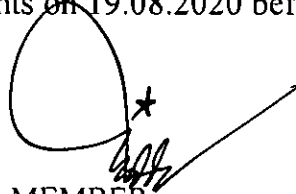

(SALAH-UD-DIN)
MEMBER (JUDICIAL)


CHAIRMAN

*Noted against
date. [Signature]
5/4/2021.*

10.06.2020

Counsel for the appellant present. Addl: AG for respondents present. Learned counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 19.08.2020 before D.B.


MEMBER


MEMBER

19.08.2020

Due to summer vacations, the case is adjourned to 29.10.2020 for the same.


Reader

29.10.2020

Proper D.B is on Tour, therefore, the case is adjourned for the same on 31.12.2020 before D.B.


Reader

11.12.2019

Clerk to counsel for the appellant present. Addl: AG for respondents present. Clerk to counsel for the appellant seeks adjournment due to general strike of the Bar. Adjourned. To come up for arguments on 10.02.2020 before D.B.


Member


Member

10.02.2020


Counsel for the appellant and Mr. Kabirullah Khattak, Additional AG alongwith Mr. Waheed Ullah, ADEO for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned to 31.03.2020 for arguments before D.B.


(Hussain Shah)
Member


(M. Amin Khan Kundi)
Member

31.03.2020

Due to public holiday on account of COVID19, the case is adjourned to 10.06.2020 for the same as before.


Reader

02.10.2019

Counsel for the appellant and Mr. Ziaullah, Deputy District Attorney alongwith Mr. Waheed Ullah, ADEO for the respondents present. Record mentioned in the previous order sheet dated 06.09.2019 has not been brought by the representative of the department. Representative of the department namely Waheed Ullah present in the court is strictly directed to furnish the said record in the next date positively. Adjourned to 05.11.2019 for record and arguments before D.B.


(AHMAD HASSAN)
MEMBER


(M. AMIN KHAN KUNDI)
MEMBER

05.11.2019

Counsel for the appellant present. Mr. Ziaullah, DDA alongwith Mr. Waheed Ullah, ADEO for respondents present. Representative of the respondents submitted copy of record which is placed on file. A copy of the same was also handed over to the learned counsel for the appellant. Learned counsel for the appellant seeks adjournment. Adjourn. To come up for arguments on 11.12.2019 before D.B.


Member



Member

Service Appeal No. 931/2018

06.09.2019

Appellant in person and Mr. Riaz Ahmad Paindakheil, Assistant AG for the respondents present. During the course of arguments learned Assistant Advocate General requested for adjournment on the ground that some material inquiry record is not available on the record and the representative of the department namely Fawad is also not present therefore, he requested that the respondents may be directed to direct the representative to attend the court and furnish all the copies of relevant record and also bring complete record. After giving Parcha Pashi to the appellant, the representative of the department namely Fawad appeared in the court and requested for Parcha Pashi. Learned Assistant AG stated at the bar that the non-appearance of the representative of the department at the time of arguments was deliberate and when he came to know that the case has been adjourned, later on he appeared for Parcha Pashi. Respondents are directed to appoint/depute any other honest representative or direct the present representative to attend the court at time and also produce all the relevant record including copy of departmental appeal, charge sheet, statement of allegation, inquiry report and show cause notice on the next date positively. Copy of this order shall be sent to Director Education FATA for compliance. To come up for record and arguments on 02.10.2019 before D.B.


(Hussain Shah)
Member


(M. Amin Khan Kundi)
Member

15.05.2019

Appellant alongwith his counsel and Mr. Kabirullah Khattak, Additional AG alongwith Mr. Daud Jan, Senior Scale Stenographer for the respondents present. Learned counsel for the appellant submitted rejoinder and seeks adjournment for arguments. Adjourned to 11.07.2019 for arguments before D.B.



(AHMAD HASSAN)
MEMBER



(M. AMIN KHAN KUNDI)
MEMBER

11.07.2019

Appellant with counsel and Mr. Muhammad Jan learned Deputy District Attorney present. Learned counsel for the appellant seeks adjournment. Adjourn. To come up for arguments on 06.09.2019 before D.B.



Member



Member

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Service Appeal No. 931/2018

11.12.2018

Appellant in person present and submitted Vakalat Nama of Mr. Noor Muhammad Khattak, Advocate. The same is placed on record. Mr. Kabirullah Khattak, Additional AG for the respondents present. Representative of the department is not in attendance therefore, notice be issued to the respondents with the direction to direct the representative to attend the court and submit written reply on the next date positively. Adjourned. To come up for written reply/comments on 17.01.2019 before S.B.

MA

**Muhammad Amin Khan Kundi
Member**

17.1.2019

Counsel for the appellant and Addl. AG alongwith Daud Jan, Superintendent for the respondents present.

Comments on behalf of respondent No. 6 & 7 have been submitted which are relied upon by representative of rest of the respondents. To come up for arguments before D.B on 29.03.2019. The appellant may submit rejoinder, if so desires, within a fortnight.

[Signature]

Chairman

29.03.2019

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 come up for rejoinder and arguments on 15.05.2019 before D.B.

[Signature]
**(HUSSAIN SHAH)
MEMBER**

[Signature]
**(M. AMIN KHAN KUNDI)
MEMBER**

29.08.2018

Counsel for the appellant Abdur Rauf present. Preliminary arguments heard. It was contended by learned counsel for the appellant that the appellant was serving in Education Department as Primary School Teacher. It was further contended that during service he was removed from service vide order dated 24.08.2017 by the competent authority on the allegation that he was also serving as Chowkidar in Education Department and was receiving double benefits package. It was further contended that the appellant filed departmental appeal undated which was rejected on 05.06.2018 and received the same to the appellant on 12.07.2018 hence, the present service appeal on 20.07.2018. It was further contended that the appointment order of the Chowkidar namely Abdur Rauf was not the appellant but he was some other person. As the date of birth of the appellant is 1979 while other alleged person Abdur Rauf was appointed as Chowkidar in 1977. It was further contended that neither proper inquiry was conducted nor opportunity of personal hearing and defence was provided to the appellant therefore, the impugned order is illegal and liable to be set-aside.

The contention raised by the learned counsel for the appellant needs consideration. The appeal is admitted for regular hearing subject to deposit of security and process fee within 10 days, thereafter notice be issued to the respondents for written reply/comments for 25.10.2018 before S.B.

Appellant Deposited
Security & Process Fee

25-10-18

MA
(Muhammad Amin Khan Kundi)
Member

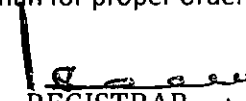

*Due To Retirement of Honorable Chairman
The Tribunal is non functional therefore
The case is adjourned To come up before
The same on 11-12-18*

Reader

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 931/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	24/07/2018 24-7-2018	<p>The appeal of Mr. Abdul Rauf resubmitted today by Syed Noman Ali Bukhari 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</p>
2-		<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>29-8-2018</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>

24-10-18

[Faint handwritten notes and signatures at the bottom of the page]

The appeal of Mr. Abdul Rauf Ex-PST son of Abdul Qadoos GMS Chapri Jamrud Khyber Agency received today i.e. on 20.07.2018 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days:

1- Addresses of respondent No. 1, 2 and 4 are incomplete which may be completed according to the Khyber-Pakhtunkhwa Service Tribunal rules 1974.

No. SA/1455/S.T.

Dt. 20/07/2018.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Syed Noman Ali Bukhari Adv. Pesh.

Sir,

all objections were removed & file re-submitted.



24-7-18

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

APPEAL NO. 931 /2018

Abdul Rauf

V/S

Education Deptt: FATA

INDEX

S.NO.	DOCUMENTS	ANNEXURE	PAGE
1.	Memo of Appeal	-----	1-04
2.	Copy of service Book	A	05-12
3.	Copy of charge sheet	B	13
4.	Copy of inquiry report	C	14
5.	Copy of impugned order	D	15
6.	Copy of departmental appeal	E	16
7.	Copy of Application	F	17
8.	Copy of Rejection order	G	18-24
9.	Copy of documents	H	25-45
10.	Wakalat nama	26

APPELLANT

THROUGH:

(Signature)
(SYED NOMAN ALI BUKHARI)

(Signature)
(UZMA SYED)

ADVOCATES, HIGH COURT.

1

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

APPEAL NO. 931 /2018

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 1185

Dated 20/07/2018

Mr. Abdul Rauf Ex-PST S/o Abdul Qadoos
GMS, Chapri Jamrud Khyber Agency.

(Appellant)

VERSUS

1. The Additional Director Esstablishment, ~~Education Dept. FATA~~, *FATA Directorate Peshawar*
2. The Deputy Director (Estab), FATA Directorate, ~~Education Dept. FATA~~, *Peshawar*
3. The Deputy Director Colleges, FATA Directorate, ~~KP Peshawar~~
4. The Assistant Director Litigation, FATA Directorate, ~~Education Dept. FATA~~, *Peshawar*
5. The Secretary Education FATA Secretariat Peshawar.
6. The Director Education (FATA)secretariat, Warsak Road ,Peshawar.
7. The Agency Education Officer Khyber Agency at Jamrud.

(Respondents)

Filed to day
Sondhet
Registrar 20/7/18

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE ODER DATED 24.08.2017 WHEREBY THE APPELLANT HAS BEEN REMOVED FROM THE SERVICE AND AGAINST THE ORDER DATED 30.05.2018, RECEIVED BY APPELLANT THROUGH APPLICATION ON 12.07.2018 WHEREBY THE DEPARTMENTAL APPEAL OF THE APPELLANT HAS BEEN REJECTED FOR NO GOOD GROUNDS.

Re-submitted to day
and filed.

Registrar
24/2/18

PRAYER:

THAT ON THE ACCEPTANCE OF THIS APPEAL, THE ORDER DATED 24.08.2017 and 30.05.2018 MAY PLEASE BE SET ASIDE AND THE APPELLANT MAY BE REINSTATED IN TO SERVICE WITH ALL BACK AND CONSEQUENTIAL BENEFITS. ANY OTHER REMEDY, WHICH THIS AUGUST TRIBUNAL DEEMS FIT AND APPROPRIATE THAT, MAY ALSO, BE AWARDED IN FAVOUR OF APPELLANT.

RESPECTFULLY SHEWETH:

1. That the appellant joined the Education department as PST in year 2007 and 10 year service on his credit. **The copy of service book is attached as Annexure-A.**
2. That the charge sheet was served upon the appellant. Further it is added that no proper inquiry was conducted if any then the appellant not associated with the inquiry neither any of the statement was recorded nor record examine in presence of the appellant, which is against the law and rules and not provided any inquiry report to the appellant which is also against the law, the same has been handed over to the appellant when he submitted application for the rejection order. **Copy of the charge sheet and inquiry report is attached as Annexure-B & C.**
3. That thereafter, without show cause and personal hearing the appellant was removed from the service vide order dated 24.08.2017 and against which, the appellant filed departmental appeal, but the same was also rejected on 30.05.2018 and received by appellant through application on 12.07.2018 by getting knowledge for no good grounds. **(Copies of impugned order, departmental appeal, Application and rejection order are attached as Annexure-D, E, F & G).**
4. That now the appellant come to this august Tribunal on the following grounds amongst others.

GROUND:

- A) That the orders dated 24.08.2017 and 30.05.2018 are against the law, facts, norms of justice and material on record, therefore not tenable and liable to be set aside.

- B) That the appellant has been condemned unheard and has not been treated according to law and rules.
- C) That no proper regular inquiry was conducted if any then the appellant not associated with the inquiry, neither the statement recorded in presence of appellant nor was the chance of cross examination provided to the appellant and also not provided the inquiry report to the appellant and without final show cause notice the impugned order was passed which is against the law and rules and norms of justice.
- D) That the opportunity of personal hearing and personal defense was not provided to the appellant.
- E) That the appellant has 10 years service on his credit, so the penalty of removal from service is very harsh which is passed in violation of law and, therefore, the same is not sustainable in the eyes of law.
- F) The appellant is well qualified person and all the documents and NIC provided by the appellant is original not fake and never provided any wrong information to the department and it is impossible for the appellant to got job before his birth. Further it is added that the appellant was appointed by the competent authority after scrutiny of the record its mean that the appellant was legally appointed and no fault on the part of the appellant, thus so the appellant cannot be removed from the service in fanciful manner, without any fault on the part of the appellant, so the impugned order is not warrant by the law and liable to be set aside. **Copy of the documentation is attached as annexure-H.**
- G) That the name of the appellant and appellant's father name is similar as to Ex-Chowkidar employee is not the fault of the appellant it can be possible the name and father name be same. Further it is added that , it is not the fault of the appellant and the appellant has no malafide intention and double benefits was never received by the appellant.
- H) That the appellant has not been treated according to law and rules.
- I) That the appellant seeks permission to advance others grounds and proofs at the time of hearing.

4

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

[Handwritten Signature]
APPELLANT
ABDUL RAUF

THROUGH:

[Handwritten Signature]
(SYED NOMAN ALI BUKHARI)
[Handwritten Signature]
(UZMA SYED)
ADVOCATE, HIGH COURT.

(For use in Police Department only)

1) Passed B.Ed. Exam: from AIOL
 Heirs: Islamabad under Roll No. IC 608,5767
 1. marks obtained 519/900 session
 Autumn, 2001. Result declared on
 2. -12-8-2002. Verified vide No. F-151
 Exams/LC/V) 200/0215 dt 28-12-2008.
 3. ✓

Agency Education Officer

Verification Roll No. Kyber Agency at Jamrud

received back

2) passed C.Com: Examination from
 The N.W.F.P. Board of Technical
 Edu: Pesh: under Roll No. 17111
 session, 1994(A) marks obtained
 287/650 dt: -11-2-95. Verified
 No. 1629 dt: 29-7-2007

4) passed B. Com: Examination
 from University of Peshawar
 under Roll No. 1402 Session, 1998(A)
 Marks obtained 635/1200 2nd Division
 dated 6-10-98. The certificate
 verified vide No 2654 dt: 12-12-07
 from University
 of Pesh.

Agency Education Officer

Kyber Agency Jamrud.

Agency Education Officer

Kyber Agency Jamrud.

Qualification Date

3) passed D. Com: Examination from
 The NWFP Board of Technical
 English Edu: Pesh: under Roll No. 38916
 Session, 1995 (S) Mark obtained
 290/750 dt: 18-11-96. Verified
 Pushto No 1629 dated 24-7-07

5) passed ~~M.A.~~ Exam M.Com: Examin
 from University of Pesh. Under
 First Arts Roll No. 10 Session, 2002 (A)
 in 2nd Division result
 declared on 26-5-2003. The
 B.L. or B.A. Certificate of Degree
 verified from Pesh. University vide
 letter no 2654 dt: 12-12-07
 Pleadershp examination

Urdu

Agency Education Officer
Kyber Agency Jamrud

Agency Education Officer
Kyber Agency Jamrud

Plan-drawing

6) passed P.Tc Examination from
 RDE Edu: Department NWFP
 Finger Print Pesh: under Roll No. 1156
 Session, 2000 Marks obtained 830/1200.
 Result declared on 31-3-2001 Verified
 Drill Instructing No. 4782 dt: 18-8-07

Training School Final examination

Other qualifications—

1) passed SSB Examination from The
 BPS Education Peshawar under Roll
 No. 13951 Session, 1993 (A) Marks
 obtained 450/850 dt: 7-8-1993

Court Duties

Agency Education Officer
Kyber Agency Jamrud

Reserve Duties

Agency Education Officer
Kyber Agency Jamrud

P. No. 00411943

NIC No. 21202-82175.46-3.

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.

Name: Mr. Abdus Rauf.

Race: Kuki Khel (Afridi)

Residence: village: chappari Sikandar Khel Tehsil Jamrud
Khyber Agency.

Father's name and residence: Abdul Qudus (as above).

Date of birth by Christian era as nearly as can be ascertained: 8-7-1977 (Eight July one Thousand nine hundred and seventy seven).

Exact height by measurement: 5-6

Personal marks for identification: Scar wound fore head.

Left hand thumb and Finger impression of (Non-Gazetted) officer:

Little Finger:

Ring Finger:

Middle Finger:

Fore Finger:

Thumb:

Signature of Government Servant: *[Signature]*

[Stamp]

10. Signature and designation of the Head of the Office, or other Attesting Officer.

[Signature]
Agency Education Officer
Khyber Agency Jamrud

1	2	3	4	5	6	7	8	9
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 "p"	Date of appointment	Signature of Government Servant.	Signature and the head of other attes in attesta columns
SPS Tameez Zahida Khan Killi Jamrud P.T.C post.		BPS No. 7	Rs. 2555/-	Rs. 2555-140-	6755)	1/6/2007	<i>[Signature]</i>	
—		Rs. 2695/-	BPS 7 (3530-190-	9230)		1/12/2007	<i>[Signature]</i>	
—		Rs. 3720/-				1/7/2008	<i>[Signature]</i>	
—		Rs. 3910/-				1/12/2008	<i>[Signature]</i>	
—		Rs. 4100				1/12/2009	<i>[Signature]</i>	
—		Rs. 4290				1/12/2010	<i>[Signature]</i>	
—		Rs. 7080/-				1/7/2011	<i>[Signature]</i>	
—		Rs. 7400/-				1/12/2011	<i>[Signature]</i>	
—		Rs. 7720/-				1/12/2012	<i>[Signature]</i>	
—		Rs. 8040/-				1/12/2013	<i>[Signature]</i>	

ATTESTED

P.T.O

9 Signature and Designation of the head of the office or other attesting officer in attestation of columns 1 to 8	10 Date of termination or appointment.	11 Reason of termination such as promotion, transfer, dismissal, etc.)	12 Signature of the head of the office or other attesting officer.	13 Leave		14 Signature of the head of the office or other attesting officer	15 Reference to any recorded punishment or censure or 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 debit to another Government			
					Period			Government to which debit to
	30/11/2007	A/Proc.				<p>Appointed against P.Te post in BPS No. 7 (CR: 2555-144-6755) plus usual allowances on contract basis at A.P.S. Tanso Zabita Khan Killi Tirah vide A.E.O. Khyber Endst: No. 3748-53 dated 30-5-2007</p> <p>Agency Education Officer Khyber Agency Jamrud</p> <p>T 330 dt: 14.11.07 ✓ Drawn Rs. 25129/- on acc of pay & allow up to 6/07 to 10/07</p> <p>Comm. 14/11/07 Agency Accounts Officer Khyber Agency Jamrud 15/11/07</p> <p>Rs. = 16500 + 4700 Convey allowance of 17631/- 06/09/07 Agency Accounts Officer Khyber Agency Jamrud</p> <p>SERVICES VERIFIED From 1-6-2007 to 30-11-2012 From the Pay Bills & other record of this office.</p> <p>Agency Education Officer Khyber Agency, at Jamrud</p>		
	30/6/08	Revision of pay						
	30/11/08	A/Proc.						
A.E.O. Khyber	30/11/2009	A/Proc.	A.E.O. Khyber					
A.E.O. Khyber	30/11/2010	A/Proc.	A.E.O. Khyber					
A.E.O. Khyber	30/6/2011	Revision of pay	A.E.O. Khyber					
A.E.O. Khyber	30/11/2011	A/Proc.	A.E.O. Khyber					
A.E.O. Khyber	30/11/2012	A/Proc.	A.E.O. Khyber					
A.E.O. Khyber	30/11/2013	A/Proc.	A.E.O. Khyber					
A.E.O. Khyber	21/8/14	upgraded BPS No. 14						

ATTESTED

1 Name of post	2 Whether substantive or officiating and whether permanent or temporary	3 If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	4 Pay in substantive post	5 Additional Pay for officiating	6 Other emolument falling under the term "P"	7 Date of appointment	8 Signature of Government Servant
GPs Tando Zabita Khan							
<u>Revised BPS-14 (8000-610-26300)</u>							
Rs 8610 PM							
22 ⁸ / ₁₄							
Revised Entry due to upgraded B/Pay Scale							
BPS-14 (8000-610-26300)							
Rs 8000/PM							
1 ⁷ / ₂₀₁₂							
Rs 8610 PM							
1 ¹² / ₂₀₁₂							
Rs 9220 PM							
1 ¹² / ₂₀₁₃							
Rs 8360/PM							
1 ¹² / ₁₄							
Revised BPS 07 (7490-415-19940)							
Rs 10810/PM							
1 ⁷ / ₁₅							
Rs 11225/PM							
1 ¹² / ₁₅							
Revised BPS 07 (9220-510-24520)							
Rs 13810/PM							
1 ⁷ / ₁₆							

ATTESTED

Handwritten signatures in the right margin of the table.

8 Signature of Government Servant	9 Signature and Designation of the head of the office or other attesting officer in attestation of columns 1 to 8	10 Date of termination or appointment.	11 Reason of termination such as promotion, transfer, dismissal, etc.)	12 Signature of the head of the office or other attesting officer.	13 Leave		14 Signature of the head of the office or other attesting officer	15 Reference to any recorded punishment or censure or 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
	A.E.O. Khyber								
		30 ¹¹ / ₂₀₁₂	Alinc					<p>SERVICES VERIFIED From 1-12-12 To 31-11-2013 From the Pay Bills & other record of this office.</p> <p>Agency Education Officer Khyber Agency at Jamrud</p> <p>UNDER TAKING</p> <p>do hereby give an undertaking to the Effect that if any over payment is made to me on the Basis of award of BPS w.e.f. I shall be bound to re pay from my pay/pension and gratuity</p> <p>Designation _____ Signature _____</p> <p>ATTESTED</p> <div style="border: 1px solid black; padding: 5px; margin: 5px;"> Upgraded vide SO (B&A)-18/E& SE/ 2012 Dated 11/07/2012 & AEO Khyber Endost: No.6105/12 dated 04/07/2014 From BPS to with immediate effect. </div> <div style="border: 1px solid black; padding: 5px; margin: 5px;"> Upgraded vide SO (B&A)-18/L& SE/ 2012 Dated 11/07/2012 & AEO Khyber Endost: No. dated 22/08/2014 From BPS to with immediate effect. </div>	
		30 ¹¹ / ₂₀₁₃	Alinc						
		30 ¹¹ / ₁₄	Alinc						
	A.E.O. Khyber	30 ⁶ / ₁₅	pay Reversion	A.E.O. Khyber					
		30 ¹¹ / ₁₅	Alinc						
		30 ⁶ / ₁₆	pay Reversion						

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 "p"	7 Date of appointment	8 Signature of Government Servant.	9 Signature and other attest in attestation columns
	upgrade	BPS 12	(7000-500-22000)					
			Rs 8000/-			1 ¹² / ₁₂	<i>[Signature]</i>	
	pre-mature inc		Rs 8500/-			2 ¹² / ₁₂	<i>[Signature]</i>	
			Rs 9000/-			1 ¹² / ₁₃	<i>[Signature]</i>	
			Rs 9500/-			1 ¹² / ₁₄	<i>[Signature]</i>	
		BPS 12	(9055-650-28555)					
			Rs 12305/-			1 ⁷ / ₁₅	<i>[Signature]</i>	
			Rs 12955/-			1 ¹² / ₁₅	<i>[Signature]</i>	
		BPS 12	(11140-800-35140)					
			Rs 15940/-			1 ⁷ / ₁₆	<i>[Signature]</i>	

Agency Education Officer
Khyber Agency at Jamrud.

[Signature]

ATTESTED

(12)

9. Name and Designation of the head of the office or other attesting officer in attestation of columns 1 to 8	10 Date of termination or appointment.	11 Reason of termination such as promotion, transfer, dismissal, etc.)	12 Signature of the head of the office or other attesting officer.	13 Leave		14 Signature of the head of the office or other attesting officer	15 Reference to any recorded punishment or censure or 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		
<p>PN no 2135 dt 21/10/16 upgraded in BPS-12 w.e.f 2/12/12 to 30/9/16 BPS-122029/</p> <p><i>[Signature]</i> Agency Accounts Officer</p>					<p>Abdur Rauf</p> <p>do hereby give an undertaking to the effect that if any over payment is made to me on the basis of award of BPS-12 w.e.f 1-12-12 I shall be bound to repay the same with interest and gratuity</p> <p>Designation <u>PS-1</u></p>		<p><i>[Signature]</i> ATTESTED</p>
					<p>UPD Vice 28/11 (Fazal...) Enos No 7122-10-7-1-7-12 From BPS-12 to BPS-12</p> <p><i>[Signature]</i> ATTESTED</p>		



AGENCY EDUCATION OFFICE
KHYBER AGENCY AT JAMRUD

NO. _____
DATE- _____ /2017

13

CHARGE SHEET

I, Muhammad Jadoon Khan, the Agency Education Officer, in the capacity of competent authority under Khyber Paktunkhwa Government Servants (Efficiency and Discipline) Rules 2011, hereby do charge sheet; Mt: Abdul Rauf Chowkidar GGPS Gul Abad Jamrud Khyber Agency as follow:

1. You was receiving double benefits/packages as an employee in Education Department FATA Khyber Agency one as a Chawkidar at GGPS Gul Abad Jamrud and another as PST, at GMS Chappiri Jamrud.
2. Due to the wrong information's and D.O.B of the concurred employee, On the recommendation of Enquiry Officer, a major penalty under E&D rules 2011 imposed against you i.e "Removal of Service".
3. By reason of the above you are guilty of acts of omission under section rules-4 (b) (iii) of of Khyber Pakhtunkhwa Government Servant (Efficiency and Disciplinary) rules 2011, under the said rules the enquiry officer recommended you for a major penalty i.e "removal from service" which can be imposed against you.
4. Your written defense, if any, should reach the Enquiry committee mentioned below within 7 days not more than 15 days failing which it shall be presumed that you have no defense to put in and in that case ex-parte action shall be taken against you.
5. Intimate whether you desire to hear in person.
6. Statement of allegation described in Para 1) above.

Enquiry Committee

1. Mr: Gohar Khan-V/Principal GHS No.2 Jamrud (Chairman) Cell No.03339330321
2. Mr: Saleem Khan, Principal GHS Sur Kamar (Member) Cell No:08469271680

(MUHAMMAD JADOON KHAN)
AGENCY EDUCATION OFFICER
KHYBER AGENCY AT JAMRUD

Endst No. 3028-34 Dated 13 /06/2017.

Copies forwarded to the:- Copies forwarded to the:-

1. Director of Education FATA Peshawar.
2. Political Agent Khyber Agency at Peshawar.
4. Principal G.G.H.S Gul Abad Jamrud.
6. Mr:Gohar Khan V.Principal G.H.S No.2 Jamrud.
7. Mr:Saleem Khan Principal G.H.S Sur Kamar Jamrud.
8. AAEO Concerned.
9. Office Copy

ATTESTED

AGENCY EDUCATION OFFICER
KHYBER AGENCY AT JAMRUD

ENQUIRY REPOT:

OC 51

The Agency Education officer,
Khyber Agency at Jamrud.

Subject: **CHARGE SHEET TO MR-ABDUL RAUF (PST) GMS CHAPPARI JAMRUD:**

Memo;

Reference Letter No:3028-34 Dated: 13-06-2017 AEO office Jamrud, the double benefits of the above named employee as PENSIONER AS Chowkidar and PST Teacher in present time, were awarded to him and by the DCS system of Agency Account office Jamrud Khyber Agency, he was pointed out through Account office Jamrud and referred this case to AEO Khyber for further investigation.

INQUIRY REMARKS:

An Enquiry was carried out by Mr.Saleem Khan Principal GHS Sur Kamar Jamrud and he recommended for the major penalty due to fake & wrong entries of D.O.B and double benefits. The Enquiry repots has given full details about his Ex-service as chowkidar where his D.O.B was 06-12-1947 and was appointed as chowkidar on 03-12-1975 before his real birth (08-07-1977), mentioned by his own statement. [Flag-A]

2ndly, after the retirement of first service on 30-12-2001 (RETIREMENT DATE). The concerned employee got PENSION wef 01-07-2001 up to 30-06-2016. During this period, he got 2nd service (appointment) as PST teacher at GMS Chappari Jamrud on 01-06-2007 mentioned by his written reply to the Questioner [Flag-B]

PERSONAL HEARING:

For his personal hearing, the concerned person visited GHS Jamrud No.2 on 18-07-2017 and presented/offered the above two written statements i-e Flag-A & B. He further confessed that he has done two jobs, an Ex-chowkidar and PST teacher but he informed me that he is totally unaware to the first service and blaming his elders because at the time of ist appointment he was not born.

RECOMMENDATION:

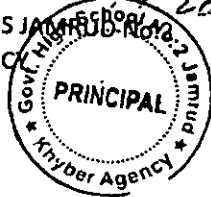
After thoroughly investigation and documental proofs, the basic recommendation of the previous Enquiry Report was totally based on facts with complete documental proofs.

So, the under signed has no any adverse remarks and the previous recommendation should be carried according to the E&D rules-2011.

Moreover, by keeping the Academic & professional record of the person, the competent authority has a power to facilitate the person by his optimistic approach on humanitarian ground.

ENQUIRY OFFICER

Mr.GOHAR KHAN
PRINCIPAL GHS JAMRUD No.2
KHYBER AGENCY



ATTESTED



Agency Education Office
Khyber Agency at Jamrud

PHONE. 091-5820265 FAX 091-5820265

NOTIFICATION

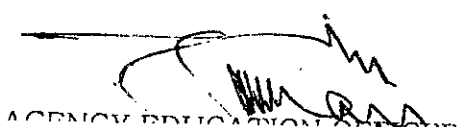
1. WHEREAS the Agency Education Officer Khyber Agency had come to know through Agency Accounts Office Khyber Agency at Jamrud vide their letter No. Pension/Khy/2016-17/359 dated 27/04/2017 that Mr:Abdul Rauf P.No.411943 receiving the benefits/packages as an employee in Education Department FATA Khyber as an Ex.chawkidar at GGPS Gul Abad Jamrud and another as a PST at GMS Chapri Jamrud
2. AND WHEREAS The undersigned held an inquiry to proceed in to the matter and the factual position of the case vide this office letter No.1766 Dated 24/03/2017, then the undersigned received an inquiry report from the inquiry officer Mr:Saleem Khan V Principal GHS Sur Kamar vide Letter No.Nil Dated 30/05/2017. After that the undersigned issued charge sheet to the official concerned vide AEO Endst No.3028-34 dated 13/06/2017 to defend his case and Mr:Gohar Khan V/Principal GHS No.2 nominated as an inquiry Officer.
3. The enquiry Officer Mr:Gohar Khan V/Principal GHS No.2 submitted complete report to the undersigned vide No. Nil Dated 24/7/2017 and recommended the official concerned for following measures/penalty.
4. By reason of the above, you are guilty of acts of omission and commission under section (b) of rules 3 and said rules have rendered yourself liable to all or any of the penalties specified in rules 4 of the rules ibid.
5. NOW THEREFORE In exercise of the powers conferred under Rules-9 of Khyber Pakhtunkhwa Government Servants (Efficiency and Disciplinary) 2011, the competent Authority, Agency Education Officer Khyber, is pleased to impose a major penalty "removal from service" upon Mr:Abdul Rauf PST GMS Chapari and Ex.Chowkidar GGPS Gul Abad Jamrud Khyber Agency with immediate effect.

(MUHAMMAD JADOON KHAN)
AGENCY EDUCATION OFFICER
KHYBER AGENCY AT JAMRUD

Endst No. 229-40 Dated 24/08/2017

Copy forwarded to the:-

1. Additional Chief Secretary FATA Secretariat Peshawar.
2. Secretary SSD FATA Peshawar.
3. Director of Education FATA Peshawar.
4. Political Agent Khyber Agency at Peshawar.
5. DD(M&E) Directorate of Education FATA Peshawar.
6. Agency Accounts Officer Khyber Agency at Jamrud.
7. All AAEOs Local Office.
8. Pension Section AEO Khyber for further process.
9. Female Accounts Section.
10. Superintendent /Accountant for entry in her service book.
11. Official concerned.
12. Office Copy.


AGENCY EDUCATION OFFICER
KHYBER AGENCY AT JAMRUD
ATTESTED

بخدمت جناب ڈائریکٹر ایجوکیشن فاٹا ورسک روڈ پشاور خیبر پختونخواہ۔

اییل / درخواست برائے بحالی نوکری (پی-ایس-ٹی گورنمنٹ مڈل سکول چیری، جمروڈ خیبر ایجنسی)

جناب عالی!

مودبانہ گزارش ہے کہ سائل کورنمنٹ مڈل سکول چیری، جمروڈ خیبر ایجنسی میں بحیثیت پی-ایس-ٹی، 1 مئی، 2007ء سے اپنی ڈیوٹی سر انجام دے رہا ہے۔ سائل کو اپنے ڈیپارٹمنٹ سے فروری، 2017ء میں معلوم ہوا کہ ان بی کے نام پر آج سے 42 (بیالیس) سال پہلے (سائیل کی پیدائش سے ایک سال پہلے) انہی محکمہ تعلیم میں ایک کلاس-4 کی پوسٹ پر نوکری کر چکے ہیں۔ جو کہ دفتر ہذا نے میرے پیدائش سے پہلے میرے نام پر کروائی تھی۔

جناب والا! سائل آپ صاحبان کو واضح کرنا چاہتا ہے کہ آج سے 42 سال (سائیل کی پیدائش سے ایک سال پہلے) فاٹا-جمروڈ کے دفتر کی سربراہان نے ایک ایسا بندہ میرے ہم نام بنا کے بھرتی کیا تھا جو کہ ان کی وجود بھی نہیں ہے۔ سائیل اس بات کی بھی تصدیق کرتا ہے کہ ان کے نام پر پہلی نوکری کی نہ کوئی معاوضہ ملا اور نہ ابھی تک ایک روپیہ تنخواہ یا پنشن وغیرہ ملا ہیں۔

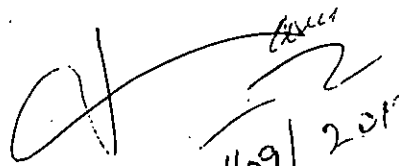
جناب والا! مزید یہ کہ سائل اس بات کی بھی تحریری تصدیق کرتا ہے کہ ان کے لف شدہ شناختی کارڈ، تاریخ پیدائش اور دوسرے اہم دستاویزات (جس میں پروفیشنل اور تعلیمی اسناد شامل ہیں) بالکل ٹھیک ہیں اور اس کے علاوہ اس کے کسی دوسرے نام پر نہ کوئی شناختی کارڈ بنا ہوا ہے اور نہ کوئی دوسری تعلیمی یا پروفیشنل دستاویزات ہیں۔

جناب والا! سائل ایک کوالیفائیڈ سکول ٹیچر ہونے کے ناطے عرض کر رہے ہیں کہ آپ کے صوابدیدی اختیارات کو مدنظر رکھ کر ان کی پوری کزنراور مالی حالت کو حفاظت دے کر سائل کو بحال کرنے کی احکامات صادر فرمائیں۔

سائل ہمیشہ آپ کی مشکور اور دعاگو رہے گا۔

الغرض

آپ کا تابع فرمان عبدالروف ولد عبدالقدوس پی-ایس-ٹی گورنمنٹ مڈل سکول چیری جمروڈ خیبر ایجنسی۔


01/09/2017

The Agency Education officer
Khyber Agency.

Subject: Allotment/providing
copy of Rejection order of Appeal.

Sir,

Respectfully stated that, I got knowledge
from FATA Secretariat that my
Departmental Appeal was Rejected
by Appellate Authority But I ~~did~~
Didn't get any Rejection order.
I need the copy of Rejection order
for my Personal/Record file.

Therefore kindly provide me
a copy of Rejection letter for
Further Proceedy and Record.

I

ATTESTED

Kind Regards,

Abdul Rauf

Ex. Post Chappari

Mr. [Signature]

12/07/10

[Signature]

12/7/2012



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(18)

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

No. 8360-63 Date Pesh: the 15/6 /2018.

E-6/

To

1. The Agency Education Officer
Khyber Agency.
2. The Agency Education Officer
Orakzai Agency.
3. The Agency Education Officer,
Mohmand Agency.
4. The Additional Agency Education Officer
Lower/Central Kurram.

Subject;

**MINUTES OF APPELLATE COMMITTEE REGARDING DISPOSAL OF
DEPARTMENTAL APPEAL**

I am directed to refer to the subject cited above and to enclose herewith a photocopy of minutes of appellate committee regarding disposal of departmental appeals in respect of dismissed/removed from service teachers of yours agency for information and necessary action please.

Endst: No. _____ /-.
Copy forwarded to the :-

Copy PA to Director Education FATA.

S/C *[Signature]* 05/6/18
Deputy Director (Estab)

Dated Peshawar the _____ /2018.

Deputy Director (Estab),

[Signature]
Recd on 12/7/18

[Signature]
ATTESTED

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(19)

Minutes of the Meeting Regarding Disposal of Departmental Appeal / Representation

Meeting of Committee was held on 22/12/2017 at 11:00 AM in the office of the Chairman in order to examine/scrutinized the appeals submitted by appellants against the dismissal/removal order passed by Agency Education Officers on various grounds mentioned in the impugned orders, the following attended the meeting.

Additional Director (Estab)..... (Chairman)

Deputy Director (Estab).....(Member)

Deputy Director (Colleges).....(Member)

Assistant Director Litigation (Member)

The appellants were provided opportunity of hearing one by one keeping in view principles of natural justice. The Committee after perusal of the record available and discussion on each issue unanimously agreed to submit the following recommendation for approval of Competent Authority.

1. Gul Afshan Ex-T.T

The appellant was initially appointed on 03/09/2007 at GGPS Zawa School Khyber Agency. The contention of the appellant that she was detailed GGPS Sheikh Wal and according to her own statement she performed her duty there but during the hearing proceeding when she was asked to produced the re-deployment order to the above mentioned school the appellant kept "Mum" and pretended to have been directed by the authorities verbally to perform her duty in GGPS Sheikh wal, the appellant also conceded and admitted that she remained absent from duty and paid monthly rupees to the then Assistant Agency Education Officer Female Miss.Shahnaz who were involved in instigating and encouraging the teachers to remain absent from duty and to pay her monthly portion of their salaries. The removal order dated 16/11/2017 have been issued by the Competent Authority after fulfillment of all codial formalities therefore the same may be recommended as intact and the appeal in hand is order as regretted. Moreover the allegation against Mst.Shehnaz the then Female Assistant Agency Education Officer at Khyber Agency has to be probed by the concerned Agency Education Officer through an independent inquiry.

30/5/18

2. Irum Naz Ex-PST:

The appellant was appointed on 25/08/2006 at GGPS Muhammad Hassan Bara Khyber Agency. She was removed from service on account of willful absence from duty feeling aggrieved the appellant preferred appeal to Director Education FATA and proper opportunity of hearing was provided to the appellant, during the

ATTESTED

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(20)

course of proceeding the appellant admitted before the committee that she remain absent from duty due to law and order situation in the area and later on she was directed verbally by the then Agency Education Officer to perform in Kalanga School upto 2009 and on closing of said school she performed duty in Sarband area. In 2016 school was shifted to Bara again. The committee when thoroughly heard the appellant inquired about her duty since January-2016 to November-2017 but the appellant was in no position to support her stance and stated that whether she was remained absent as inquiry officer directed her not to attend the duty.

Keeping in view all the codial formalities fulfilled by the Agency Education Officer and the Educational status of FATA, children which is highly at stake due to such absenteeism of teachers who often pretend to take shelter under the pretext of law & order situation and just receiving salaries at the cost of poor children of FATA but did not bother to perform their duties therefore the authorities will have no option but to proceed against all those involved in un-authorized and willful absence from duty, therefore, in view the above observations, legal and factual position of the case, fresh/de novo enquiry may be conducted by Directorate of Education FATA and then may be proceeded according to the recommendation of the enquiry committee.

3. Sana Bibi Ex-T.T:

The appellant was removed from service on account of willful absence from duty vide order dated 16/11/2017. She did not appear before the committee so office representative is directed to inform the concerned appellant for the next date of hearing along with complete record of the case.

4. Mst. Abida Waqar, Ex-PST:

(11) 2004/3575/08

The appellant was appointed on 29/06/2006 in GGPS Misal Khan Shalman Landi Kotal Khyber Agency and removed from service on account of willful absence from duty vide order dated 16/11/2007 feeling aggrieved she filed appeal before Director Education FATA and was properly rendered opportunity of hearing to defend her stance before the committee, during hearing she stated that she was initially redeployed verbally to GGPS Wahid Shah School on 03/02/2011. She openly admitted before the committee that she had not regularly performed her duty in GGPS Wahid Shah. After the appellant was thoroughly heard by the committee she was inquired about her duty since January-2016 to November-2017 and the appellant conceded her absence from duty during all this period. Keeping in view the codial formalities fulfilled by the Agency Education Officer and the negligent and indifferent attitude of the appellant towards her national sacred duty the committee recommended her appeal as **regretted** and also recommended to issue a circulation by the Director of Education FATA to all Agency Education Officers to conduct weekly and monthly visits of schools in their

ATTESTED

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respective agencies and check the absenteeism cases with in a parameters of law/rules.

4. Mst. Faheema Ex-PST:

The appellant was appointed in GGPS Aka Kheil Zawa Misa Bara Khyber Agency and removed from service on account of willful absence from duty vide order dated 16/11/2017 feeling aggrieved of the impugned order she preferred departmental appeal and was provided opportunity for hearing keeping in view principal of natural justice. The appellant frankly admitted that she remained absent from duty as she monthly paid a portion of his salary to the then female AAEO name Mst. Shehnaz in lieu of her absence from duty for consecutive three years. She also produced attendance register for the month of April, May, September, October and November 2017. In view of her express admission and codal formalities fulfilled by the Agency Education Officer. **The committee recommends that in case of verification of the attendance register by the enquiry committee, only three (03) increments will be forfeited and the removal order will set-aside, otherwise, the removal order issued by the AEO concerned will be remained intact.** The committee also recommended that the Agency Education Officer concerned to proceed as per rules against the said officials (Mst. Shehnaz) who were alleged to be involved in such corrupt practices and doing harm to the poor and vulnerable section of society which is no more in a position to bear the difficulties of time but the authorities who have their constitutional obligations to bring back the de-railed Educational system of FATA into a line leading towards the betterment of Education in FATA, therefore the concerned AEO is also recommended to take initiative against the said Ex- AAEO Female within parameters of law/rules.

5. Mst. Bibi Janan, Ex-PST:

11
30/5/18

The appellant was appointed in GGPS Khanan Mela Orakzai Agency and was verbally informed the committee to have been compulsory retired from service due to willful absence from duty although according to the appellant she regularly performed her duty upto 2015 but in absence of record the committee therefore directed the office representative to ask the Agency Education Officer concerned to produced the relevant record pertain to the appellant case and the appellant was also directed to produce duty certificate upto 2015 and any other document upon which she relied, her appeal is deferred to a next date for provision of record.

6. Mst. Bibi Hawai Noor, Ex-PST:

The appellant appeal have already been disposed of by the Committee previously however she was given the opportunity again in which she requested to consider her re-adjustment on community PST post but as she lacks professional qualification of PST from recognized institution therefore her this request cannot be entertained and also there is verdict of Supreme Court of Pakistan were Skill

ATTESTED

17

22

Development Councils certificates which is not acceptable for appointment purposes any more therefore the appeal in hand is recommended to be regretted.

9. Mst. Wajiha Gul, Ex-PST:

The appellant was appointed as communal school teacher at GCPS Abdul Karim Killi and later on regularized on 30/05/2017 and adjusted at Sida Jan Bara Khyber Agency, during the course of hearing the appellant frankly admitted the fact of her absence from the duty and admitted that the school was far away, therefore she could not attend the duty, appeal in hand recommended to be regretted.

8. Murad Ali Sher, Chowkidar:

The appellant was appointed on the post of Chowkidar at GPS Alam Sher Mohmand Agency, he was removed from service vide order dated 29/01/2016, feeling aggrieved prefer departmental appeal he was given opportunity of hearing according to the principal of natural justice in order to support his stance. The appellant was found absent from his duty, and proper inquiry was conducted by the AEO concerned, the inquiry committee also submitted its report on 05/01/2016 finding the appellant as defaulter subsequently notices were served upon the appellant by the concerned Agency Education, Officer but the appellant failed to appear before the concerned Authority to explain for his willful absence, therefore he was proceeded as per rules. The committee unanimously agreed to recommend the case of the appellant as regretted.

11/04/2018

10. Gul Bahadar Ex-PST:

The appellant was appointed as PST teacher in Kurram Agency in 1994, subsequently applied for extra ordinary leave without pay w.e.f 01/11/2004 to 31/08/2008. The committee without going into details that whether his leave was properly sanctioned at that time or not inquired from the appellant that whether he had resume his duty or not when his leave was expired, the appellant admitted that he did not performed his duty as he settled now in Islamabad. The indifferent attitude of the appellant did not entitle him for any relief under the law as after lapse of 10 long years he had preferred an appeal which is a time barred issue, as during all these years he remained absent from duty and presumed to have been removed from services with retrospective effect. The question that whether he has been served any notice or not have been meet out over here before this committee as the committee provided him opportunity of hearing and the appellant was in no position to support his stance, therefore the committee recommend to declare him as removed from service and his appeal is recommended to be regretted.

10. Muhammad Arif Ex-A.T:

The appellant concerned during course of hearing admitted before the committee that he remains abroad since 2007 to 2010 without prior approval from sanctioning authority. The serious question which has to be investigated through

ATTESTED

(23)

Impartial inquiry that the salaries received by the appellant has been recovered or not should also be settled by the concerned Agency Education Officer as being custodian of National Exchequer. The department is under constitutional obligation to have a strict check over such cases and made every Endeavour to recover a single penny from those who have illegally withdrawn from the national exchequer. The appellant was provided an opportunity of hearing also a statement of allegations was shown to him therefore no question arise as to codial formalities and the appellant is presumed to have been removed from services on account of willful absence from duty and the appeal in hand is recommended to be regretted.

11. Abdu Rauf Ex-PST:

The Appellant was working as PST teacher in Khyber Agency and removed from services on account of receiving dual financial benefits from national Exchequer as he was charged sheeted on the ground previously got financial benefits as Chowkidar at GGPS Gul Abad Jamrud and PST teacher at GMS Chappiri Jamrud. Consequently inquiry committee was nominated and appellant was found defaulter.

The Agency education officer after fulfillment of necessary cordial formalities proceeded for removal from services vide order dated 24.8.2017 feeling Aggrieved Appellant preferred departmental Appeal and was provided Opportunity of hearing.

The Appellant whose name is Abdur Rauf S/O Abdul Qadoos merely denied the Allegations leveled against him but when he was confronted to produce any evidence in support of his stance but he was found answerless.

The committee found that the person who got himself retired as chowkidar from Education Department Jamrud Khyber Agency was name as Abdul Rauf s/o Abdul qadoos and the one who was working as PST was also abdul rauf s/o abdul qadoos and the Appellant did not denied the similarities of names and parentage, more over proper inquiry had also been conducted and input of Agency Account office has also endorsed the one got financial benefits as Chowkidar and the one working as PST teacher having a double role on the part of the appellant, and cannot be entitled for any relief under the law, this being the position lead the committee to conclusion that the Appeal is liable to be dismissed and recommended to be regretted.

11 *as per 30/5/18*

13. Mr Zahir Hassan EX.DM

The Appellant was ordered as compulsory retired from services on account of his being abroad without prior approval of competent authority. The brother of the appellant appeared before the committee and informs the committee that the appellant is still abroad this being the position the appeal in hand is regretted.

[Signature]
ATTESTED

14. Mad Ali Ex.PST

The Appellant was appointed as PST in Orakzai Agency and his services was disposed of by the Agency Education officer concerned on account of submission of bogus certificate at the time of appointment in order to get illegal advantage over others deserving candidates, during proceeding it was confirmed from litigation section that the Appellant has also submitted Writ petition No.4067-P/2016 which is pending Adjudication before Peshawar high court therefore committee unanimously decided to regret his appeal.

15. Molvi Kamal-Ud-Din Ex-TT:

The Committee was informed that the appellant was appointed as TT in GMS Sando Khel Mohmand Agency in the year 1983 and due to his illness he could not performed his duty and resultantly his salary was stopped by concerned authorities w.e.f 1990. The Appellant knocked the door of the department after a lapse of long 28 years which is badly time barred and regretted, as the appellant never bother to approached proper forum for leave neither bother to apply for retirement on medical ground, so strong presumption is that he was remained absent from duty willfully, the appeal in hand is recommended to be regretted in capital letters.

Additional Director (Estab)

Mad Ali 30/5/18

Deputy Director (Estab)

[Signature] 30/5/18

Deputy Director (Colleges)

Molvi

Assistant Director Litigation

Samsreena 30/05/18

ATTESTED

S. No. PBR- 0055620



Roll No. 13951

BOARD OF INTERMEDIATE AND SECONDARY EDUCATION



Peshawar N.W.F.P. Pakistan
Secondary School Certificate Examination
SESSION 1993 (ANNUAL)
(HUMANITIES GROUP)

THIS IS TO CERTIFY THAT Abdul Rauf

Son/Daughter of Abdul Quddus Haji

and a student of Govt. Higher Secondary School No. 1 Jamrud Khy: Agency

has passed the Secondary School Certificate Examination

of the Board of Intermediate and Secondary Education, Peshawar held in April 1993

as a *Regular candidate*. He/She obtained 450 Marks out of 850

and has been placed in Grade C Representing Good

The Candidate passed in the following subjects.

- | | | | |
|------------|---------------------|---------------------|-----------------|
| 1. English | 3. Islamiyat | 5. Gen: Science | 7. Isl: Studies |
| 2. Urdu | 4. Pakistan Studies | 6. Gen: Mathematics | 8. Pashto |

He/She has been awarded Grade B on the basis of internal assessment by the Institution concerned.

Date of birth according to admission form is Eighth July
one thousand nine hundred and Seventy Seven (8.7.1977)

Assit. Secretary
7th August, 1993.

HEAD MASTER
G.M.S.C. Jamrud Khyber Agency

Secretary

This certificate is issued without alteration or erasure.

Board of Intermediate & Secondary Education PESHAWAR

DETAILED MARKS CERTIFICATE Secondary School Certificate Examination

(GENERAL GROUP)

Session 1993 (Annual/Supplementary)

Name Abdul Rauf
Father's Name Abdul Qadool Roll No. 13951
Haji

SUBJECT	Total number of marks allotted	MARKS OBTAINED	
		In figures	In words
1. English	150	49	/
2. Urdu	150	56	
3. Islamiyat Comp:	75	51	
4. Pakistan Studies	75	31	
5. Gen: Mathematics	100	73	
6. General Science	100	46	
7. <u>SS</u>	100	82	
8. <u>Pa</u>	100	62	
Total	850	450	Fifty only

This certificate is issued errors and omissions excepted.

Prepared by [Signature]

Checked by [Signature]

Date _____ 19____

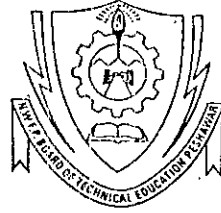
Controller of Examinations

Board of Intermediate & Secondary Education

PESHAWAR

Attested
[Signature]
HEAD MASTER
M S Chappari Jamrud
Khyber Agency

N.W.F.P. Board of Technical Education



PESHAWAR - PAKISTAN

CERTIFICATE IN COMMERCE EXAMINATION

SESSION 1994

(ANNUAL / ~~SUPPLEMENTARY~~)

This is to certify that

MISS/MR. ABDUL RAUFDAUGHTER/SON OF MR. HAJI ABDUL QADDUSREGISTERED NO. GCTI/J/93-5220OF THE GOVT:COMMERCIAL TRAINING INSTITUTE JAMRUD

HAS PASSED THE CERTIFICATE IN COMMERCE (ACCOUNTS GROUP) EXAMINATION OF THE N.W.F.P. BOARD OF TECHNICAL EDUCATION, PESHAWAR HELD IN THE MONTH OF MAY 1994 BY SECURING 287/650 MARKS AND WAS PLACED IN "D" GRADE.

THE CANDIDATE PASSED IN THE FOLLOWING SUBJECTS:

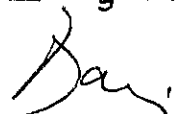
ACCOUNTS GROUP

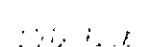
- | | |
|--|--------------------------|
| 1) ENGLISH | 5) PRINCIPLE OF ACCOUNTS |
| 2) URDU | 6) ACCOUNTING |
| 3) ISLAMIYAT / PAK. STUDIES | 7) BUSINESS ARITHMETIC |
| 4) ENGLISH / URDU TYPEWRITING | |

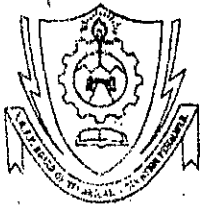
In recognition thereof this

CERTIFICATE IN COMMERCE

is awarded to her/him at Peshawar

on the 11th day of FEBRUARY 1995.Peshawar 11.2.1995.

 ASSISTANT SECRETARY


 SECRETARY



N.W.F.P. BOARD OF TECHNICAL EDUCATION

2-BABAR ROAD, PESHAWAR CANTT.

DETAIL MARKS CERTIFICATE

CERTIFICATE IN COMMERCE (ACCOUNTS GROUP)

B.No. _____

S.No. _____

(28)

NAME OF CANDIDATE Abdul Rauf

FATHER'S NAME H. Abdul Wadaius.

ROLL NO. 17111 SESSION, ANNUAL/SUPPLEMENTARY, 19 A 1994

NAME OF THE INSTITUTE G.C.T. 1. Jampur

S. No.	SUBJECTS	TOTAL MARKS	MARKS OBTAINED	
			IN FIG.	IN WORDS
1.	English	100	44	
2.	English Typewriting	150	70	
3.	Principle of Commerce	100	46	
4.	Urdu Language	100	50	
5.	Islamic/Pakistan Studies	50	21	
6.	Accounting-I	100	43	
7.	Business Arithmetic	50	13	C.M.
TOTAL MARKS		650	287	Two Hundred & Eighty Seven

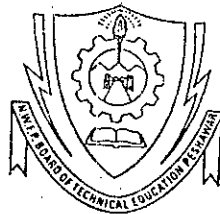
Attested
H. M. S. Chappari Jampur
HEAD MASTER
G.M.S. Chappari Jampur
Khyber Agency

Prepared by [Signature]

Checked by _____

[Signature]
SECRETARY OFFICER

N.W.F.P. Board of Technical Education



PESHAWAR-PAKISTAN

DIPLOMA IN COMMERCE EXAMINATION

SESSION 1995

(ANNUAL/SUPPLEMENTARY)

This is to certify that

MRS/MR. ABDUL RAUF

DAUGHTER/SON OF MR. HAJI ABDUL QADDUS

REGISTERED NO. GOTTI/J/93-5220

OF THE GOVT: COMMERCIAL TRAINING INSTITUTE JAMRUD

HAS PASSED THE DIPLOMA IN COMMERCE EXAMINATION OF THE N.W.F.P. BOARD OF TECHNICAL EDUCATION, PESHAWAR HELD IN THE MONTH OF NOVEMBER, 1995 SECURING 290/750 MARKS AND WAS PLACED IN "E" GRADE.

THE CANDIDATE PASSED IN THE FOLLOWING SUBJECTS.

ACCOUNTS GROUP

- | | |
|--|---------------------------|
| 1) ENGLISH | 6) ACCOUNTING |
| 2) URDU | 7) BANKING |
| 3) ISLAMIYAT/ PAK. STUDIES | 8) ELEMENTS FOR STATISTIC |
| 4) ECONOMICS OF PAKISTAN | 9) APPLIED ACCOUNTS |
| 5) ENGLISH / URDU TYPEWRITING/ELEMENT FOR STATISTICS / DATA PROCESSING ON COMPUTER | |

Attested
Hajji
HEAD MASTER
G. M. Chappari Jamrud
Khyber Agency

In recognition thereof this

DIPLOMA IN COMMERCE

is awarded to her/him at Peshawar

on the 18th, day of NOVEMBER, 19 96

Peshawar 18.11.1996

[Signature]
ASSISTANT SECRETARY

[Signature]
SECRETARY



N.W.F.P. BOARD OF TECHNICAL EDUCATION

2 - BABAR ROAD, PESHAWAR CANTT.

DETAIL MARKS CERTIFICATE

DIPLOMA IN COMMERCE (ACCOUNTS GROUP) (NEW COURSE)

B. No. 714

S. No. 2536

NAME OF CANDIDATE Abdul Rauf

FATHER'S NAME H. Abdul Qadir

ROLL NO. 38916 ANNUAL/SUPPLEMENTARY, 19 95

NAME OF THE INSTITUTE G.C.T.I Jamrud

S. No.	SUBJECTS	TOTAL MARKS	MARKS OBTAINED	
			IN FIG:	IN WORDS
1.	English Language	100	34	
2.	Urdu	100	34	
3.	Islamic/Pak Study	50	20	
4.	Economics	100	33	
5.	Type//Elements of Statistics/ Data Processing on Computer.	150	60	
6.	Accounting II	100	34	
7.	Banking	100	42	
8.	Applied Accounts	50	33	
	TOTAL MARKS	750	290	Two Hundred & ninety

Prepared by [Signature]

Checked by [Signature]

Attested
[Signature]
HEAD MASTER
G.M.S.I. Haddari Jamrud
Khyber Agency

[Signature]
SECURITY OFFICER

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

University of Peshawar
(Pakistan)

Session ANNUAL 1998

ABDUL RAUF Son of ABDUL QADUS and a student
of GOVT COLLEGE OF COMMERCE JAMRUG KHAYBER AGENCY having passed the
prescribed Examination held in JULY 1998, is this day admitted by the
University of Peshawar to the Degree of
Bachelor of Commerce
in the SECOND Division

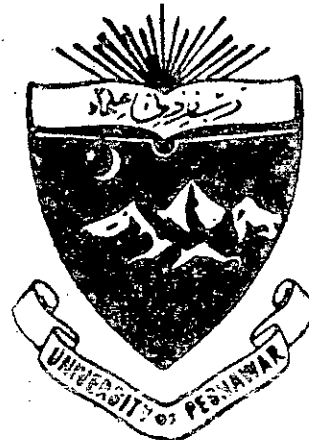
The Examination was taken as a whole / in parts

Serial No. 003972

Registered No. 56-8001-46

Roll No. 1402

Result Declared on 10/08/98



Attested
[Signature]
HEAD MASTER
G.M.S Chappari Jamrug
Khyber Agency

[Signature]
M. Iqbal Khan
Registrar

Countersigned

[Signature]
Vice-Chancellor

32

NO 001912



UNIVERSITY OF PESHAWAR
(PAKISTAN)
Detailed Marks Certificate
Bachelor of Commerce Part - I, Annual Examination 1998

Mr / Ms. Abdul Rauf Roll No. 12

S U B J E C T S	Maximum Marks	Marks Obtained		
		In Figures	In Words	
1. Business Communications	100	40	Forty only.	
2. Economics	100	51	Fifty one.	
3. Accounting	100	40	Forty only.	
4. Banking and Finance	100	55	Fifty five.	
5. Fundamentals of Business	100	65	Sixty five	
6. Statistics	100	58	Fifty eight.	
Total :		600	309	Three hundred & nine only.

Errors and omissions are subject to subsequent rectification.

The Examination was passed as a Whole / By Parts.

M. Javed Khan

Controller of Examinations
University of Peshawar

Date: 06 OCT 1998

Attested
Hungry
HEAD MASTER
C. M S Chappari Jamruo
Khyber Agency



UNIVERSITY OF PESHAWAR
(PAKISTAN)
Detailed Marks Certificate
Bachelor of Commerce Part - II, Annual Examination 1998

Mr / Ms..... Abdul Rauf Roll No. 1402 Division Second

S U B J E C T S	Maximum Marks	Marks Obtained	
		In Figures	In Words
1. Islamiyat and Pakistan Studies	100	71	Seventy one
2. Income Tax	100	56	Fifty six
3. Accounting - II	100	40	Forty only
4. Economic Problems of Pakistan	100	60	Sixty only
5. Auditing and Company Law	100	53	Fifty Three
6. Cost Accounting	100	46	Forty Six
B.Com. Part - I	600	309	Three hundred & nine
<small>Errors and omissions are subject to subsequent rectification.</small>			
Total :	1200	635	Six hundred & thirty five

The Examination was passed as a Whole / By Parts.

Date: 06 OCT 1998

M Jamil Khan
Controller of Examinations
University of Peshawar

Attested
Hameed
HEAD MASTER
M S Chappari Jamruo
Khyber Agency

34

Handwritten signature

University of Jharkhand (Patna)

Session Annual 2002

This is to certify that

Abul Faiz son of Hasi Abul Qudus

and a student of Quaid-e-Azam College of Commerce, University of Jharkhand having passed the prescribed examination in JANUARY 2003 is this day admitted by the University of Jharkhand to the Degree of

Master of Commerce

in the Second Division

The Examination was taken ~~at~~ *at* ~~at~~ *at* in parts

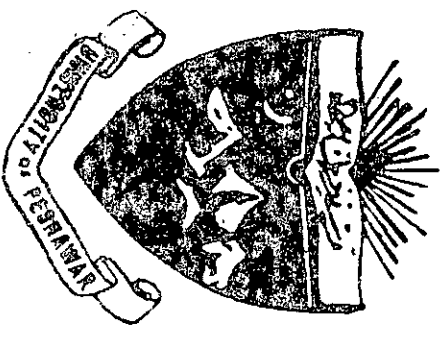
Specialisation: Accounting Group
Management Group

Serial No: 001413

Registered No. 96-8001-46

Roll No. 10

Result declared on MAY 26, 2003



Attested
Handwritten signature
HEAD MASTER
J.M.S. Chappari Jamrud
Khyber Agency

Handwritten signature
Registrar

Countersigned

Handwritten signature
Vice-Chancellor

UNIVERSITY OF PESHAWAR

23
No. 3066021

(PAKISTAN)

Roll No. 10



Detailed Marks Certificate

M.Com.

Examination 2002

(Annual/Supplementary)

Name Abdul Rauf

FATHER'S NAME Abdul Qaddus Haji

Certified that candidate secured the following marks and is placed in Second Division.

S U B J E C T S	MAXIMUM M A R K S	M A R K S O B T A I N E D	
		In Figures	MARKS IN WORDS
1. Financial Management	100	52	Fifty Two
2. Managerial Economics	100	61	Sixty One
3. Industrial Management	150	80	Eighty Only
4. Marketing Management	150	98	Ninety Eight
	Total	500	291
		Two Hundred & Ninety One	

Errors & omissions are subject to subsequent rectification.

The examination was passed ~~as a Whole~~ / in Parts

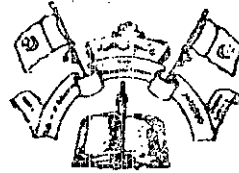
Date 26 MAY 2003

Attested
[Signature]
HEAD MASTER
M.S Chappari Jamruo
Khyber Agency

[Signature]
Controller of Examinations
University of Peshawar

(26)

GOVERNMENT COLLEGE OF EDUCATION FOR ELEMENTARY TEACHERS (FATA)
JAMRUD (KHYBER AGENCY)



Provisional Certificate

Serial No. 509 Admission No. 3593 Session 99-2000
Certified that Mr. Abdul Rauf S/o Abdul Qader
of Khyber Agency/F.R. a was declared Passed/Failed in the P.T.C./L.M./C.T.
Examination held by the Registrar Departmental Examination N.W.F.P. Peshawar on 4-7-2000
Under Roll No. 1156 Obtaining 830 Marks out of Total 1200 Marks.
and was placed in the 1st Division.

Subjects in which failed x

The Examination was taken as a whole / ~~in~~ Parts.

His Conduct during the Session was Good

Dated 31-3-2001

Controller of Examination Qureshi

Checked by Vazir

Attested
Hamid

HEAD MASTER
M S Chappari Jamrud
Khyber Agency

N. Khan
Principal
Govt. College of Education,
for Elementary Teachers (FATA)
Jamrud (Khyber Agency)

S. No.

01399

37

Departmental Examinations Education Department



NWFP

Detailed Marks Certificate

Training Classes Examination PTC

Name Abdur RaufSession 2000Father's name Abdul QadirRoll No. 1156

Subject	Maximum Marks	Marks obtained		
		Internal	External	Total
1. Principles of Education & Method of Teaching	100			70
2. Child Development & Counselling	100			70
3. School Organisation & Classroom Management	100			60
4. Language and Method of Teaching	100			81
5. Mathematics & Method of Teaching	100			67
6. Science & Method of Teaching	100			71
7. Social Studies & Method of Teaching	100			78
8. Islamiyat & Methods of Teaching	100			72
9. Art & Craft, Art & Methods of Teaching	100			69
10. Health and Physical Education	100			56
11. Teaching Practice	200			136
Total	1200			830

Note: Errors/omissions excepted.

Passed/Failed PASSED Division _____Prepared by _____Checked by _____Date of Declaration of Result 31-3-01

Registrar
Departmental Examinations Education Department
NWFP, Peshawar

Attested

HEAD MASTER
C. M. S. Chappari Jamrud
Khyber Agency

Koll No. K-6085767

61571

Allama Iqbal Open University



علامہ اقبال اوپن یونیورسٹی

ABDUL HAUF

Regn. No.

00-AKR-0069

رجسٹریشن نمبر

عبدالروف

son/daughter of ABDUL QUDDUS HAJI

بن اہت عبدالقدوس حاجی

having completed the prescribed requirements

کو ختم کرنا ۲۰۰۱ء میں مطلوبہ شرائط مکمل کرنے پر

in AUTUMN 19 2001 is awarded the degree of

Bachelor of Education

بی۔ ایڈ

He/She secured 58 % marks and was placed

in 2nd grade.

کے ۵۸ فیصد نمبر لے کر بی۔ ایڈ کے درجے میں

Attested
Stamp

[Signature]

Vice Chancellor

وائس چانسلر

[Signature]

Controller of Examinations

کنٹرولر امتحانات

HEADMASTER
M.S. Durrani
Khyber Agency
Declared On
AUGUST 12, 2002

اسلام آباد
تاریخ: ۱۲ اگست ۲۰۰۲

Date of Issue. DEC 19 2003

This degree is to be read in conjunction with the Transcript, issued separately.

34

Serial No. 007961B

ALLAMA IQBAL OPEN UNIVERSITY, ISLAMABAD

Roll No.
K6085767

DETAILED MARKS SHEET

Registration No.
00-AKR-0069

It is to certify that Mr./Ms. ABDUOL RAUF
son/daughter of ABDUL GUDDUS HAJI has completed
all the requirements for **BACHELOR OF EDUCATION** degree
Programme with the following courses in AUTUMN, 2001 Semester :-

Compulsory Courses

Marks obtained

512	Perspectives of Education	<u>63</u> /100
513	School Organization & Management	<u>57</u> /100
514	Evaluation, Guidance & Research	<u>53</u> /100
518	Educational Psychology & Curriculum	<u>61</u> /100
651	English	<u>50</u> /100
652	Islam, Pakistan & Modern World	<u>53</u> /100
655	Practical Component	<u>57</u> /100

Elective Courses

0654	TEACHING OF ISLAMIAT	<u>70</u> /100
0617	TEACHING OF PAK. STUDIES	<u>58</u> /100

Attested
Hajir
HEAD MASTER
M. A. Chaudhry
Kyber Agency
1900

He/She has obtained 58 % marks and has been placed in grade B.

Date: 12-08-2002

Hajir
Controller of Examinations

Note: The Detailed Marks Sheet is issued, errors and omissions excepted, as a notice only. An entry appearing in it does not in itself confer any right or privilege independently to the grant of a proper certificate which will be issued under the Regulations, in due course.

46

Allama Iqbal Open University Islamabad



Serial No. 10630

Certified that Mr. / Ms. ABDUL RAUF

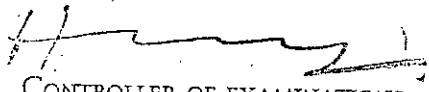
Son / Daughter of ABDUL QUDDUS HAJI

Registration No: 00-AKR-0069 Roll No: N-616151

having completed the prescribed requirements in semester
SPRING 2004 is awarded the degree of:

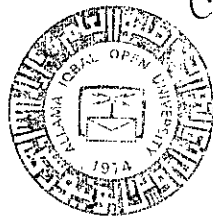
Master of Education (M.Ed.)

He / She has secured 64 % marks and has been placed in B grade.


CONTROLLER OF EXAMINATIONS

Result declared on: April 05, 2005

ISLAMABAD, DATED: April 01, 2006



Affected
Hm/ft

HEAD MASTER
C.M.S Chappari Jamrud
Khyber Agency

VICE-CHANCELLOR



ALLAMA IQBAL OPEN UNIVERSITY, ISLAMABAD
RESULT INTIMATION CARD

(41)

Serial No. 15585

Registration No. 00AKR0069

Roll No. N616151

Certified that Mr/Ms. **ABDUL RAUF**
Father's Name **ABDUL QUDDUS HAJI**
has Successfully Completed the **M.ED(TEACHER EDUCATION)**

programme. The detail of course is as under

C/O ZAIN CLOTH HOUSE SHOP NO. 13 BLOCK A NEW JAMRUD MARKET, KHYBER AGENCY DIST.
Address:- KHYBER AGENCY

Semester	Course Code	Title of the Course	Marks	
			Maximum	Obtained
SPR-03	0831	FOUNDATION OF EDUCATION	100	69
SPR-03	0837	EDUCATIONAL RESEARCH	100	58
SPR-03	0838	CURRICULUM DEVELOPMENT & INSTRUCTION	100	63
SPR-03	0840	EDUCATIONAL PSYCHOLOGY	100	63
AUT-03	0826	ELEMENTRY EDUCATION	100	64
AUT-03	0827	SECONDARY EDUCATION	100	71
AUT-03	0828	HIGHER EDUCATION	100	64
AUT-03	0829	TEACHER EDUCATION	100	75
SPR-04	0834	EDUCATIONAL TECHNOLOGY	100	63
SPR-04	0846	TEACHING STRATAGIES	100	54
SPR-04	0855	COMPUTER IN EDUCATION	100	58
SPR-04	6502	EDUCATIONAL MANAG. & SUPERVISION	100	65

Attested
HEAD MASTER
C.M.S. Chappari Jamrud
Khyber Agency

Total Credit Hours **

Total AIOU Credits 6

Result declared on April 5, 2005

Date of Issue: JUN 07 2005

Total Marks Obtained 1200 767

Percentage Marks 64 B

CGPA **

Controller of Examinations

Note: This result card is issued as a notice only; errors and omissions are excepted. An entry appearing in it does not in itself confer any right or privilege independently to the grant of proper certificate/degree which will be issued under the Regulations in due course of time.

تعمیراتی کمیٹی

تعمیراتی کمیٹی کے اجلاس کے فیصلوں پر
 عبدالروف داد صاحب کو فوری طور پر
 کام شروع کرنے کا حکم دیا گیا ہے۔
 تعمیراتی کمیٹی کے اجلاس کے فیصلوں پر
 اور اس کے مطابق کام شروع کیا جائے۔
 اس کے ساتھ ساتھ دیگر کاموں پر
 کام شروع کرنے کے لئے ضروری اقدامات

عبدالروف داد صاحب کو فوری طور پر
 کام شروع کرنے کا حکم دیا گیا ہے۔

تعمیراتی کمیٹی کے اجلاس کے فیصلوں پر
 اور اس کے مطابق کام شروع کیا جائے۔

۱۱/۱۱/۱۱

Attested
 HEAD MASTER
 S.M.S. Chaudhary Jamrud
 Railway Agency

DOMICILE CERTIFICATE
KHYBER AGENCY.

Certified that Mr/Miss Abdul Rauf
Son/Daughter of Abdul Qadus
belongs to a recognized tribe of Afridi
Section Kuki Khel Sub Section Skander Khel
residence village Jamrud
and his/ her father is a permanent bonafied resident of the
tribal area of Khyber Agency. He/She is an eligible candidate
to avail himself/herself of the reserved for the special areas
of the Peshawar Division backward area of Khyber Agency.

Verified.

M. M. M. M. M.
POLITICAL TENSILDAR
POLITICAL TENSILDAR
JAMRUD 2

Attested.

[Signature]
ASST. POLITICAL AGENT
[Signature]
POLITICAL AGENT

No. 901/E-C

24-10-89



AA32833080

33

FAMILY REGISTRATION CERTIFICATE

Applicant Name: Abdul Sawab
Citizen Number: 2120260501339
Document Number: AA32833080

Family Members: 9

It is to certify that the family comprising of the following members is registered in NADRA with the particulars mentioned below as per the information provided.



Name: Abdul Qaddus
Identity No: 21202-8877983-9
Date of Birth: 07/12/1951
Father Name: Haider Khan
Mother Name: Nazaka Bibi
Relation With Applicant: Father

پورا نام: عبدالقدوس
والد کا نام: حیدر خان
والدہ کا نام:



Name: Shamal Bibi
Identity No: 21202-4739966-6
Date of Birth: 01/02/1943
Father Name: Faqir Khan
Mother Name: Yakhela Bibi
Relation With Applicant: Mother

پورا نام: شمل بی بی
والد کا نام: فقیر خان
والدہ کا نام: یاکھلا بی بی



Name: Abdul Baqi
Identity No: 21202-8972888-9
Date of Birth: 01/06/1973
Father Name: Abdul Qaddus
Mother Name: Shamal Bibi
Relation With Applicant: Brother

پورا نام: عبدالباقی
والد کا نام: عبدالقدوس
والدہ کا نام:



Name: Abdul Rauf
Identity No: 21202-8217546-3
Date of Birth: 08/07/1977
Father Name: Abdul Qaddus
Mother Name: Shamal Bibi
Relation With Applicant: Brother

پورا نام: عبدالرؤف
والد کا نام: عبدالقدوس
والدہ کا نام: شمل بی بی



Name: Abdul Sawab
Identity No: 21202-6050133-9
Date of Birth: 26/04/1978
Father Name: Abdul Qaddus
Mother Name: Shamal Bibi
Relation With Applicant: Self

پورا نام: عبدالشواب
والد کا نام: عبدالقدوس
شمل بی بی: والدہ کا نام:

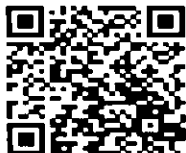


Name: Akhtar Gul
Identity No: 21202-6267764-1
Date of Birth: 31/08/1982
Father Name: Abdul Qaddus
Mother Name: Shamal Bibi
Relation With Applicant: Brother

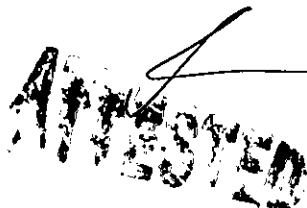
پورا نام: اختر گل
والد کا نام: عبدالقدوس
والدہ کا نام: شمل بی بی

Note:

1. The above mentioned family members are linked in NADRA database
2. There could be other family members that may be registered but not linked to this family in NADRA database
3. This certificate is not valid in any court of law for inheritance/property issues.



This certificate can be verified at <https://fd.nadra.gov.pk/e-ld/>



Usman G. Motin

REGISTRAR GENERAL OF PAKISTAN

Date of Issue: 03/07/2018



2120260501339



AA32833080

7



Name: Asia Fazal Afridi
Identity No: 37105-6689993-4
Date of Birth: 14/02/1983
Father Name: Abdul Qaddus
Mother Name: Shamal Bibi
Relation With Applicant: Sister

اسیہ فضل آفریدی : پورا نام
عبدالقدوس : والد کا نام
شمال بی بی : والدہ کا نام

8



Name: Mahira Bibi
Identity No: 21202-2331996-4
Date of Birth: 1987
Father Name: Abdul Qaddus
Mother Name: Shamal Bibi
Relation With Applicant: Sister

مہیرہ بی بی : پورا نام
عبدالقدوس : والد کا نام
شمال بی بی : والدہ کا نام

9

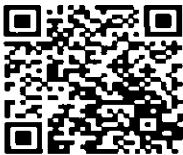


Name: Abdul Jalil
Identity No: 21202-5722835-3
Date of Birth: 30/03/1991
Father Name: Abdul Qaddus
Mother Name: Shamal Bibi
Relation With Applicant: Brother

عبدالجلیل : پورا نام
عبدالقدوس : والد کا نام
شمال : والدہ کا نام

Note:

1. The above mentioned family members are linked in NADRA database
2. There could be other family members that may be registered but not linked to this family in NADRA database
3. This certificate is not valid in any court of law for inheritance/property issues.



This certificate can be verified at <https://id.nadra.gov.pk/e-ld/>

Usman G. Moin

REGISTRAR GENERAL OF PAKISTAN

Date of Issue: 03/07/2018



2120260501339

ATTESTED

45

EDUCATION DEPARTMENT

Service Card

Abdur Rauf
PST
M.Ed

Agency: Calibration Officer,
Khyber Agency at Jamrud.

EDUCATION DEPARTMENT

F/Name: **Abdul Qadoos**
Personal No: **411943**
Date of Birth: **08/07/1977**
Mobile: **03449066081**
N.I.C: **21202-8217546-3**
H. Add: **Chapari Jamrud, Khyber Agency**
School: **GMSI Chapari Jamrud**

قومی شناختی کارڈ پر قریبی لیو بکس میں ڈال دیں

قومی شناختی کارڈ پر قریبی لیو بکس میں ڈال دیں

505521037059
140-77-153624

Registrar General of Pakistan

PAKISTAN National Identity Card

Abdul Rauf

Family Name: **Abdul Qadoos**

Gender: **Male** Country: **Pakistan**

Identity Number: **21202-8217546-3** Date of Birth: **08/07/1977**

Date of Issuance: **24.03.2018** Date of Expiry: **24.03.2028**

Signature

گمشدہ کارڈ ملنے پر قریبی لیو بکس میں ڈال دیں

قومی شناختی کارڈ پر قریبی لیو بکس میں ڈال دیں

XB7C66 قومی شناختی کارڈ نمبر: 21202-8217546-3

14077-153624 قومی شناختی کارڈ نمبر

31/05/2018 تاریخ جاری: 09/06/2008 تاریخ اجراء

گمشدہ کارڈ ملنے پر قریبی لیو بکس میں ڈال دیں

حکومت پاکستان

قومی شناختی کارڈ

21202-8217546-3

08/07/1977

تاریخ اجراء: 09/06/2008

تاریخ جاری: 31/05/2018

قومی شناختی کارڈ نمبر: 140-77-153624

محمد البروف

عمر القورین

تاریخ اجراء: 09/06/2008

تاریخ جاری: 31/05/2018

گمشدہ کارڈ ملنے پر قریبی لیو بکس میں ڈال دیں



حکومت پاکستان

EF025121

Signature

ATTESTED

VAKALAT NAMA

NO. _____/20

IN THE COURT OF K.P.K Service Tribunal, Pesh

Abdul Rauf (Appellant)
(Petitioner)
(Plaintiff)

VERSUS

Education Deptt FATU (Respondent)
(Defendant)

I/We, Abdul Rauf

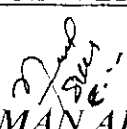
Do hereby appoint and constitute **Syed Noman Ali Bukhari and Uzma Syed, Advocates Peshawar**, to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate/Counsel on my/our costs.

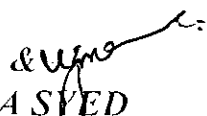
I/We authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter. The Advocate/Counsel is also at liberty to leave my/our case at any stage of the proceedings, if his any fee left unpaid or is outstanding against me/us.

Dated _____/20


(CLIENT)

ACCEPTED


SYED NOMAN ALI BUKHARI
Advocate, Peshawar.


UZMA SYED
Advocate, Peshawar.

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTOON KHWA PESHAWAR

Appeal No.931/2018

Abdur Rauf Appellant.

Vs

Director Education FATA (Merged in KPK)

Comments on behalf of respondents no 6 & 7 Respondents

Preliminary objections. Preliminary objections.

1. That the petitioner has got no cause of action/locus standi to file the instant appeal.
2. That the petitioner has not come to this Honorable Tribunal with clean hands.
3. That the petitioner has concealed material facts from this Honorable Tribunal.
4. That the petitioner is estopped by his own conduct to bring the present Petition.
5. That the petition is bad due to mis-joinder and non-joinder of necessary parties.
6. That the petition is barred by law.

On FATCS

1. Subject to provision of proof.
2. Incorrect : Appellant was involved, in forgery/cheating, as the appellant was pointed out having drawn double monetary benefits illegally from respondents department that is on one hand he got retired himself as chowkidar and on the other hand got fraudulently appointment as teacher (PST).
3. Respondent department conducted proper inquiry and found the appellant defaulter being involved in receiving double package/benefits, i-e as an employee in Education department Khyber as Ex- Chowkidar at GGPS Gul Abad Jamrud and another as PST at GMS Chappari Jamrud, inquiry report attached as Annexure "A"
4. It is incorrect to suggest, that no personal hearing was extended to the appellant as the inquiry officer has categorically explained that there is "Confession" on the part of the appellant which have been properly recorded by the enquiry officer. thus the appellant involved in forgery/cheating which is punishable under section (420) an (463) Pakistan penal code.
5. Incorrect. The appellant was properly called for personal hearing by the appellate committee and he was provided opportunities for personal hearing and defence but the appellant did not defend himself as the charge against him proved on record that is the person who got retirement as chowkidar was named Abdur Rauf son of Abdul Qadus and also the name of appellant is Abdur Rauf S/O Abdul Qadus, so no escape available with the appellant and again the appellant was found defaulter copy attached as Annexure "B"

Grounds

- A. Incorrect. The appellant was involved in forgery/cheating and has done financial loss to the national exchequer deliberately and illicitly therefore he was proceeded under the rules which result in the order dated 24/08/2017 and 30/05/2018 thus, both the orders having sanction of law and valid.
- B. Incorrect. As elucidated, under Para 03 above.
- C. Proper enquiry has been done in case of the appellant and proper opportunities of hearing have been extended to the appellant. Therefore there is no need for further enquiry as the charges against the appellant have been proved factually and on the basis of documentary evidence.
- D. Incorrect. As elucidated, under Para B above.
- E. There is clear "Confession", "Admission" on part of the appellant therefore does not entitle for any relief under the law.
- F. Incorrect. As elucidated, under Para E above.
- G. Incorrect. As elucidated, under Para 03 and facts above.
- H. Incorrect. As mentioned earlier.
- I. Respondent department also seeks permission of Honorable Tribunal at the time of hearing of the case.

Pray

The appellant has been treated as per law, therefore he shall not be extended any benefit and relaxation and he may kindly be dismissed with cost.

Respondent No. 06

Director Education FATA (Merged In Kpk)

Respondent No. 07

District Education Officer
(Merged In KPK) District Khyber at Jamrud

AFFIDAVIT

We the above respondents do hereby declare and affirm that the above comments are true and correct to the best of our knowledge and thereof nothing has been concealed from this honorable Tribunal.

Director Education FATA (Merged In KPK)

Respondent No. 06

District Education Officer
(Merged In KPK) District Khyber at Jamrud

Respondent No. 07

ENQUIRY REPORT:

*Annexure 'A'
P-3*

TO,

The Agency Education officer,
Khyber Agency at Jamrud.

Subject: **CHARGE SHEET TO MR-ABDUL RAUF (PST) GMS CHAPPARI JAMRUD:**

Memo;

Reference Letter No:3028-34 Dated: 13-06-2017 AEO office Jamrud, the double benefits of the above named employee as PENSIONER AS Chowkidar and PST Teacher in present time, were awarded to him and by the DCS system of Agency Account office Jamrud Khyber Agency, he was pointed out through Account office Jamrud and referred this case to AEO Khyber for further investigation.

INQUIRY REMARKS:

An Enquiry was carried out by Mr.Saleem Khan Principal GHS Sur Kamar Jamrud and he recommended for the major penalty due to fake & wrong entries of D.O.B and double benefits. The Enquiry reports has given full details about his Ex-service as chowkidar where his D.O.B was 06-12-1947 and was appointed as chowkidar on 03-12-1975 before his real birth (08-07-1977), mentioned by his own statement. [Flag-A]

2ndly, after the retirement of first service on 30-12-2001 (RETIREMENT DATE). The concerned employee got PENSION wef 01-07-2001 up to 30-06-2016. During this period, he got 2nd service (appointment) as PST teacher at GMS Chappari Jamrud on 01-06-2007 mentioned by his written reply to the Questioner [Flag-B]

PERSONAL HEARING:

For his personal hearing, the concerned person visited GHS Jamrud No.2 on 18-07-2017 and presented/offered the above two written statements i-e Flag-A & B. He further confessed that he has done two jobs, an Ex-chowkidar and PST teacher but he informed me that he is totally unaware to the first service and blaming his elders because at the time of 1st appointment he was not born.

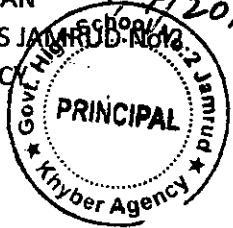
RECOMMENDATION:

After thoroughly investigation and documental proofs, the basic recommendation of the previous Enquiry Report was totally based on facts with complete documental proofs.

So, the under signed has no any adverse remarks and the previous recommendation should be carried according to the E&D rules-2011.

Moreover, by keeping the Academic & professional record of the person, the competent authority has a power to facilitate the person by his optimistic approach on humanitarian ground.

24/7/2017
Mr.GOHAR KHAN
PRINCIPAL GHS JAMRUD No.2
KHYBER AGENCY



ENQUIRY OFFICER

*Agreed with
remarks of the
Saleem Khan
Gohar Khan
Went Dismissal
24/7/2017*

Minutes of the Meeting Regarding Disposal of Departmental Appeal / Representation

Meeting of Committee was held on 22/12/2017 at 11:00 AM in the office of the Chairman in order to examine/scrutinized the appeals submitted by appellants against the dismissal/removal order passed by Agency Education Officers on various grounds mentioned in the impugned orders, the following attended the meeting.

Additional Director (Estab)..... (Chairman)

Deputy Director (Estab).....(Member)

Deputy Director (Colleges).....(Member)

Assistant Director Litigation (Member)

*Amendment
"B"
P - (4)*

The appellants were provided opportunity of hearing one by one keeping in view principles of natural justice. The Committee after perusal of the record available and discussion on each issue unanimously agreed to submit the following recommendation for approval of Competent Authority.

1. Gul Afshan Ex-T.T

The appellant was initially appointed on 03/09/2007 at GGPS Zawa School Khyber Agency. The contention of the appellant that she was detailed GGPS Sheikh Wal and according to her own statement she performed her duty there but during the hearing proceeding when she was asked to produced the re-deployment order to the above mentioned school the appellant kept "Mum" and pretended to have been directed by the authorities verbally to perform her duty in GGPS Sheikh wal, the appellant also conceded and admitted that she remained absent from duty and paid monthly rupees to the then Assistant Agency Education Officer Female Miss Shahnaz who were involved in instigating and encouraging the teachers to remain absent from duty and to pay her monthly portion of their salaries. The removal order dated 16/11/2017 have been issued by the Competent Authority after fulfillment of all codial formalities therefore the same may be recommended as intact and the appeal in hand is order as regretted. Moreover the allegation against Mst. Shehnaz the then Female Assistant Agency Education Officer at Khyber Agency has to be probed by the concerned Agency Education Officer through an independent inquiry.

30/5/18

2. Irum Naz Ex-PST:

The appellant was appointed on 25/08/2006 at GGPS Muhammad Hassan Bara Khyber Agency. She was removed from service on account of willful absence from duty feeling aggrieved the appellant, preferred appeal to Director Education FATA and proper opportunity of hearing was provided to the appellant, during the

(Tg) (Jo)

course of proceeding the appellant admitted before the committee that she remain absent from duty due to law and order situation in the area and later on she was directed verbally by the then Agency Education Officer to perform in Kalanga School upto 2009 and on closing of said school she performed duty in Sarband area. In 2016 school was shifted to Bara again. The committee when thoroughly heard the appellant inquired about her duty since January-2016 to November-2017 but the appellant was in no position to support her stance and stated that whether she was remained absent as inquiry officer directed her not to attend the duty.

p-(5)

Keeping in view all the codial formalities fulfilled by the Agency Education Officer and the Educational status of FATA, children which is highly at stake due to such absenteeism of teachers who often pretend to take shelter under the pretext of law & order situation and just receiving salaries at the cost of poor children of FATA but did not bother to perform their duties therefore the authorities will have no option but to proceed against all those involved in un-authorized and willful absence from duty, therefore, in view the above observations, legal and factual position of the case, fresh/de novo enquiry may be conducted by Directorate of Education FATA and then may be proceeded according to the recommendation of the enquiry committee.

3. Sana Bibi Ex-T.T:

The appellant was removed from service on account of willful absence from duty vide order dated 16/11/2017. She did not appear before the committee so office representative is directed to inform the concerned appellant for the next date of hearing along with complete record of the case.

4. Mst. Abida Wagar, Ex-PST:

(11) dated 30/5/18

The appellant was appointed on 29/06/2006 in GGPS Misal Khan Shalman Landli Kotal Khyber Agency and removed from service on account of willful absence from duty vide order dated 16/11/2007 feeling aggrieved she filed appeal before Director Education FATA and was properly rendered opportunity of hearing to defend her stance before the committee, during hearing she stated that she was initially redeployed verbally to GGPS Wahid Shah School on 03/02/2011. She openly admitted before the committee that she had not regularly performed her duty in GGPS Wahid Shah. After the appellant was thoroughly heard by the committee she was inquired about her duty since January-2016 to November-2017 and the appellant conceded her absence from duty during all this period. Keeping in view the codial formalities fulfilled by the Agency Education Officer and the negligent and indifferent attitude of the appellant towards her national sacred duty the committee recommended her appeal as regretted and also recommended to issue a circulation by the Director of Education FATA to all Agency Education Officers to conduct weekly and monthly visits of schools in their

10
~~21~~
respective agencies and check the absenteeism cases with in a parameters of law/rules.

4. Mst. Faheema Ex-PST:

p-16
The appellant was appointed in GGPS Aka Kheil Zawa Misa Bara Khyber Agency and removed from service on account of willful absence from duty vide order dated 16/11/2017 feeling aggrieved of the impugned order she preferred departmental appeal and was provided opportunity for hearing keeping in view principal of natural justice. The appellant frankly admitted that she remained absent from duty as she monthly paid a portion of his salary to the then female AAEO name Mst. Shehnaz in lieu of her absence from duty for consecutive three years. She also produced attendance register for the month of April, May, September, October and November 2017. In view of her express admission and codal formalities, fulfilled by the Agency Education Officer. The committee recommends that in case of verification of the attendance register by the enquiry committee, only three (03) increments will be forfeited and the removal order will set-aside, otherwise, the removal order issued by the AEO concerned will be remained intact. The committee also recommended that the Agency Education Officer concerned to proceed as per rules against the said officials (Mst. Shehnaz) who were alleged to be involved in such corrupt practices and doing harm to the poor and vulnerable section of society which is no more in a position to bear the difficulties of time but the authorities who have their constitutional obligations to bring back the de-railed Educational system of FATA into a line leading towards the betterment of Education in FATA, therefore the concerned AEO is also recommended to take initiative against the said Ex- AAEO Female within parameters of law/rules.

5. Mst. Bibi Janan, Ex-PST:

30/5/18
The appellant was appointed in GGPS Khanan Mela Orakzai Agency and was verbally informed the committee to have been compulsory retired from service due to willful absence from duty although according to the appellant she regularly performed her duty upto 2015 but in absence of record the committee therefore directed the office representative to ask the Agency Education Officer concerned to produced the relevant record pertain to the appellant case and the appellant was also directed to produce duty certificate upto 2015 and any other document upon which she relied, her appeal is deferred to a next date for provision of record.

6. Mst. Bibi Hawai Noor, Ex-PST:

The appellant appeal have already been disposed of by the Committee previously however she was given the opportunity again in which she requested to consider her re-adjustment on community PST post but as she lacks professional qualification of PST from recognized institution therefore her this request cannot be entertained and also there is verdict of Supreme Court of Pakistan were Skill

Development Councils certificates which is not acceptable for appointment purposes. any more therefore the appeal in hand is recommended to be regretted.

7. Mst. Wajiha Gul, Ex-PST:

The appellant was appointed as communal school teacher at GCPS Abdul Karim Killi and later on regularized on 30/05/2017 and adjusted at Sida Jan Bara Khyber Agency, during the course of hearing the appellant frankly admitted the fact of her absence from the duty and admitted that the school was far away, therefore she could not attend the duty, appeal in hand recommended to be regretted.

8. Murad Ali Sher, Chowkidar:

The appellant was appointed on the post of Chowkidar at GPS Alam Sher Mohmand Agency, he was removed from service vide order dated 29/01/2016, feeling aggrieved prefer departmental appeal he was given opportunity of hearing according to the principal of natural justice in order to support his stance. The appellant was found absent from his duty, and proper inquiry was conducted by the AEO concerned, the inquiry committee also submitted its report on 05/01/2016 finding the appellant as defaulter subsequently notices were served upon the appellant by the concerned Agency Education, Officer but the appellant failed to appear before the concerned Authority to explain for his willful absence, therefore he was proceeded as per rules. The committee unanimously agreed to recommend the case of the appellant as regretted.

9. Gul Bahadar Ex-PST:

The appellant was appointed as PST teacher in Kurram Agency in 1994, subsequently applied for extra ordinary leave without pay w.e.f 01/11/2004 to 31/08/2008. The committee without going into details that whether his leave was properly sanctioned at that time or not inquired from the appellant that whether he had resume his duty or not when his leave was expired, the appellant admitted that he did not performed his duty as he settled now in Islamabad. The indifferent attitude of the appellant did not entitle him for any relief under the law as after lapse of 10 long years he had preferred an appeal which is a time barred issue, as during all these years he remained absent from duty and presumed to have been removed from services with retrospective effect. The question that whether he has been served any notice or not have been meet out over here before this committee as the committee provided him opportunity of hearing and the appellant was in no position to support his stance, therefore the committee recommend to declare him as removed from service and his appeal is recommended to be regretted.

10. Muhammad Arif Ex-A.T:

The appellant concerned during course of hearing admitted before the committee that he remains abroad since 2007 to 2010 without prior approval from sanctioning authority. The serious question which has to be investigated through

(10)

impartial inquiry that the salaries received by the appellant has been recovered or not should also be settled by the concerned Agency Education Officer as being custodian of National Exchequer. The department is under constitutional obligation to have a strict check over such cases and made every Endeavour to recover a single penny from those who have illegally withdrawn from the national exchequer. The appellant was provided an opportunity of hearing also a statement of allegations was shown to him therefore no question arise as to codial formalities and the appellant is presumed to have been removed from services on account of willful absence from duty and the appeal in hand is recommended to be regretted.

12. Abdu Rauf Ex-PST:

The Appellant was working as PST teacher in Khyber Agency and removed from services on account of receiving dual financial benefits from national Exchequer as he was charged sheeted on the ground previously got financial benefits as Chowkidar at GGPS Gul Abad Jamrud and PST teacher at GMS Chappiri Jamrud. Consequently inquiry committee was nominated and appellant was found defaulter.

The Agency education officer after fulfillment of necessary cordial formalities proceeded for removal from services vide order dated 24.8.2017 feeling Aggrieved Appellant preferred departmental Appeal and was provided Opportunity of hearing.

The Appellant whose name is Abdur Rauf S/O Abdul Qadoos merely denied the Allegations leveled against him but when he was confronted to produce any evidence in support of his stance but he was found answerless.

The committee found that the person who got himself retired as chowkidar from Education Department Jamrud Khyber Agency was name as Abdul Rauf s/o Abdul qadoos and the one who was working as PST was also abdul rauf s/o abdul qadoos and the Appellant did not denied the similarities of names and parentage, more over proper inquiry had also been conducted and input of Agency Account office has also endorsed the one got financial benefits as Chowkidar and the one working as PST teacher having a double role on the part of the appellant, and cannot be entitled for any relief under the law, this being the position lead the committee to conclusion that the Appeal is liable to be dismissed and recommended to be regretted.

13. Mr Zahir Hassan EX.DM

11
dada 30/5/18

The Appellant was ordered as compulsory retired from services on account of his being abroad without prior approval of competent authority. The brother of the appellant appeared before the committee and informs the committee that the appellant is still abroad this being the position the appeal in hand is regretted.

(24)

14. Mad Ali Ex.PST

The Appellant was appointed as PST in Orakzai Agency and his services was disposed of by the Agency Education officer concerned on account of submission of bogus certificate at the time of appointment in order to get illegal advantage over others deserving candidates, during proceeding it was confirmed from litigation-section that the Appellant has also submitted Writ petition No.4067-P/2016 which is pending Adjudication before Peshawar high court therefore committee unanimously decided to regret his appeal.

A-(9)

15. Molvi Kamal-Ud-Din Ex-TT:

The Committee was informed that the appellant was appointed as TT in GMS Sando Khel Mohmand Agency in the year 1983 and due to his illness he could not performed his duty and resultantly his salary was stopped by concerned authorities w.e.f 1990. The Appellant knocked the door of the department after a lapse of long 28 years which is badly time barred and regretted, as the appellant never bother to approached proper forum for leave neither bother to apply for retirement on medical ground, so strong presumption is that he was remained absent from duty willfully, the appeal in hand is recommended to be regretted in capital letters.

Additional Director (Estab)

.....
30/5/18

Deputy Director (Estab)

.....
30/5/18

Deputy Director (Colleges)

.....
Hmadik

Assistant Director Litigation

.....
Sawwana. 30/05/18

11/7/19

BEFORE THE KPK, SERVICE TRIBUNAL PESHAWAR.

Service Appeal No. 931/2018

Abdur Rauf

VS

Education Deptt:

.....

REJOINDER ON BEHALF OF APPELLANT

.....

RESPECTFULLY SHEWETH:

Preliminary Objections:

(1-6) All objections raised by the respondents are incorrect and baseless. Rather the respondents are estopped to raise any objection due to their own conduct.

FACTS:

- 1 No Comments endorsed by the respondent deptt: which means that the respondent deptt: admitted apar-1 of the appeal is correct as service record is already in the custody Deptt:.
- 2 Incorrect. While para-2 of the appeal is correct as mentioned in the main appeal of the appellant. Further it is added that the department not denied the fact that the inquiry report was not provided to the appellant and also admitted that no proper inquiry was conducted.

3 Incorrect and misleading. While para-3 of the appeal is correct as mentioned in the main appeal of the appellant. Further it is added that the appellant never receive the double benefits. It is also pertinent to mentioned here that the department did not denied the fact that the show cause notice was not issued to the appellant which means that the personal hearing not afforded to the appellant.

4-5 Incorrect. While para-4-5 of the appeal is correct as mentioned in the main appeal of the appellant. Further it is added that the personal hearing was not on the basis of suggestion but must be given by the competent authority , the said opportunity cannot provided to the appellant.

GROUNDS:

A) Incorrect. The orders of the respondents are against the law, rules and norms of justice therefore not tenable and liable to be set aside.

B) Incorrect. While para-B of the appeal is correct as mentioned in the main appeal of the appellant.

C) Incorrect. Incorrect. While para-C of the appeal is correct as mentioned in the main appeal of the appellant. Further it is added that no opportunity was provided to the appellant and never associated with the inquiry. Further no documentary proof brought before the appellant.

D) Incorrect. Incorrect. While para-D of the appeal is correct as mentioned in the main appeal of the appellant.

E) Incorrect. Incorrect. While para-E of the appeal is correct as mentioned in the main appeal of the appellant. No admission on the part of the appellant.



F) Incorrect. Incorrect. While para-F of the appeal is correct as mentioned in the main appeal of the appellant.

- G) Incorrect. Incorrect. While para-G of the appeal is correct as mentioned in the main appeal of the appellant.
- H) Incorrect. Incorrect. While para-H of the appeal is correct as mentioned in the main appeal of the appellant
- I) Legal.

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


APPELLANT

Through:

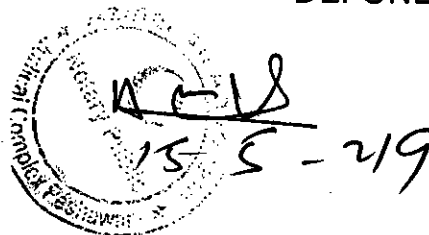

SYED NOMAN ALI BUKHARI
Advocate High Court

&
(UZMA SYED)
Advocate High Court

AFFIDAVIT

It is affirmed and declared that the contents of rejoinder are true and correct to the best of my knowledge and belief.

ATTESTED


DEPONENT



صاحب عالی

1

لبان آدب اور اصغر آرمے سب اہل علم و عمل کے تھے جن میں سے عبد الرؤف ولد عبدالقدوس، تاریخ پیدائش 8 جولائی 1977ء، محبت بی بی اسٹی ڈیجیٹری میں یکم جون 2007ء سے ایجوکیشن ڈیپارٹمنٹ میں ریٹائر ہوئے۔

عبدالرفیق مشورہ بیان (Statement) کے مطابق اس بات کی تکمیل نہیں کی گئی ہے کہ عدوی میں سے جس سے نوٹری کے متعلق تھے نہ کوئی معلومات علم میں لگا اور نہ کسی نے اس کے بارے میں بتایا ہے۔ اثر جمعے اس کے بارے میں معلوم ہوا کہ افراد پیشین ہوئی تو میں ہرگز دوبارہ ڈیپارٹمنٹ میں درخواست نہ اور پروفیشنل سرٹیفکیٹ اور ڈگریاں لینے میں تھکتا نہ رہتا۔ جو تھے عدوی میں ایسی نوٹری میرے اپنے بڑوں نے ایسی ذاتی میراث میں عدوی میں ایسی نوٹری میرے اپنے بڑوں نے ایسی نوٹری میں وقت میں تھکتا نہ رہتا۔ ایسی نوٹری میں بھی تھکتا نہ رہتا اور نہ میرے علم میں اس نوٹری کی معلومات تھکتا نہ رہتا۔ ایسی نوٹری میں اور نہ میں نے اس کے کوئی پیشین کیا ہے۔

صاحب والد میں آپ کی نوٹری میں آپ کو ایف ایف ڈی کے واسطے سے عرض کرنا چاہوں کہ میں اپنے بڑوں کی خدمت میں اور میں وقت کے غلط بائیس میں میرے بڑوں کی کاغذ میں، موجودہ نوٹری اور پروفیشنل سرٹیفکیٹ کو جانے میں میرا کوئی اثر نہ ہے میرے ذمہ نوٹری کا پیشین نہیں ہے میرے دوسری نوٹری (Pst) کو بحال کرنے کی اخراجات صدارت میں ہیں۔

عین نوٹری 18/07/2017

محمد

ابن صالح خرمال، عبدالرحمن عبدالقدوس، سربراہی سول سیکرٹری

بالتعمیر

سوال نمبر 1 - آپ اور آپ کے والدین کا نام بتائیں ؟
جواب نمبر 1 - عبدالرزاق ولد عبدالقدوس

سوال نمبر 2 - آپ کی پہلی پوسٹنگ کب اور کہاں ہوئی ؟ (ملاسن فور)
جواب نمبر 2 - 1976 میں ملاسن فور میں پوسٹنگ ہوا اور نہ جانے کتنے سالوں تک
سوال نمبر 3 - اس وقت آپ کی عمر کتنی تھی ؟
جواب نمبر 3 - میں ملاسن فور میں تھا

سوال نمبر 4 - آپ کی دوسری پوسٹنگ ہی ٹی سی پر کب ہوئی ؟ اس وقت آپ کی عمر کتنی تھی ؟
جواب نمبر 4 - 30/5/2007 - (30 سال)

سوال نمبر 5 - اس وقت آپ ہی ٹی سی پوسٹنگ لینے درخواست دے رہے تھے ؟ کیا آپ کو
سروس رولز کا پتہ نہیں تھا ، جو کہ ضابطہ قانون کی خلاف ورزی ہے ؟

سوال نمبر 6 - آپ کی پہلی اور دوسری پوسٹنگ کب اور کہاں ہوئی ؟
جواب نمبر 6 - پہلی پوسٹنگ 1976 میں ملاسن فور میں تھی اور دوسری پوسٹنگ 2007 میں ہی ٹی سی پر تھی

سوال نمبر 7 - آپ نے دو کمرے کی شناختی کارڈز پر ڈبل لاکھیری کی ہے ، جو کہ قانون
کی رو سے صحیح نہیں ہے ؟ کیا اس کا کیا فیصلہ ہے ؟

جواب نمبر 7 - جیسے اس قانون کا عمل میں ہے اور اس قدر زیادہ جاننا کہ قانون کی کیا
سوال نمبر 8 - شناختی کارڈز پر ڈبل لاکھیری کی ہے ، اس کا کیا فیصلہ ہے ؟
جواب نمبر 8 - اس کا فیصلہ اس وقت تک نہیں ہو سکا ہے جب تک اس کا فیصلہ نہیں ہو سکا ہے

سوال نمبر 9 - اگر آپ اپنا خود سائن بیان دینا چاہتے ہیں ، تو علیحدہ کاغذ
پر لکھ کر پیش کریں

نام : عبدالرزاق ، CNIC # : 21202-8217546-3

دستخط :
تاریخ : 18/7/2017

AGENCY EDUCATION OFFICE
KHYBER AGENCY AT JAMRUD

NO. _____

DATE- _____ /2017

CHARGE SHEET

I, Muhammad Jadoon Khan, the Agency Education Officer, in the capacity of competent authority under Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules 2011, hereby do charge sheet, Mr: Abdul Rauf Chowkidar GGPS Gul Abad Jamrud Khyber Agency as follows

1. You were receiving double benefits/packages as an employee in Education Department FATA Khyber Agency one as a Chawkidar at GGPS Gul Abad Jamrud and another as PST at GMS Chappiri Jamrud.
2. Due to the wrong information's and D.O.B of the concurred employee, On the recommendation of Enquiry Officer a major penalty under E&D rules 2011 imposed against you i.e "Removal of Service".
3. By reason of the above you are guilty of acts of omission under section rules-4 (b) (iii) of of Khyber Pakhtunkhwa Government Servants (Efficiency and Disciplinary) rules 2011 under the said rules the enquiry officer recommended you for a major penalty i.e "removal from service" which can be imposed against you.
4. Your written defense, if any, should reach the Enquiry committee mentioned below within 15 days not more than 15 days failing which it shall be presumed that you have no defense to put in and in that case ex-parte action shall be taken against you.
5. Intimate whether you desire to hear in person.
6. Statement of allegation described in Para 1 above.

Enquiry Committee

1. Mr: Gohar Khan Principal GHS No.2 Jamrud (Chairman) Cell No.03339330321
2. Mr: Saleem Khan Principal GHS Sur Kamar (Member) Cell No.03460271680

(MUHAMMAD JADOON KHAN)
AGENCY EDUCATION OFFICER
KHYBER AGENCY AT JAMRUD

Endst No. 3028-34 Dated 13 /06/2017

Copies forwarded to the:- Copies forwarded to the:-

1. Director of Education FATA Peshawar.
2. Political Agent Khyber Agency at Peshawar.
4. Principal G.G.H.S Gul Abad Jamrud.
6. Mr:Gohar Khan V.Principal G.H.S No.2 Jamrud.
7. Mr:Saleem Khan Principal G.H.S Sur Kamar Jamrud.
8. AAEO Concerned.
9. Office Copy

AGENCY EDUCATION OFFICER
KHYBER AGENCY AT JAMRUD

Received on
05/7/2017
(Abdul Rauf)

5/7/17



Agency Education Office Khyber Agency at Jamrud

PHONE. 091-5820265 FAX 091-5820265

NOTIFICATION

1. WHEREAS the Agency Education Officer Khyber Agency had come to know through the Agency Accounts Office Khyber Agency at Jamrud vide their letter No. Pension/AAO/Khy/2016-17/359 dated 27/04/2017 that Mr:Abdul Rauf P.No.411943 receiving double benefits/packages as an employee in Education Department FATA Khyber as an Ex.chawkidar at GGPS Gul Abad Jamrud and another as a PST at GMS Chapri Jamrud.
2. AND WHEREAS The undersigned held an inquiry to proceed in to the matter and factual position of the case vide this office letter No.1766 Dated 24/03/2017, then the under signed received an inquiry report from the inquiry officer Mr:Saleem Khan Wazir Principal GHS Sur Kamar vide Letter No.Nil Dated 30/05/2017. After that the undersigned issued charge sheet to the official concerned vide AEO Endst No.3028-34 dated 13/06/2017 to defend his case and Mr:Gohar Khan /Principal GHS No.2 nominated as an inquiry Officer.
3. The enquiry Officer Mr:Gohar Khan /Principal GHS No.2 submitted complete report to the under signed vide No. Nil Dated 24/7/2017 and recommended the official concerned for following measures/penalty.
4. By reason of the above, you are guilty of acts of omission and commission under section (b) of rules 3 and said rules have rendered yourself liable to all or any of the penalties specified in rules 4 of the rules ibid.
5. NOW THEREFORE In exercise of the powers conferred under Rules-9 of Khyber Pakhtunkhwa Government Servants (Efficiency and Disciplinary) 2011, the competent Authority, Agency Education Officer Khyber, is pleased to impose a major penalty "removal from service" upon Mr:Abdul Rauf PST GMS Chapari and Ex.Chowkidar GGPS Gul Abad Jamrud Khyber Agency with immediate effect.

(MUHAMMAD JADOON KHAN)
AGENCY EDUCATION OFFICER
KHYBER AGENCY AT JAMRUD

Endst No. 329-40 Dated 24/08/2017

Copy forwarded to the:-

1. Additional Chief Secretary FATA Secretariat Peshawar.
2. Secretary SSD FATA Peshawar.
3. Director of Education FATA Peshawar.
4. Political Agent Khyber Agency at Peshawar.
5. DD(M&E) Directorate of Education FATA Peshawar.
6. Agency Accounts Officer Khyber Agency at Jamrud.
7. All AAEOs Local Office.
8. Pension Section AEO Khyber for further process.
9. Female Accounts Section.
10. 11. Superintendent /Accountant for entry in her service book.
12. Official concerned.
13. Office Copy.

AGENCY EDUCATION OFFICER
KHYBER AGENCY AT JAMRUD

ENQUIRY REPORT:

To,

The Agency Education officer
Khyber Agency at Jamrud.

**Subject: CONVERSION OF PENSIONER TO DCS IN R/O MR.ABDUL RAUF
S/O ABDUL QADUS- PERSONAL NO:411943**

Memo:

Reference AEO office letter No:1766 Dated:24-03-2017 an ENQUIRY was handed over to me to check out that how the concerned employee got his first appointment, on which date and on what age.

Then he recruited as PST teacher through which process/way. The case of the employee was dig out by the Agency account office under letter No: Pension/AAO /Khy/2016-17/325-26 to investigate the real picture of the employee that how he was getting both the benefits of Ex-chowkidar and as PST teacher.

BACK GROUND HISTORY:

It is a matter of great fact that some people of our society are trying to get double benefits and financial packages through double posts with the help of Education and Accounts offices and providing great loss to the Govt Treasury. Being responsible Govt Employees, it is our foremost duty to pinpoint such people who are indulged in such activities and damaging both the Deptts very badly. It is an Islamic Country, and we should try to eliminate and stop those hands who are involved in such blunder games.

The History of the first appointment of the Employee as CHOWKIDAR started on 03-12-1975 while his D.O.B was 06-12-1947. According to the service book record. The concerned employee got retired on 30-06-2001. As CHOWKIDAR from GGPS Gul Abad Jamrud. The PENSION of the employee started 01-07-2001 and he got regular PENSION up to 30-06-2016. The whole service period of the first appointment is 26 years, and he got PENSION at about 15 years. It means that he received regular pay for 26 years and pension at about 15 years.

The 2nd service of the Ex-Employee started on 01-06-2007 as PST teacher and posted at GPS Tango o Zabita Khan Killi Tirrah under Endst No:3748-53 dated:30-05-2017 while now-a-days, he was serving as PST teacher at GMS Chappari Jamrud. The D.O.B of the same Ex-Chowkidar is 08-07-1977 according to his NIC entries.

PROCEDURE ADOPTED:

For getting the real picture of the situation, I informed and called upon the concerned employee to AEO office Jamrud on different dates i-e 19-04-2017 and 26-05-2017 for

his personal verification. In both the times, the concerned employee co-operated with me and provided the S.Book of the 2nd service as PST the photo copies of his Ex-Service as CHOWKIDAR. He also wrote his personal statement and filled up the two pages Questioners with different facts.

Moreover, I visited Agency Account office Jamrud on 24-04-2017 to get more records about Mr. Abdul Rauf S/O Abdul Qadus- Ex-Chowkidar. I, Personally met with Agency Account officer and told him to provide more documents about the employee. He provided the PENSION record that how many years, he served as CHOWKIDAR and how many years, he got regular PENSION.

FACT AND FINDING:

By the two visits of the concerned employee to AEO office Jamrud and during my personal visit to Agency Account office Jamrud, the following documents that I received from the concerned persons.

1. PENSION PAYMENT ORDER. (Flag-A)
2. INDEMNITY BOND (Flag -B)
3. PENSION PAPERS. (Flag-c)
4. MEDICAL CERTIFICATE AS CHOWKIDAR. (Flag -D)
5. NO DEMOND CERTIFICATE. (Flag -E)
6. REVISION OF PENSION. (Flag -F)
7. MANAGE, NBP JAMRUD. (Flag -G)
8. PENSION STOPPAGE CERTIFICATE. (Flag -H)
9. RETURN OF BOTH HALVES IN R/O ABDUL RAUF (PST) (EX-CHOWKIDAR). (Flag- I)

The above documental proofs were provided to me by the Agency account officer Jamrud. All the records show that his first service was totally illegal, unfair and unjustifiable.

Because, his date of birth as CHOWKIDAR i-e 06-12-1947 is totally ridiculous and based on false entries. It means that his whole SERVICE as CHOWKIDAR was based on false D.O,B and wrong entries of medical report .

While, the documents of the 2nd SERVICE as PST teacher are as follows:-

10. APPOINTMENT ORDER- Endst No:3748-53 Dated:30-05-2017. (Flag -j)
11. PAY SLIP OF FEB-2017. (Flag -K)
12. QUESTIONIER- (Flag- L,M)
13. PERSINAL STATEMENT – (Flag -N) Dated: 26-05-2017

The above documents prove that the concerned employee has shown different D.O.B which reveals his false story of first SERVICE and similarly, his 2nd SERVICE has become ambiguous and doubtful. In the whole game of both the SERVICES, black sheep's of both the Deptt i-e Education & Account are involved and they did not think about that such fake entries of D.O.B fake documents and fake signatures can bring horrible results for the employee.

RECOMMENDATIONS:

On the bases of all relevant record, documents, Papers, Questions, Personal statement of the concurred employee, I, being ENQUIRY OFFICER recommend some basic points/ remarks that should be followed strictly for the betterment of our Education Department and put severe penalties for eradicating corruption and to stop wrong hands for wrong doings. The recommendations are based on all keeping the wrong and fake entries of D.O.B, and documents.

1. Due to the wrong information's and D.O.B of the concurred employee, I recommend that major penalty of E&D Rules (2011) should be imposed i-e Removal of Service.
2. It is also recommend that the total recovery i-e 26 years (Regular Service as Ex-Chowkidar) and 15 years (PENSION PERIOD) TOTAL:41 years should be implemented through Agency Account officer Jamrud, because he provided great loss to the Govt Treasury.
3. We direct to the Agency Account officer to pinpoint and mention such Govt Employees who entered into Govt Service through Direct System or getting Double Benefits.

(Saleem Khan Wazir)
30/05/2017
ENQUIRY OFFICER.
SALEEM KHAN WAZIR
(PRINCIPAL)

GHS SUR KAMAR JAMRUD KHYBER AGENCY

Dated: 30/05/2017

PRINCIPAL
GOVT HIGH SCHOOL
SUR KAMAR JAMRUD
KHYBER AGENCY

Mahmud Malik
Agreed & Put up DFA
regarding change sheet
of the accused.

Jr
618

FLAG-N

صالحہ بیال

میں نے مسیٰ عبداللہ عرف ولد عبداللہ عرف صاحب آف آرگنٹ مٹل سکول
 پھری میں ڈیوٹی سہ ماہی کے دوران میں 30/5/2007 سے
 سکول میں رہ کر اس کے ساتھ ساتھ رہا۔ اس کا دس سے
 لے کر تین کی تھی اس کے بارے میں نہ جھے پتہ ہے اور نہ کوئی
 معاہدہ کیا ہے۔ اس کو اتنا پتہ ہے کہ میرا نام نوکری کے
 کے معاہدے میں دیکھ کر ڈیپارٹمنٹ میں مسیٰ کے بیروں
 کو بھروسہ نہ کرنا چاہیے۔

اس کے علاوہ میں نے اس کے بارے میں اور نہ کبھی اس کے بارے میں
 کوئی معاہدہ نہ کیا ہے اور نہ اس کے بارے میں کوئی معاہدہ کر رہے ہوں۔

میں نے اس کے بارے میں کسی کو بھی نہیں بتایا ہے اور نہ اس کے
 گم اس میں کسی میں قصور عار نہ ہے اس کے علاوہ اس میں
 میرے بیروں کی غلطی کی وجہ سے ہو چکا ہے۔ اس میں
 میری کوئی غلطی نہیں۔

(Signature)
 26/5/17
 2202-827546-3

ENQUIRY REPORT:

TO,

The Agency Education officer,
Khyber Agency at Jamrud.

Subject: **CHARGE SHEET TO MR-ABDUL RAUF (PST) GMS CHAPPARI JAMRUD:**

Memo;

Reference Letter No:3028-34 Dated: 13-06-2017 AEO office Jamrud, the double benefits of the above named employee as PENSIONER AS Chowkidar and PST Teacher in present time, were awarded to him and by the DCS system of Agency Account office Jamrud Khyber Agency, he was pointed out through Account office Jamrud and referred this case to AEO Khyber for further investigation.

INQUIRY REMARKS:

An Enquiry was carried out by Mr.Saleem Khan Principal GHS Sur Kamar Jamrud and he recommended for the major penalty due to fake & wrong entries of D.O.B and double benefits. The Enquiry reports has given full details about his Ex-service as chowkidar where his D.O.B was 06-12-1947 and was appointed as chowkidar on 03-12-1975 before his real birth (08-07-1977), mentioned by his own statement. [Flag-A]

2ndly, after the retirement of first service on 30-12-2001 (RETIREMENT DATE). The concerned employee got PENSION wef 01-07-2001 up to 30-06-2016. During this period, he got 2nd service (appointment) as PST teacher at GMS Chappari Jamrud on 01-06-2007 mentioned by his written reply to the Questioner [Flag-B]

PERSONAL HEARING:

For his personal hearing, the concerned person visited GHS Jamrud No.2 on 18-07-2017 and presented/offered the above two written statements i-e Flag-A & B. He further confessed that he has done two jobs, an Ex-chowkidar and PST teacher but he informed me that he is totally unaware to the first service and blaming his elders because at the time of 1st appointment he was not born.

RECOMMENDATION:

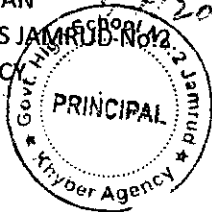
After thoroughly investigation and documental proofs, the basic recommendation of the previous Enquiry Report was totally based on facts with complete documental proofs.

So, the under signed has no any adverse remarks and the previous recommendation should be carried according to the E&D rules-2011.

Moreover, by keeping the Academic & professional record of the person, the competent authority has a power to facilitate the person by his optimistic approach on humanitarian ground.

ENQUIRY OFFICER

Mr. GOHAR KHAN
PRINCIPAL GHS JAMRUD No.2
KHYBER AGENCY



Agreed with
remarks of the
Saleem Khan
Gohar Khan
Went Dismissal
Order on 28/7

KHYBER PAKHTUNKWA SERVICE TRIBUNAL, PESHAWAR

No. 1017 /ST

Dated 29/09 / 2021

To


The District Education Officer,
Government of Khyber Pakhtunkhwa,
Khyber Agency at Jamrud.

Subject: -

JUDGMENT IN APPEAL NO. 931/2018, MR. ABDUL RAUF.

I am directed to forward herewith a certified copy of Judgement dated 09.06.2021 passed by this Tribunal on the above subject for strict compliance.

Encl: As above


REGISTRAR -
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR.