


Appeal No. 963/2018  
Dr. Marjan-ud-Din

11.12.2019

Junior to counsel for the ~~appellant~~ and Mr. Ghausullah Jan, Senior Auditor for respondent No. 21 alongwith Addl. AG for official respondents present. Nemo for other respondents.

Requests for adjournment due to general strike of the Bar today. Adjourned to 20.01.2020 before S.B.

Chairman 

20.01.2020

Junior to counsel for the appellant and Addl. AG alongwith Qazi Muhammad Ayaz, Litigation Officer and Sajid Superintendent for the official respondents present.

Former requests for adjournment due to general strike of the Bar. The respondents may furnish reply to the memorandum of appeal, if so advised. To come up for preliminary hearing on 03.03.2020 before S.B.

Chairman 

21.01.2020

Dr. Marjan-ud-Din, appellant/applicant in person present.

An application for withdrawal of the Appeal No. 963/2018 has been submitted on the ground that the appellant/applicant has been allowed relief through Writ Petition No. 3505-P/2018 by the Honourable Peshawar High Court. Further prosecution of service appeal is, therefore, not required.

Application is allowed and the appeal is disposed of as withdrawn. File be consigned to the record.

Chairman 

ANNOUNCED

21.01.2020

P-33  
Proceed

963/18

26.07.2019

Counsel for the appellant present.

The question, whether the appellant could be proceeded against departmentally and removed from service on 27.02.2018 when admittedly he had submitted his resignation on 18.02.2011 on account of his appointment in KIU Gilgit, shall have to be resolved in the instant appeal.

Issue pre-admission notice to respondents for 16.09.2019. They may submit a reply to the memorandum of appeal, if so advised.

  
Chairman

16.09.2019

Junior to counsel for the appellant present.

A request for adjournment is made due to general strike of the bar. Adjourned to 29.10.2019 for preliminary hearing before S.B.

  
Chairman

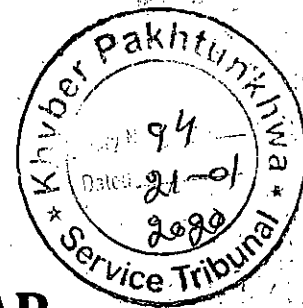
29.10.2019

Junior to counsel for the appellant, Addl. AG alongwith representative of respondent No. 21 present. Nemo on behalf of other respondents.

Representative of respondent No. 21 furnished reply on behalf of the said respondent. Placed on record. Fresh notices be issued to the remaining respondents for next date.

Adjourned to 11.12.2019 for preliminary hearing before S.B.

  
Chairman



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

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

(Dr. Marjan-ud-din)

(Appellant)

put up to the court with  
relevant appeal.

**VERSUS**

Be fixed today  
a/w appellant  
21/1

Reader

The Govt. of KPK through Chief Minister and others

(Respondents)

**Application for withdrawal of the above titled  
appeal.**

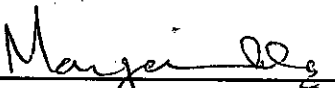
**Respectfully Sheweth,**

- 1) That the above title appeal is pending before this honourable court in which the next date of hearing is fixed for 03.03.2020.
- 2) That the grievances of the appellant / petitioner has been redressed in Writ Petition No. 3505-P/2018 before the Peshawar High Court, Peshawar vide its judgment and order dated 05.09.2019. (copy of judgment and order is attached)

- 3) That in the light of above judgment and orders of the learned erudite court, the appellant wants to withdraw the above titled appeal.
- 4) That there is no bar for withdraw of the appeal.

**It is, therefore, humbly prayed that above noted appeal may kindly be order for withdrawal.**

Appellant / Petitioner

  
Dr. Marjan-ud-Din 25/1/2020

Dated: 20.01.2020

(1)

**BEFORE THE HON'BLE  
PESHA WAR HIGH COURT, PESHA WAR**

Writ Petition No. 3505



**Dr. Marjan-ud-Din** (Assistant Professor of Mathematics at University of Engineering and Technology, Peshawar) S/o Ilmu-ud-Din Resident of Village Babara Prang, Hasan Khel, Tehsil & District Charsadda

(Petitioner)

**VERSUS**

The Govt. of Khyber Pakhtunkhwa, through

1. Chief Minister as Competent Authority, Chief Minister Secretariat, Peshawar
2. Chief Secretary, Provincial Civil Secretariat, Peshawar
3. Secretary Finance Department, Provincial Civil Secretariat, Peshawar
4. Secretary, Higher Education Department, Provincial Civil Secretariat, Peshawar
5. Secretary, Law Department, Provincial Civil Secretariat, Peshawar
6. Principal Secretary to the chief Minister, Chief Minister Secretariat, Peshawar
7. Personal Staff Officer to Chief Secretary, Provincial Civil Secretariat, Peshawar
8. Director Higher Education, District Courts, Peshawar
9. Mr. Tasleem Khan (PMS BS-19) Deputy Commissioner, District Haripur
10. Dr. Rashad, Principal Government Degree College, Wadpaga, Peshawar

FILED TODAY  
Deputy Registrar  
03 JUL 2018

ATTESTED  
EXAMINER  
Peshawar High Court

WP 3505 2018- Dr. Marjan Ud Din VS Govt KP PG 70

(2)

11. Principal, Government Degree College Kotha District Swabi
12. Bashir Ahmad, Section Officer (Colleges), Provincial Civil Secretariat, Peshawar
13. Habib-ur-Rehman, Section Officer (Colleges), Provincial Civil Secretariat, Peshawar
14. Section Officer (FR) Finance Department, Provincial Civil Secretariat, Peshawar
15. Wajid Ali, Section Officer (Colleges), Provincial Civil Secretariat, Peshawar
16. Farkand Iqbal, Section Officer (Colleges). Provincial Civil Secretariat, Peshawar
17. Muhammad Ayaz Khan, Section Officer (Colleges-II), Provincial Civil Secretariat, Peshawar
18. Deputy Director (Academics) Directorate of Higher Education, District Courts, Peshawar
19. Deputy Director (Establishment) Higher Education, District Courts, Peshawar
20. Deputy Director, HEMIS Cell, Higher Education, District Courts, Peshawar
21. District Account Officer, District Swabi
22. PS to Secretary, Higher Education Department, Provincial Civil Secretariat, Peshawar
23. Registrar, University of Engineering and Technology, Peshawar

\_\_\_\_\_(Respondents)

**FILED TODAY**  
Deputy Registrar  
03 JUL 2018

**Writ Petition Under Article 199 of the**  
**Constitution of Islamic Republic of Pakistan, 1973**

Respectfully Sheweth,

**ATTESTED**  
EXAMINER  
Peshawar High Court

**JUDGMENT SHEET  
PESHAWAR HIGH COURT, PESHAWAR  
JUDICIAL DEPARTMENT**

**Writ Petition No.3505-P/2018**

**"Dr. Marjan-ud-Din  
Vs.  
The Govt. of KPK through  
Chief Minister & others**



**JUDGMENT**

Date of hearing **05.09.2019**

Petitioner(s) by: **Mr. Muhammad Sager Adv.**

Respondent(s) by: **Mr. Rab Nawaz Khan AAG.**

\*\*\*\*\*

**IKRAMULLAH KHAN, J.-** Through the instant writ petition under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973, petitioner has prayed for the following relief:-

"It is, therefore, humbly prayed that on acceptance of this writ petition, the notification from removal of the service and recovery of illegal and unjustified amount of Rs. 10,56,082 from the petitioner may very kindly be set aside/recalled and his removal from service may be converted into his resignation while declaring all the acts/actions/proceedings/inquiry/show cause notice/charge sheet/decisions/notification initiated/taken/issued against the petitioner y the respondents, illegal, without lawful authority, coram-non judice void ab-initio and of no legal effect upon the rights of petitioner.

It is further prayed that the entire pensionary and back benefits of the petitioner for about 13 years, service (September 1998 to April 2011) may very kindly be awarded to him by sending the same to the concerned University along with any other relief which this hon'ble

**ATTESTED**  
EXAMINER  
Peshawar High Court

Court may deem fit in the facts and circumstances of the case."

**2.** In essence, petitioner was departmentally proceeded under Khyber Pakhtunkhwa (Efficiency & Discipline) Rules, 1973 on account of joining employment, in the University of Engineering, Peshawar as an Assistant Professor (Maths) without prior permission from his parent department/respondents. At the conclusion of inquiry, petitioner was found guilty and major penalty of removal from service was imposed upon him vide the impugned Notification dated 27.02.2018.

**3.** The defence of the petitioner is that he was issued NOC to join Karakoram International University Gilgat (Baltistan) as Assistant Professor (Maths) and, in order to comply with the conditions, enumerated therein, the permission granted by respondents, petitioner had already tendered his resignation, which shall deem to be effected on expiry of 30 days, thereafter, tendering the same, which was not rejected.

**ATTESTED**  
EXAMINER  
Peshawar High Court



**4.** It is admitted fact that before joining Karakoram University, petitioner had applied, for permission to join the post of Assistant Professor (Maths). Whereas, respondents allowed him to contest for his appointment subject to the condition that in case of appointment, he shall tender his resignation. Petitioner on appointment to the post of Assistant Professor in Karakoram University tendered his resignation when he resumed his services at Govt. Post Graduate College No.1 Abbottabad on 18.02.2011. The NOC issued to the petitioner entails the following conditions which read as:

"Copy of the above is forwarded to the Principal Govt. Degree College Kotha (Swabi) with reference to his letter No.205 dated 07.10.2010 with the remarks that in case of selection of the officer against the post applied for, he will have to resign from the present post and his lien will not be retained in this Department may be informed accordingly."

Dy. Director (Establishment)  
Higher Education NWFP, Peshawar

In the meanwhile petitioner was appointed as Assistant Professor Mathematics in the University of Engineering & Technology, Peshawar and thereafter the petitioner was served with show-cause notice on 24.04.2014 through Daily

**ATTESTED**  
EXAMINER  
Peshawar High Court

Mashriq and Express. An inquiry was conducted against the petitioner on 06.02.2018 and finally he was punished for major penalty of removal from service.

5. No doubt, there is no evidence that the resignation tendered by petitioner was ever accepted by the competent authority, but a civil servant could not be placed in a situation to wait for more than 06 years, for accepting or rejecting the resignation tendered by him, where he is already allowed to join his new assignment subject to the sole condition that petitioner would tender his resignation.

6. The Civil Servant Act, 1973 and rules made thereunder does not define resignation from the post, while no any express conditions are anywhere enumerated in the relevant law & rules, that a civil servant will wait till his resignation is accepted, however, in view of policy matter, and prolong practice in this regard, the Provincial Government has fixed some yardstick for this purpose, through widely circulated circular/letter dated 03.10.1989 by the S & GAD Department of Khyber Pakhtunkhwa.

**ATTESTED**  
EXAMINER  
Peshawar High Court

7. It has been noticed that liberal relaxation are being granted under FR. 18 in cases of willful absence from duty for more than 05 years without cogent/convincing reasons, whereas according to the rules *ibid* a government servant remains no more a government employee after willful absence for 05 years. The matter has been considered and it has been decided that:

(a) "After tendering resignation a Government Servant shall not leave his job until the acceptance of his resignation by the Competent Authority nor shall he be granted any leave. In case one leaves his job without acceptance of his resignation, he shall be treated as absconder and disciplinary action shall invariably be initiated against him.

(b) Resignation tendered by a Government Servant shall either be accepted or rejected by the Competent Authority within the stipulated period of not more than 30 days of its submission and acceptance/rejection thereof be communicated to the Government Servant concerned accordingly.

(c) After 5 years of continuous absence, services of a Civil Servant shall automatically stand terminated under FR. 18 and Rule of the NWFP (now Khyber Pakhtunkhwa) Civil Servants Revised Leave Rules 1981. In the light of Rule 12 *ibid*, a willful absence of more than five years shall not be converted into leave without pay."

8. It is admitted by respondent themselves that petitioner was allowed to serve the Karakoram University, on his appointment

**ATTESTED**  
EXAMINER  
Peshawar High Court

and it is also admitted fact that petitioner had tendered his resignation from post of lecturer, with the respondents department.

**9.** Therefore, petitioner could not be penalized for omission and in action of the respondents that they neither accepted nor rejected the resignation tendered by the petitioner within the stipulated period of 30 days as mentioned in the above circular, while the absence of petitioner was not willful, as he has joined his new assignment in Karakoram University with permission of respondents.

**10.** Petitioner was not required under the rule to get 2<sup>nd</sup> NOC therefrom the respondents, on his 2<sup>nd</sup> appointment as Assistant Professor in University of Engineering, Peshawar as he was not more government servant after joining Karakoram University. Respondents had already transferred his service record to the Karakoram University and Last Pay Drawn Certificate is also issued by competent authority in this regard. The resignation tendered by the government servant would be deemed to be accepted, if the same is not rejected within a stipulated period of

**ATTESTED**  
EXAMINER  
Peshawar High Court

30 days, where the Last Pay Drawn Certificate is also issued by competent authority in this regard.

**11.** Therefore, this writ petition is admitted and allowed. Consequently, the impugned notification is set aside and the petitioner is held to be resigned therefrom his previous post of lecturer, in the year 2011, and he shall not be treated as a government servant or civil servant in order to be proceeded under Civil Servant Act, 1973 for an act or omission occasioned thereafter his resignation.

**Announced:**  
**05.09.2019**

  
**JUDGE**

  
**JUDGE**

"Ihsan"

  
(DB) Hon'ble Mr. Justice Ikramullah Khan & Hon'ble Mr. Justice Sahibzada Asadullah

**CERTIFIED TO BE TRUE COPY**

**EXAMINER**  
Peshawar High Court, Peshawar  
Authorised Under Article 87 of  
The Qanun-e-Shahadat Order 1984

**14 OCT 2019**

No. 3600  
Date of Presentation of Application 11-9-19  
No of Pages 9p  
Copying fee                       
Total 3612  
Date of Preparation of Copy 14-10-19  
Date of Delivery of copy 14-10-19  
Received By Sajidullah

17.06.2019

Appellant alongwith his counsel present. Learned counsel for the appellant requested for adjournment. Adjourned to 23.07.2019 for preliminary hearing before S.B.

  
(Muhammad Amin Khan Kundi)  
Member

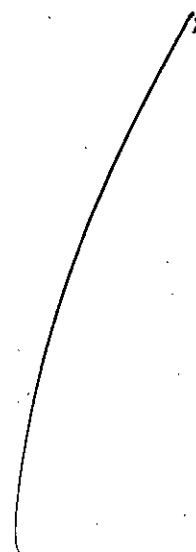
23.07.2019

Syed Hammad Tariq, Advocate for counsel for the appellant present.

Once again a request for adjournment is made on account of non-availability of learned senior counsel.

The record shows that hearing of instant appeal has been adjourned at least seven times upon the request on behalf of the appellant. As a last chance the request is granted and the hearing is adjourned to 26.07.2019 before S.B.

  
Chairman



PSJ

27.03.2019

Learned counsel for the appellant present and seeks adjournment. Adjourn. To come up for preliminary hearing on 26.04.2019 before S.B

  
Member

26.04.2019

Nemo for appellant.

Due to general strike on the call of Khyber Pakhtunkhwa Bar Council, instant matter is adjourned to 29.04.2019 before S.B.

  
Chairman

29.04.2019

Nemo for the appellant.


Notice be issued to the appellant/learned counsel for preliminary hearing on 17.06.2019 before S.B.

  
Chairman

P-33

17.10.2018

Appellant with counsel present and seeks adjournment. Granted. Case to come up for preliminary hearing on 19.11.2018 before S.B.

  
(Ahmad Hassan)  
Member

19.11.2018


Junior to counsel for the appellant present and requested for adjournment. Adjourned. To come up for preliminary hearing on 07.01.2019 before S.B.

  
Muhammad Amin Khan Kundi  
Member

07.1.2019

Syed Hammad Tariq, Advocate is present for Muhammad Sayar Advocate for appellant present.

States that learned senior counsel for the appellant proceeded to appear before the august Supreme Court, Islamabad and requests for adjournment. Adjourned to 15.02.2019 for written reply/comments before S.B.

  
Chairman

15.02.2019

Junior to counsel for the appellant present and seeks adjournment as senior counsel is not in attendance. Adjourn. To come up for preliminary hearing on 27.03.2019 before S.B.

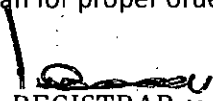


  
Member



Form- A  
FORM OF ORDER SHEET

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

Case No. 963/2018


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	03/08/2018  2-8-2018	<p>The appeal of Dr. Marjan-ud-Din resubmitted today by Mr. Muhammad Sayar 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 3/8/18</p>
2-	20.08.2018	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>20-8-2018</u></p> <p style="text-align: right;"> CHAIRMAN</p> <p>Counsel for the appellant present and seeks adjournment. Adjourned. To come up for preliminary hearing on 17.10.2018 before S.B.</p> <p style="text-align: right;"> (Ahmad Hassan) Member</p>

The appeal of Dr. Marjan-ud-Din Assistant Professor of Mathematics at University of Engineering and Technology Peshawar received today i.e. on 12.07.2018 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Index of the appeal may be prepared according to the Khyber Pakhtunkhwa Service Tribunal rules 1974.
- ② Heading of the appeal is incomplete which may be completed.
- ③ Memorandum of appeal may be got signed by the appellant.
- 4- Annexures of the appeal may be flagged.
- 5- Documents referred to in the memo of appeal are not attached with the appeal which may be placed on it.
- 6- Copy of impugned order/notification bearing No. SO(C-II) HED/IX-9/2017 Dated 27.2.2018 and departmental appeal against it are not attached with the appeal which may be placed on it.
- 7- Twenty five more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

No. 1432 /S.T,

Dt. 13/07 /2018.

  
REGISTRAR 13/7/18  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.


Mr. Muhammad Sayar Adv. Pesh.

*Request for Some time*

*R/S*

*That we need some important documents and copy of departmental appeal which are in possession of the petitioner and he is not present here due to which we need some time for filing the same*

*7 days time extended.*

  
27/7/18

**BEFORE THE HON'BLE**  
**SERVICE TRIBUNAL KPK PESHAWAR**

*Appeal no. 963/2018*

Dr. Marjan-ud-Din

(Petitioner)

**V E R S U S**

Govt. of Khyber Pakhtunkhwa and others

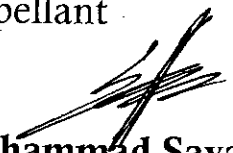
(Respondents)

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Through

Appellant

  
**Muhammad Sayar**  
Advocate Supreme Court of  
Pakistan

Dated:

①

**BEFORE THE HON'BLE**  
**SERVICE TRIBUNAL KPK PESHAWAR**

Service Appeal No. 963 /2018

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 1154

Dated 12-7-2018

**Dr. Marjan-ud-Din** (Assistant Professor of Mathematics at University of Engineering and Technology, Peshawar) S/o Ilmu-ud-Din Resident of Village Babara Prang, Hasan Khel, Tehsil & District Charsadda

(Appellant)

**V E R S U S**

The Govt. of Khyber Pakhtunkhwa, through

1. Chief Minister as Competent Authority, Chief Minister Secretariat, Peshawar
2. Chief Secretary, Provincial Civil Secretariat, Peshawar
3. Secretary Finance Department, Provincial Civil Secretariat, Peshawar
4. Secretary, Higher Education Department, Provincial Civil Secretariat, Peshawar
5. Secretary, Law Department, Provincial Civil Secretariat, Peshawar
6. Principal Secretary to the chief Minister, Chief Minister Secretariat, Peshawar
7. Personal Staff Officer to Chief Secretary, Provincial Civil Secretariat, Peshawar
8. Director Higher Education, District Courts, Peshawar
9. Mr. Tasleem Khan (PMS BS-19) Deputy Commissioner, District Haripur
10. Dr. Rashad, Principal Government Degree College, Wadpaga, Peshawar
11. Principal, Government Degree College Kotha District Swabi

Filed to-day

Registrar

Re-submitted to-day  
and filed

Registrar  
2/2/18

2

12. Bashir Ahmad, Section Officer (Colleges), Provincial Civil Secretariat, Peshawar
13. Habib-ur-Rehman, Section Officer (Colleges), Provincial Civil Secretariat, Peshawar
14. Section Officer (FR) Finance Department, Provincial Civil Secretariat, Peshawar
15. Wajid Ali, Section Officer (Colleges), Provincial Civil Secretariat, Peshawar
16. Farkand Iqbal, Section Officer (Colleges). Provincial Civil Secretariat, Peshawar
17. Muhammad Ayaz Khan, Section Officer (Colleges-II), Provincial Civil Secretariat, Peshawar
18. Deputy Director (Academics) Directorate of Higher Education, District Courts, Peshawar
19. Deputy Director (Establishment) Higher Education, District Courts, Peshawar
20. Deputy Director, HEMIS Cell, Higher Education, District Courts, Peshawar
21. District Account Officer, District Swabi
22. PS to Secretary, Higher Education Department, Provincial Civil Secretariat, Peshawar
23. Registrar, University of Engineering and Technology, Peshawar

(Respondents)

**Appeal Under Section 4 of the Khyber  
Pakhtunkhwa Service Tribunal Act 1974**

**Respectfully Sheweth,**

The appellant most humbly submits as under:

- 1) That by grace of Almighty ALLAH, the appellant on coming out with flying colors in the province of Khyber

Pakhtunkhwa Public Service commission examination and consequent upon its recommendation and consent of Khyber Pakhtunkhwa Finance Department through Circular Letter bearing No. SO(C)II-1/96-VI, dated 10.09.1998, the worthy governor of the Khyber Pakhtunkhwa Province was pleased and good enough to appoint him as officiating lecturer (BPS-17) in mathematics at Government college Khanpur Haripur vide the said notification No. SO(C)II-1/96-VI, dated 10.09.1998 of the Higher Education Department, Government of Khyber Pakhtunkhwa.

- 2) That on appointment of the appellant as officiating lecturer in BPS-17 vide the said notification, his service was made subject to nine (9) terms and conditions described and executed on Page 9 of the said notification liable to termination on one month prior notice from either side. In case of resignation without notice his one month pay shall be forfeited to government.
- 3) That by Almighty ALLAH's blessings, the appellant was selected for MS leading Ph.D. by the Higher Education Commission, Islamabad and NOC as well as study leave on half basic pay vide government Notification No. SO(E-II)/IX-9/2006, w.e.f. 11.09.2006 TO 10.09.2008, dated 27.01.2007 was granted to him.
- 4) That by kindness and with gratitude of Almighty ALLAH, carrying the day in the Khyber Pakhtunkhwa Public Service Commission examination, the appellant was appointed as Assistant Professor (BPS-18) of Mathematics at Government Degree College, Kotha

District Swabi and set about his duties w.e.f. 13.08.2008 therein.

- 5) That meanwhile the research work of the appellant was in progress at Ghulam Ishaq Khan Institute of Technology Topi Swabi and as such he applied to the competent authority for further study leave w.e.f. 01.09.2009 for the purpose of taking it to perfection which was allowed with effect from 01.09.2009 to 31.12.2009 vide Notification No. SO(Colleges)/IX-9/HE/06 dated 11.06.2009, but due to his one year probation period for the post of Assistant Professor w.e.f. 13.08.2008, he preferred his job and continued his duties at Government College, Kotha Swabi along with request for cancellation of said notification of leave to the competent authority.
  
- 6) That the Karakoram International University, Gilgit Baltistan advertised the post of Assistant Professor (BPS-19) in the subject of Mathematics in the year 2010, the competent authority was pleased and good enough while allowing the appellant to apply therefor with the approval that if the appellant was selected therein, he would had to resign from the office of Assistant Professor of Mathematics in Government College Kotha and his lien would not be retained in the Department of Higher Education KPK on joining the above noted University as Assistant Professor of Mathematics. (Endst: Nos. 5544 and 5545 dated 30.01.2010 are placed on case file)
  
- 7) That all of a sudden, the International Research initiative program under Higher Education of Pakistan

(HEC) started from 14.10.2010 to 18.02.2011 in Chicago USA and under the constraining circumstances / scenario, the appellant submitted application for earned leave and the competent authority was kind enough to issue NOC to him for joining / completing his said research program (International Research Support Initiative Programme) documents, NOC / attestation by the Head of Department and application for earned leave are placed on case file)

- 8) That the appellant proceeded to USA for the said purpose and returned in February 2011 to his home land, the Islamic Republic of Pakistan and set about his services / duties in the above mentioned college on 18.02.2011, and performed his duties as such for two months till 09.04.2011. It is worth to mention here that the appellant has neither received the salary of the above stated four months research program nor of the above mentioned two months wherein he has performed his duties efficiently in the above noted college and inspite of it, the appellant has deposited one month salary from his own pocket with the department as per demand and condition of the respondents for accepting his resignation (Su4029 Challan No. is placed on case file)
- 9) That by help of Almighty ALLAH, the appellant carried the day in his appointment as Assistant Professor (BPS-19) in KIU and as per terms and conditions of above noted Endsts, he submitted his resignation through proper channel and respondents sent Last Pay Certificate (LPC), service statement, personal file and service book etc. of the appellant to KIU on his making over charge of service on 09.04.2011 in the above named



college. It is quite evident from above stated Last Pay Certificate that the appellant has been paid upto 30.11.2010 and the respondents had accepted his resignation at that time (NOC documents of LPC, transfer of service documents and application for resignation are placed on case file)

- 10) That after joining the KIU Gilgit Baltistan and started teaching mathematics therein, the post of Assistant Professor (BPS-19) Mathematics was vacant in the University of Engineering and Technology, Peshawar where-for the appellant applied. He was selected against the said vacant post in the above named Engineering University by the Almighty ALLAH's blessings.
- 11) That the appellant was taken a back when the respondents issued / took disciplinary action against the appellant on 30.09.2017 followed by charge sheet all of which bearing No. dates making in their Parae Nos. VII, V and VII respectively, the non absence of appellant as his absence show cause notice as served on him, through the Daily Mashriq and the Daily Express, dated 24.04.2014 after a lapse of more than 3 years of his resignation from the above named college. (Photocopies of the whole Disciplinary action, proceedings / inquiry report and decision against the appellants are placed on case file)
- 12) That the respondents after taking the said proceedings against the appellant has issued the notification bearing No. SO(C-II)/HED/IX-9/2017 dated 27.02.2018, whereby the major penalty of removal from service and recovery of Rs. 10,56,082/- as salary has been imposed

on the appellant inspite of the above. (Copy of notification bearing # SO(C-11)/HED/IX-9/2017 dated 27.02.2018 is placed on case file)

- 13) That it is worth mentioning here that the other officers of Education Department have been graced in such like situations by accepting their resignation and giving them all pensionery and back benefits of the services rendered by them in the Higher Education Department KPK ever since, they have joined services in other institutions / universities, but the appellants has not been treated at par with them and as such he is victim to discrimination of respondents. (Relevant documents of the other officers are placed on case file)
- 14) That feeling aggrieved of the said notification / decision / judgment and orders of the respondents, the appellant submit his instant service appeal inter alia on the following grounds.

**Grounds:**

- a) That all the acts / actions / proceedings / inquiry / decisions initiated / taken by the respondents against the appellant are against law, facts and materials on record and based on mala fide, illwill, malevolence, personal grudges and ulterior motives of the respondents, in order to harass and confound the appellant, hence not tenable in the eyes of law.
- b) That the appellant on / after joining the KIU Gilgit Baltistan was no. more the employee of Higher Education Department KPK and as such he was not

required to obtain NOC from the above named Department for joining University of Engineering and Technology, Peshawar as Assistant Professor (BPS-19). It is further submitted that the appellant has left the college with due approval and permission of the competent authority and has never remained absent from duties, any time else and as such all the acts / actions / proceedings / inquiry / Disciplinary action / show cause notice / charge sheet / notifications / decisions taken / initiated against the appellant by the respondents are illegal, without lawful authority, coram non judice and of no legal effect upon the rights of the appellant.

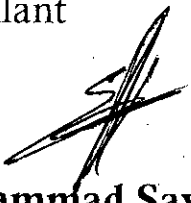
- c) That all the acts / actions / proceedings / inquiry / disciplinary action / charge sheets / notifications / decisions taken / initiated by the respondents against the appellant are against the fundamental rights of the appellant granted to him under the Constitution of Islamic Republic of Pakistan, 1973 and other law of the land.
- d) That the appellant has been treated against Article 4 and 25 of the Constitution of Islamic Republic of Pakistan, 1973 because the other teaching staff / officer of the Department on the same footing have been graced by accepting their resignations and giving them all the back benefits.
- e) That it is the basic right of the appellant to struggle for his charming job and good livelihood and that too with the due approval and permission of the respondents, but the respondents have initiated / taken their above noted

illegal acts / actions / proceedings / inquiry / disciplinary action / charge sheet / notifications / decisions / show cause notice in the newspaper etc. at a very belated time of more than 3 years and as such are badly time barred and they are quite incompetent in this regard under the law.

- f) That the Department is defaulter herself in payment of four months salaries of the appellant wherein he has performed his duties in the above named college and as such the appellant is being / has been dealt within unjust, unfair and illegal manner / way where for the interference of this hon'ble court is highly required.
- g) That all the acts / actions / proceedings / inquiry if any / decisions / initiated / arrived at / taken said notification by the respondents against the appellant is factually incorrect, illegal, arbitrary, perverse and fanciful which has resulted in great miscarriage of justice to the appellant where for interference of this hon'ble court is prayed for.
- h) That the appellant has also preferred his departmental representation / appeal before respondents on 12.03.2018, but to no use. (The same is placed on case file)
- i) That the appellant prays for advance leave of this hon'ble court to raise and argue any additional point / ground or submit any additional document at the time of arguments on the instant appeal.

It is, therefore, humbly prayed that on acceptance of the instant Service Appeal, the notification from removal of the service and recovery of illegal and unjustified amount of Rs. 10,56,082 as salaries from the appellant may very kindly be set aside / recalled and his removal from service may be converted into his resignation while declaring all the acts / actions / proceedings / inquiry / show cause notice / charge sheet / decisions / notification initiated / taken / issued against the appellant by the respondents, illegal, without lawful authority, coram non judice void ab-initio and of no legal effect upon the rights of appellant.

It is, further prayed that the entire pensionary and back benefits of the appellant for about 13 years' service (September 1998 to April 2011) may very kindly be awarded to him by sending the same to the concerned University along with any other relief which this hon'ble court may deem fit in the facts and circumstances of the case.

*M. Sayar* Appellant  
Through  
  
Muhammad Sayar  
ASC

Dated: 12.07.2018

(11)

**BEFORE THE HON'BLE**  
**SERVICE TRIBUNAL KPK PESHAWAR**

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

**Dr. Marjan-ud-Din**

(Petitioner)

**V E R S U S**

The Govt. of Khyber Pakhtunkhwa and others

(Respondents)

**Application for suspension of operation of the**  
**impugned notification No. SO(C-II)/HED/IX-**  
**9/2017 till final decision of the instant service**  
**appeal.**

**Respectfully Sheweth,**

- 1) That the above noted appeal is being filed before this hon'ble tribunal in which no date of hearing has yet been fixed.
- 2) That balance of convenience lies in favour of the petitioner and is very much sanguine of its success.
- 3) That if the operation of the impugned notification mentioned above is not suspended then the petitioner would suffer an irritable loss.
- 4) That the instant appeal may kindly be considered as part and parcel of this application.

12

It is, therefore, humbly prayed that on acceptance of the instant application the operation on impugned notification may kindly be suspended till final decision of the instant appeal.

*Marjan-ud-Din*  
Petitioner

Through

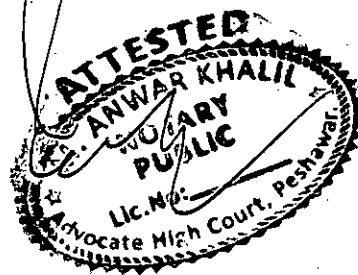
*Muhammad Sayar*  
ASC

Dated: 12.07.2018

**AFFIDAVIT**

I, **Dr. Marjan-ud-Din** (Assistant Professor of Mathematics at University of Engineering and Technology, Peshawar) S/o Ilmu-ud-Din Resident of Village Babara Prang, Hasan Khel, Tehsil & District Charsadda, do hereby solemnly affirm and declare on Oath that the contents of the instant application are true and correct to the best of my knowledge and belief and nothing has been concealed from this hon'ble court.

*Marjan-ud-Din*  
DEPONENT



To

Chief Secretary  
Higher Education Department  
Khyber Pukhtoonkhwa.

**Subject: Appeal against the removal from service in respect of  
Mr. Marjan ud Din Assistant Professor of Mathematics  
Government College Kotha District Swabi.**

1. The appellant come out with flying colors in the province of Khyber Pakhtunkhwa Public Service Commission examination and consequent upon its recommendation and consent of Khyber Pukhtoonkhwa Finance department through circular letter bearing No. SO(C) II-1/96-VI, dated 10.09.1998, the worthy governor of the province Khyber Pukhtoonkhwa pleased and good enough to appoint him as officiating lecturer (BPS 17) in mathematics at government college Khanpur Haripur vide notification No. SO(C) II-1/96-VI, dated 10.09.1998 of the Higher education department government of Khyber Pakhtunkhwa.
2. That an appointment of the appellant as officiating lecturer in BPS-17 vide the sad notification his services was made subject to nine (9) terms and conditions described and executed on page 9 of the said notification liable to termination on one month notice from either side in case of resignation without notice their one month pay shall be forfeited to government.
3. That the appellant was selected for MS leading to PhD by the Higher Education Commission Islamabad and NOC as well as study leave on half basic pay vide government notification No. SO (E-II)/IX-9/2006, w.e.f 11.09.2006 to 10.09.2008, dated 27.01.2007 was granted to him.



4. That on successful qualification of the Khyber Pakhtunkhwa Public Service Commission examination, the appellant was appointed as assistant professor (BPS-18) of mathematics at government degree college Kotha district Swabi and set about his duty w.e.f 13-8-2008 therein.
5. That meanwhile the research work of the appellant was in progress at Ghulan Ishaq Khan Institute of technology Topi Swabi and is such he already applied to the competent authority for further study leave w.e.f from 1.9.2009 for the purpose of taking it to perfection which was allowed with effect from 1.9.2009 to 31.12.2009, vide notification No. SO (Colleges)/IX-9/HE/06 dated 11.06.2009. But due to his one year probation period for the post of assistant professor w.e.f 13.8.2008 he preferred his job and continued his duties at government college Kotha Swabi returned the leave notification w.e.f 1.1.2009 to 31.12.2009 along with request for its cancellation to the competent authority.
6. That the Karakoram International University Gilgit Baltistan advertised the post of assistant professor BPS-19 in the subject of mathematics in the year 2010. The competent authority was pleased and good enough while allowing the appellant to apply therefore in this regard with the approval that if the appellant was selected therein, he would have to resign from the office of assistant professor of mathematics in government Kotha college and to join the above noted university as assistant professor of mathematics. The competent authority was further kind to transfer, the personal file and the service book for record and further necessary action on 9.4.2011 to the said university, while the appellant submitted his resignation from the said service (NOC, LPC, and transfer of service documents of the appellant, Application for resignation, application to apply for the assistant

professor BPS-19 KIU along with the covering letter of the competent authority are placed in file).

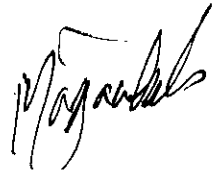
7. That all of a sudden the International research initiative program under Higher Education of Pakistan (HEC) started from 14 October 2010 to 18 February 2011 in Chicago USA and under the constraining scenario, the appellant submitted the application for earned leave and the competent authority was kind enough to issue NOC to him for joining / completing his said research program (application and NOC said leave are attached).
8. That the appellant proceeded abroad for USA for the said purpose and returned in February 2011 to his home land the Islamic republic of Pakistan and joined his service in the above mentioned college dated 18.2.2011, and performed his duties as such for two months till April 9, 2011. It is worth to mention here that the appellant has neither received the salary of the above stated four months research program nor of the above mentioned two months wherein he has performed his duties efficiently in the above noted college.
9. That it is important to note here that the competent authority advertised the said leave of four months in the daily news papers Mashriq and Express dated 14.4.2014 as absentee as show cause notice, when the appellant had already resigned from the said service dated 9.4.2011 in the above noted college and with the due permission of the competent authority for the purpose of joining the service of assistant professor in KIU (Disciplinary action, show cause notice, notification of removal of service, and recovery of unknown and unjustified amount of Rs. 10,56,082 are placed on file). According to the letter No SO(Colleges)/IX-9/2011 dated 17.8.15 on the competent authority need to recover the salary amount w.e.f. 18.10.2010 to 09.02.2011 (four months), but according to District Accounts Officer Swabi, the appellant

has paid up to 30.11.2010 with last pay he drawn is Rs 44017.  
(copy of LPC attached).

10. That it is necessary to bring up to the notice of your honor that the other officers of education department have been graced in such like situation by giving them all back pension benefits of the services rendered in the Higher Education Department KPK, ever since they joined their service in other institutions/universities. But unfortunately the appellant has not been treated at par with them, and he as such he is entitled to be best with all the back and pension benefits like them.

**It is therefore most humbly prayed that an acceptance of the departmental appeal, the notification of removal from service and the recovery of unknown and unjustified amount of Rs 10.56.082 from the appellant dated 27.2.2018 may very kindly be set aside/recall again and his removal from service may be converted into his resignation from service along with the abolishment of said unjustified recovery from him. It is further prayed that the entire back pension benefits of the appellant for about 13 years service (September 1998 to April 2011) under your kind control may kindly be awarded to him by sending the same to the concerned university along with any other relief.**

**Appellant**  
**Marjan ud Din**



**Ex-assistant Professor of Mathematics,  
Govt. College Kotha Swabi.**

**Copy to:**

- 1) The Hon'ble Chief Minister, Khyber Pakhtunkhwa
- 2) The Hon'ble Governor, Khyber Pakhtunkhwa
- 3) The Hon'ble Minister Education, Khyber Pakhtunkhwa

(17)

Annexure (A)

56

DIRECTORATE OF HIGHER EDUCATION  
N.W.F.P, PESHAWAR.

Phone # 9210242/9211025/FAX No. 9210242  
NO. SSW/ /CA-EST/AB BRANCH/IIA-IV/MARJAN UD DIN  
/MATHS

DATED 30/1 /2010

To

The Manager Human Resources  
Karakoram International University,  
Gilgit (Baltistan), Main Campus (Gilgit City)  
Gilgit (Baltistan).

SUBJECT

APPLICATION TO APPLY FOR THE POST OF ASSISTANT  
PROFESSOR OF MATHEMATICS IN KARAKORAM  
INTERNATIONAL UNIVERSITY.

Memo:

I am directed to enclose herewith an application on prescribed form in respect of Mr. Marjan ud Din Assistant Professor of Mathematics Govt; Degree College, Kotha (Swabi) who has applied for the post of Assistant Professor of Mathematics at Karakoram International University, Gilgit (Baltistan) for further necessary action.

BY: DIRECTOR (ESTABLISHMENT)  
HIGHER EDUCATION NWFP, PESHAWAR

Enclst: No. SSW/

Copy of the above is forwarded to the Principal Govt; Degree College, Kotha (Swabi) with reference to his letter No. 205 dated 07.10.2010 with the remarks that in case of selection of the officer against the post applied for, he will have to resign from the present post and his lien will not be retained in this Department. He maybe informed accordingly.

BY: DIRECTOR (ESTABLISHMENT)  
HIGHER EDUCATION NWFP, PESHAWAR

Attested  
*[Signature]*

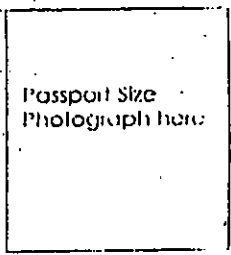
379/

(19) (18) Annexure (B) 3



HIGHER EDUCATION COMMISSION  
H-9, Islamabad (Pakistan)

Proposer Identification Number:



INTERNATIONAL RESEARCH SUPPORT INITIATIVE PROGRAMME (IRSIP)

PERSONAL INFORMATION

1.	Name	Marjan Uddin			
2.	Father Name	Ilm Uddin			
3.	CNIC No	17101-0307026-1	4.	Date of birth	03-09-1972
5.	Domicile	Charsadda	6.	Gender	Male <input checked="" type="checkbox"/> Female <input type="checkbox"/>
7.	Current Address	Marjan Uddin c/o Haji Bhader Sher karyan Merchant Bank Road Charsadda.			
8.	Permanent Address				
9.	E-mail	MarjanKhan1@hotmail.com			
10.	Contact Nos:	Mobile: 03459556218	Home:		
		Fax No:	Office:		

II. ACADEMIC QUALIFICATIONS

Degree		Year	Grade/ Division	Field/ Subject	Board/ University
Matric	SSc.	1988	1st	Science	Peshawar.
Intermediate	FSc	1990	1st	Pre-engineering	Peshawar
Bachelor	BSc	1992	1st	Mathematics, computer	Peshawar
Masters	MSc	1995	1st	Mathematics	Peshawar
M.Phil.	Mphil	2008	1st	Mathematics	GIK Institute Topi

III. DETAIL OF COURSES TAKEN AT M.Phil LEVEL

Course name	Date/Semester	Course Type Core/ Elective	Instructor name	Total credits of course	GPA
Advanced Quantum Mechanics	2007	Core	Prof. Dr. Irgazieve Bakhadir	3	3.33
Computational Fluid Mechanics	2007	Elective	Prof. Dr. Pervez Mughal	3	2.67
Numerical Methods For Partial Differential Equations	2007	Elective	Prof. Dr. Syed Ikram A. Tirmizi	3	3.0
Advanced Transform Techniques	2007	Elective	Prof. Dr. Sherzod Mirakhmedov	3	3.3
Asymptotic Methods for Differential	2007	Elective	Prof. Dr. Sirajul Haq	3	4

Attended  
#

(19)

62

Equations					
Graph theory	2007	Elective	Prof. Dr. AlexKavkin	3	3
Computational Methods for Engineers	2008	Core	Prof. Dr. Syed Iktam A. Tirmizi	3	3.69
Continuum Mechanics	2008	Elective	Prof. Dr. Mykola Bannikov	3	3.67

Provide international GRE/GAT score:

GRE subject	Subject →	Percentile →	Test Date →
GAT	Score →	Test Date →	

14. Indicate any academic honours or prizes which you have received, with titles and dates.

15. List any books, articles or theses published by you, especially in your area of study (Give title, place and date of publication).

16. List professional societies, fraternities or other organizations in which you now hold membership or in which you have been active in the past (indicate if you have held an elective office).

17. Teaching experience: (include any teaching positions you have held or currently hold)

18. Occupational experience: (list positions held, beginning with the most recent employment, if any)

Name and address of employer	Title/ Type of work	Duration	
		From	To
Govt. Degree College Khan Pur	Lecturer in Mathematics	September, 1998	March, 2001
Govt Post Graduate College # 1 Abbottabad	Lecturer in Mathematics	March, 2001	August, 2008
Govt. Degree College Koha Swabi	Assistant Professor of mathematics	August, 2008	To date

Attested  
*[Signature]*

20

FOR EMPLOYED APPLICANTS ONLY

ATTESTATION BY THE HEAD OF DEPARTMENT

This is to Certify that Mr./Ms. Marjan Uddin Son/Daughter of Mr. Uddin Uddin is regular employee of this Organization as Lecturer/Assistant Professor Since September, 1998.

His/Her educational, employment particulars and other statements as stated in the foregoing columns have been checked and verified with the original documents. It is hereby affirmed that in the event of his/her selection for the award of International Research Support Initiative Program, he/she will be released on study leave for the total duration of the research program which on average is 6 months. //

15-3-2010

Signature: \_\_\_\_\_

Name & Designation:  
(Head of Department/Institution)  
Full Address: \_\_\_\_\_

Office Stamp:  
Signature: \_\_\_\_\_

*[Handwritten Signature]*  
Director of Higher Education  
N.W.F.P. Peshawar.

15-03-2010

(Please Tick One)

Advance copy

Forwarded Copy

UNDER TAKING BY THE APPLICANT (compulsory for all candidates)

I Mr./Ms. Marjan Uddin Son/Daughter of Mr. Uddin Uddin certify that the statements made by me in the foregoing columns are true, complete and correct to the best of my knowledge and belief. It is solemnly affirmed that I have read and understood the conditions of the award of this program advertised in the press and from the web page of HEC and that the decision of the Selection Committee would be final and binding. I understand that the award will be withdrawn as well as recovery of full amount spent on me along with any penalty in the connection with the award if any irregularity or omission is discovered even after my selection for fellowship award under the 'International Research Support Initiative program'.

Date: 15-3-2010

Applicant's Signature: Marjan Uddin

Attested  
*[Signature]*

The Secretary of  
Higher Education  
K.P.K. Peshawar

(21) XI-9/11

3/10/11

Sub: Application for the grant of Earned leave from  
18/10/10 to 9/2/11. (4 Months)

Respected Sir, with due respect I beg to say that I had  
started my Ph.D course and the research work is  
still under process. For the completion of this  
research course I need four months E/leave

Therefore I request you to grant me Earned  
leave from the above date i.e 18/10/10 to 9/2/11.

I shall be very thankful for this  
kind of action.

Thanking you.

Obediently yours

Muzamil

Manjamaul. Dui

AP (Mathematics)  
G.D. College Kohat  
(Swabi)

Dated 17/10/10.

87/  
2/2/11

Pl. put up

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135  
2/2 2011  
534  
3/2/11

AS  
2/2/11

S/O (C)  
AS  
9/1/11

9/1/11

Attested  
[Signature]



22

Treasury / Sub-Treasury

Chalan of Cash into the National Bank of Pakistan (Swabi)

**SU4029 CHALAN NO.**

27

To be filled in by the remitter

to be filled in by the departmental  
Officer or the Treasury

Correct

**ORIGINAL**

Amour (C)

Receipts,  
Signature and full  
Designation of the  
Officer ordering the

By whom Tendered	Name or Designation And address of the Person on whose Behalf money is paid	Full particulars of the remittances & of Authority (if any)	Amount	Head of Account CO-2814 ROP	Order to the Bank
---------------------	--	---	--------	--------------------------------------	-------------------

Name: Refund of one month pay from Mr. Marjanud Din, Asstt; Prof

Of Maths, GDC Kotha for Oct., 2010.

Rs. 41186/-

CO-2814

Principal  
GDC, Kotha  
Govt. Degree College  
Kotha Distt; Swabi

41186

To be used only  
In the case of  
Remittances to Bank  
Through an officer  
Of the Government

Total: -

Rs. 41186/-

(Rupees Forty One thousand and one hundred and sixty six only)

Received

Treasurer

Account

Treasury Officer

Particulars

Rs.

Amount

Pa0069sa.

National Bank of Pakistan  
Main Branch Swabi (0406)  
21 MAR 2014  
CASH RECEIVED

Coin

Notes (with details)

Cheques (with details)

Total:

K.P.K., A&T-199

Attested  
[Signature]

(21)

23

Anneaux (D)

UNIVERSITY OF ENGINEERING AND TECHNOLOGY, PESHAWAR

OFFICE OF THE DISTRICT ACCOUNTS OFFICER, SWABI

No. DAO-SWABI/PAYROLL

Date: \_\_\_\_\_

To

(2)

The Registrar,  
Kooakusam International University, Ballistau

Subject: L.P.C. and Transfer of service documents in respect of  
Mr. Mirjamuddin, Asst. Professor (B-18)

Memo,

Consequent upon the transfer/posting of above named officer to your audit jurisdiction his/her L.P.C. (as given below), service statement, personal file and service book are/is hereby sent/ sent herewith for record and further Necessary action.

Last pay certificate

He has been paid upto and for 30.11.2010 at the following rates.

Pay and allowances	Deduction
Pay Rs. <u>19420/-</u> P/M	G.P. Fd. <u>1780/-</u> A/C No. <u>IV-Edu:HR:1945</u>
H.R.A. Rs. <u>3873/-</u> P/M	B.F. <u>250/-</u>
SAR B. <u>776/-</u> P/M	G. Ins: <u>335+36</u>
SRAR B. <u>1350/-</u> P/M	I. Tax <u>400/-</u>
ARA B. <u>1350/-</u> P/M	EEF. <u>30/-</u>
DA B. <u>1112/-</u> P/M	
AR B. <u>2913/-</u> P/M	
MA B. <u>2913/-</u> P/M	
AR-10 B. <u>9710/-</u> P/M	
Total: <u>=44017/-</u> P/M	

He/She made over charge on 9.4.2011 (FNF/AN)

He is authorized to draw pay and allowances from \_\_\_\_\_ to \_\_\_\_\_ at the above rates.

Overpayment of pay and allowances for the period from \_\_\_\_\_ to \_\_\_\_\_ may be recovered at your end.

Service statement Please see over leaf

OTHER RECOVERIES

1. T.A. Advance
2. H.B.A.
3. Motor Car Advance

Attested

*[Signature]*  
District Accounts Officer  
Swabi

SD  
District Accounts Officer  
Swabi

Copy forwarded to

- 1.
2. Fund Section (local) for transfer of G.P. Fund balance to the respective District.

SD  
District Accounts Officer  
Swabi

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To

The director of Higher Education  
KPK Peshawar.

Through:- PROPER CHANNEL

Subject:- RESIGNATION FROM SERVICE  
Memo.

Reference is invited to the Notification No. KIU-Admin-1 (15)/2008/ 1789 dated in the light of which I have been appointed as Assistant Professor BPS. 19 in KIU Gilgat, resulted in my application for the above post vide office of the principal Govt. Degree College Koha No. 205 dated 7/10/2010 and also your Endst. No. 5545 dated 30/1/2010

My resignation is therefore submitted and I may please be relieved from my service with effect from 9/4/2011 in order to join my duty at KIU Gilgat.

Yours sincerely

Marjanuddin  
Asst. Prof. in Mathematics  
GDC Koha (Swabi)

*Marjanuddin 9/4/2011*

Witness No. 1

Name: *Muhammad Farid*

Signature: *[Signature]*

Witness No. 2.

Name: *Amir Shw*

Signature: *[Signature]*

*Attested*  
*[Signature]*





GOVT. OF KHYBER PAKHTUNKHWA  
HIGHER EDUCATION, ARCHIVES &  
LIBRARIES DEPARTMENT

Dated Peshawar the 27.02.2018.

**NOTIFICATION**

**No. SO (C-II)/HED/IX-9/2017, WHEREAS** Mr. Marjan Ud Din, Assistant Professor of Mathematics, Govt. Degree College Kotha Swabi, was proceeded against under the Khyber Pakhtunkhwa Efficiency & Discipline Rules, 2011 for the charges mentioned in the charge sheet and statement of allegations.

2. **AND WHEREAS** the Competent Authority appointed Mr. Tasleem Khan, PMS (BS-19) Deputy Commissioner, Haripur and Dr. Rashad, Professor, Govt. Degree College Wadpaga Peshawar as Inquiry Officers to conduct inquiry against the accused officer for the charges leveled against him in accordance with the Law/Rules.

3. **AND WHEREAS** the Inquiry Officer after having examined the charges, evidence on record and explanation of the accused officer, submitted report whereby the charges leveled against the accused officer stand proved.

4. **AND WHEREAS**, the Competent Authority has served the accused officer with Show Cause Notice for dismissal from Govt. service and recovery of Rs.10,56,082/-

5. **NOW THEREFORE**, the Competent Authority, after having considered the charges, evidence on record, finding of the inquiry report, the explanation of the accused officer after affording him personal hearing and in exercise of powers under Rule 14(5) of the Khyber Pakhtunkhwa Govt. Servants (Efficiency & Discipline) Rules, 2011 has been pleased to impose the major penalty of **removal from service & recovery of Rs. 10,56,082/-** upon Mr. Marjan Ud Din, Assistant Professor of Mathematics, Govt. Degree College Kotha Swabi.

SECRETARY TO GOVT. OF  
KHYBER PAKHTUNKHWA  
HIGHER EDUCATION DEPARTMENT

**Ends: No. & Date Even.**

Copy forwarded to the:-

1. Director Higher Education Khyber Pakhtunkhwa, Peshawar.
2. Principal, Govt. Degree College Kotha Swabi.
3. Registrar, University of Engineering & Technology Peshawar.
4. Officer concerned; Mr. Marjan Ud Din, Assistant Professor of Mathematics, University of Engineering & Technology Peshawar.
5. Deputy Director, HEMIS Cell, Higher Education, Khyber Pakhtunkhwa.
6. District Accounts Officer, Swabi.
7. PS to Secretary, Higher Education Department.

(MUHAMMAD AYAZ KHAN)  
SECTION OFFICER (COLLEGES-II)

Attested  
sk

Marjan Ud Din  
12/3/18

(27)

تقریر 13

Annexure (F)



GOVERNMENT OF KHYBER PAKHTUNKHWA  
FINANCE DEPARTMENT  
(REGULATION WING)

NO.FD(SOSR-II)5-50/2015-16  
Dated Peshawar the 12/04/2016

To

The Secretary to Govt: of Khyber Pakhtunkhwa,  
Higher Education Department.

Subject: - TRANSFER OF PENSION CONTRIBUTION IN RESPECT OF  
DR.SAMIULLAH, EX-ASSISTANT PROFESSOR OF GEOGRAPHY  
GSSC PESHAWAR

Dear Sir,

I am directed to refer to your letter No.SOB/HE/1-22/Pension  
Contribution/186 dated 01/04/2016 on the subject noted above and to state that  
Finance Department agrees to the payment of pension contribution amounting  
to **Rs.10,59,092/-** in favour of Dr.Samiullah, Ex-Assistant Professor of  
Geography, GSSC, Peshawar for service rendered in Education Department for  
the period 13/05/1992 to 05/01/2015 duly verified by AG Office.

2. Audit copy may be prepared and sent to this Department for  
authentication.

Yours faithfully,

(WAZIR MUHAMMAD AFGAR)  
SECTION OFFICER (SR.II)

38

Annexure (G)

GOVERNMENT OF NWFP  
HIGHER EDUCATION ARCHIVES & LIBRARIES  
DEPARTMENT

Dated Peshawar the 27/01/2007

**NOTIFICATION**

No.SO(EDUCATION-II)IX-9/2006. In consultation with Finance Department, sanction is hereby accorded to the grant of 730-days Study Leave on half pay with effect from 11-09-2006 in favour of Mr. Marjan-ud-Din, Lecturer in Mathematics, Government Postgraduate College No.1 Abbottabad for Ph.D Programme offered by Higher Education Commission, Islamabad under FR-84 read with Appendix 9-IA of FR & SR Vol-I & II, subject to the condition that Internal and local arrangement will be made by the Administrative Department and no contract employee will be appointed during the entire absence of the applicant concerned.

2. On expiry of leave the officer is likely to return to the same post and station.

SECRETARY TO GOVT.OF NWFP  
HIGHER EDUCATION DEPARTMENT

Endst: No.KC/SO(FR)/FD/5-13/2006

Dated Peshawar the 27-01-2007

Copy forwarded to the District Accounts Officer Abbottabad.

  
SECTION OFFICER (FR)  
GOVT.OF NWFP FINANCE DEPTT:

ENDST: No.SO(Education-II)IX-9/2006

Dated Peshawar the 27-01-2007

A copy is forwarded for information and necessary action to the:-

1. Director Higher Education NWFP Peshawar, with reference to his letter No.1021/CA-II/Estt; Branch dated 11/01/2007.
2. The Section Officer (FR) Finance Department NWFP Peshawar, w/r to his letter No. KC/SO(FR)/FD/5-13/2006 dated 26-01-2007.
3. Principal, Government Postgraduate College No.1 Abbottabad.
4. Mr. Marjan-ud-Din, Lecturer in Mathematics, Government Postgraduate College No.1 Abbottabad.

Attested  


  
SECTION OFFICER (EDUCATION-II)

(29)

Annexure (H)



GOVERNMENT OF NWFP  
HIGHER EDUCATION, ARCHIVES & LIBRARIES  
DEPARTMENT

(4)

Dated Peshawar the 13/08/2008

**NOTIFICATION**

**NO.SO(COLLEGES)3-1/2008** Consequent upon the recommendation of NWFP Public Service Commission, the Competent Authority is pleased to appoint the following Male Lecturers in Mathematics (BPS-17) as Assistant Professors of Mathematics (BPS-18) in the subject of Physics of College Cadre in Higher Education Department NWFP with immediate effect and to post/adjust them in the colleges noted against each:-

S.No.	Name & Address	Domicile	Posting/Adjustment
1	Ajmal Khan S/o Sarwar Jan Lecturer in Mathematics, Government Postgraduate College Karak. Permanent Address:- Village & P.O. Ghundi ir Khan Khel Tehsil and District Karak (Domicile Karak).	Karak	Assistant Professor of Mathematics, Govt. Degree College Bada Daud Shah (Karak)
2	Shaukat Ali Khan S/o Ali Abbas Khan, Lecturer in Mathematics, Govt. Degree College No.2 Bannu. Permanent Address:- Village Wazir Killa, P.O. Azim Killa, Tehsil & District Bannu. (Domicile F.R. Bannu)	F.R. Bannu	Assistant Professor of Mathematics, Govt. Postgraduate College Bannu.
3	Marjah-ud-Din S/o Ima-ud-Din Lecturer in Mathematics, Govt. Postgraduate College No.1 Abbottabad. Permanent Address:- Village Babara Prang Hasan Khel Tehsil & District Charsadda. (Domicile Charsadda)	Charsadda	Assistant Professor of Mathematics, Govt. Degree College Kotha (Swabi).

The appointment of the above Assistant Professors will be subject to the following terms and conditions:-

**TERMS AND CONDITIONS**

- i. They shall, for all intents and purposes be Civil Servant, except for the purpose of Pension and Gratuity. In lieu of the same, they shall be entitled to receive Contributory Provident Fund. For the said fund 10% contribution will be made by the Provincial Government and 10% by the Civil Servant concerned in the prescribed manner. Provided further that, in the event of death of the civil servant, whether before or after retirement, his family shall be entitled to receive the said amount, if it has not already been received by the concerned deceased civil servant.
- ii. They will have all rights/privileges contained in NWFP Civil Servants Act, 1973 with all amendments made therein including NWFP Civil Servants (Amendment) Act-2005 and Rules made thereunder.
- iii. In case of resignation, the Assistant Professor will have to give one-month prior notice. In absence of such notice his one-month's pay shall be forfeited to Government.
- iv. The selectees must join their posts within 30 days of the issue of this Notification. The Director Higher Education NWFP Peshawar must furnish a certificate to the effect that the selectees have joined the post or otherwise, after one month of the issue of this Notification.
- v. In case of disciplinary matters, NWFP Civil Servants Act 1973 and NWFP Civil Servants Removal from Service (Special Powers) Ordinance 2000 shall be applicable.
- vi. They will get pay in BPS-18 including usual allowances as admissible under the rules. They will be entitled to annual increment like other Civil Servants.
- vii. They will be equally considered for appointment against higher post if found eligible on the basis of competence, expertise and experience.

Attested  
SA





(30) Annexure (J)  
100

GOVERNMENT OF N.W.F.P.  
HIGHER EDUCATION, ARCHIVES &  
LIBRARIES DEPARTMENT

Dated Peshawar the 11.06.2009.

**NOTIFICATION**

No. SO(COLLEGES)IX-9/HE/06. In consultation with Finance Department, the Competent Authority has been pleased to accord extension in Study Leave in respect of **Mr. Marjan-ud-Din**, Assistant Professor of Maths (B-18), Government Degree College Kotha (Swabi) w.e.f. 01.01.2009 to 31.12.2009 (on half pay) in order to complete his Ph. D Programme at Ghulam Ishaq Khan Institute of Engineering and Technology Topi (Swabi).

SECRETARY TO GOVT. OF NWFP  
HIGHER EDUCATION DEPARTMENT

Endst. No. SO(FR)/FD/5-13/2006.

Dated Peshawar the 11.06.2009.

Copy forwarded to the District Accounts Officer Swabi.

SECTION OFFICER (FR)  
GOVT. OF NWFP FINANCE DEPTT:

ENDST: No. SO(COLLEGES)IX-9/HE/06.

Dated Peshawar the 11.06.2009

A copy is forwarded for information and necessary action to the:-

1. Director Higher Education NWFP Peshawar.
2. Section Officer (FR) Finance Department NWFP Peshawar, w/r to his letter No. SO(FR)/FD/5-13/2006 dated 25.05.2009.
3. Principal, Govt. Degree College Topi (Swabi).
4. Officer concerned.

Attested

(WAJID ALI)  
SECTION OFFICER (COLLEGES)

CERTIFICATE OF TRANSFER OF CHARGE

1. Certified that we have on the fore/afternoon of this day respectively made over and receive charge of this office of the AP Math Govt. Degree College No. 80 (College) 3-1/2008 dt. 13-8-2008 ✓ 16-8-2008
2. Particulars of cash and important secret and confidential documents handed over are noted on the reverse:—

Station Govt. Kotla Swabi Signature of relieved Government servant Macomb  
 Designation AP (Maths)

Dated 16/8/2008 Signature of relieving Government servant (Marjan-U-Din)  
 Designation AP (Maths)

Endst. No. 1773 dt. 28/8/2008

- Submitted to the
- ① DHB. NWFP, Peshawar.
  - ② DAO. Swabi.
  - ③ PTF file.

Principal  
 Govt. Degree College  
 Kotla District Swabi  
 16/8

Attested  


OFFICE OF THE PRINCIPAL GOVT DEGREE COLLEGE KOTHA (SWABI)

327 (6)

NO 173-b

To

The Director Higher Education,  
N.W.F.P. Peshawar.

Annexure (12)

Subject: Cancellation of study leave  
R/Sir

I was lecturer in mathematics at Govt. Post. Graduate College Abbott bad. The competent authority, was granted study leave on half pay w.e.f 11-09-2006 to 11-09-2009, but in the mean time N.W.F.P. Public Service Commission recommended me for the post of assistant professor of mathematics and I have joined Govt. Degree. College Koha Swabi. I am working therein since 16-08-2008 to date. I was also applied for the extension in study leave and in respect to your notification NO.SO (COLLEGES) IX-9/HE/06, the competent authority has accorded extension in study leave from 01-01-2009 to 31-12-2009, but I do not need the leave at this time. Therefore kindly be cancel my study leave I will avail it when needed.

Forwarded to  
Director H.E for  
further necessary action  
Zaid

Marjan uddin  
Assistant professor G.D.C kotha  
Marjan 03/07/2009

Principal Govt. Degree  
College. Koha  
Swabi.  
Principal  
Govt. Degree College  
Kotla Dist: Swabi

Accepted  
[Signature]

(33)

(28)

I, Mr. Pervez Khattak, Chief Minister, Khyber Pakhtunkhwa, as Competent Authority, am of the opinion that Mr. Marjan ud Din Assistant Professor of Mathematics Govt; Degree College, Kotha (Swabi) has rendered himself liable to be proceeded against, as he committed the following acts/ omissions, within the meaning of rule 03 of the Khyber Pakhtunkhwa Govt; Servants (Efficiency and Discipline) Rules, 2011.

### STATEMENT OF ALLEGATIONS

Annexure  
(L)

- i. That while working as Lecturer in Mathematics at Govt; Post Graduate College, No. 1 Abbottabad, he was selected for Indigenous fellowship for 5000 Ph.D Scholarship Programme batch-IV by the Higher Education Commission and NOC as well as Study Leave on half pay w.e.f 11.09.2006 to 10.09.2008 vide Provincial Government Notification No. SO (E-II)/IX-9/2006 dated 27.01.2007.
  - ii. During Study Leave he was selected as Assistant Professor by the Khyber Pakhtunkhwa Public Service Commission and posted at Govt; Degree College, Kotha (Swabi). He applied for extension in leave for 02 Years w.e.f 01.01.2009 for doing research work at GIK Topi (Swabi). But the Competent Authority granted him Study Leave for one year w.e.f 01.01.2009 to 31.12.2009 for completion of Ph.D studies vide Notification No. SO (Colleges)/IX-9/HE/06 dated 11.06.2009.
  - iii. He applied for Earned Leave w.e.f 18.10.2010 to 09.02.2011 for proceeding abroad to USA for doing research work. But his request was not acceded to and he was informed accordingly through his Principal vide letter No. 29464 dated 26.10.2010.
  - iv. The Principal sent letter No. 341 dated 28.10.2010, No. 351 dated 08.11.2010, No. 379 dated 01.12.2010, and No. 403 dated 14.01.2011 on his home address with the direction to resume his duties immediately. He attended the College on 18.02.2011 and submitted resignation from service due to his appointment in KIU Gilgit.
  - v. He was appointed as Assistant Professor of Mathematics at University of Engineering & Technology, Peshawar without obtaining NOC of the Department and left the College without waiting for the approval of the Competent Authority and remained willfully absent from duties w.e.f 14.10.2010.
  - vi. He was on study leave for the period w.e.f 11.09.2006 to 10.09.2008 and 01.01.2009 to 31.12.2010 and he was directed through his Principal to refund the amount of salaries drawn by him during the said period.
  - vii. He was served with absence/show cause notice through the Daily Mashriq and the Daily Express dated 24.04.2014 wherein he was directed to resume his duties within 15 days failing which disciplinary action will be taken against him but neither he resumed his duties nor responded to the show cause notice.
  - viii. He is willfully absent from duties w.e.f 14.10.2010 till date.
2. For the purpose of inquiry against the said accused with reference to the above allegations, an inquiry officer/ inquiry committee, consisting of the following, is constituted under rule 10 (1) (a) of the ibid rules.
- i. Mr. Tasleem Khan (PMS BS-19) DC, Haripur
  - ii. Dr. Rashad Prinspal GDC Watpaga Peshawar
3. The inquiry officer/ inquiry committee shall, in accordance with the provisions of the ibid rules, provide reasonable opportunity of hearing to the accused, record its findings and make, within thirty days of the receipt of this order, recommendations as to punishment or other appropriate action against the accused.
4. The accused and a well conversant representative of the department shall join the proceedings on the date, time and place fixed by the inquiry officer/ inquiry committee.

*Pervez Khattak*  
(Pervez Khattak)  
CHIEF MINISTER,  
KHYBER PAKHTUNKHWA

Mr. Marjan ud Din  
Assistant Professor of Mathematics  
Govt; Degree College, Kotha (Swabi)

*Attested*  
*[Signature]*

(34)



I, Pervez Khattak, Chief Minister Khyber Pakhtunkhwa, as Competent Authority, do hereby serve you, Marjan ud Din Assistant Professor of Mathematics (BPS-18) Govt; Degree College, Kotha (Swabi) as follows:-

- i. That you had applied for Earned Leave w.e.f 18.10.2010 to 09.02.2011 for proceeding abroad to USA for doing Ph.D research work and left the College on 14.10.2010 without approval of the Competent Authority. But your request was not acceded to and you were informed accordingly through your Principal vide letter No-29464 dated 26.10.2010.
- ii. That the Principal sent several letters on your home address with the direction to resume your duties immediately but you failed to do so. You attended the College on 18.02.2011 and submitted resignation from service due to your appointment in Karakoram International University, Gilgit.
- iii. That you were appointed as Assistant Professor of Mathematics at University of Engineering & Technology, Peshawar without obtaining NOC of the Department and left the College without waiting for the approval of the Competent Authority and remained willfully absent from duties w.e.f 14.10.2010 till date.
- iv. That a sum of Rs. 1,056,082/- was drawn by you during your Ph.D studies.
- v. That you were served with absence/show cause notice through the Daily Mashriq and the Daily Express dated 24.04.2014 wherein you were directed to resume your duties within 15 days failing which disciplinary action will be taken against you but neither you resumed your duties nor responded to the show cause notice.
- vi. That consequent upon the completion of inquiry conducted against you by the Inquiry Officer for which you were given opportunity of hearing vide his letter No. 1 (9) 2017/AF/DC(H) dated 31.08.2017.
- vii. On going through the findings and recommendations of the Inquiry Officer the material on record and other connected papers including your defence before said officer.

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

- (a) Mis-conduct.
- (b) In-efficiency.

- 3. As a result thereof, I, as Competent Authority, have tentatively decided to impose upon you the penalty of Dismissal from service under rule 4 of the said rules.   
*and recovery of Rs. 1,056,082/-*
- 4. You are, therefore, required to Show Cause as to why the aforesaid penalty should not be imposed upon you and also intimate whether you desire to be heard in person.
- 5. If no reply to this notice is received within seven days or not more than fifteen days of its delivery, it shall be presumed that you have no defence to put in and in that case an ex-parte action shall be taken against you.

Attested  
[Signature]

Pervez Khattak  
(Pervez Khattak)  
CHIEF MINISTER,  
KHYBER PAKHTUNKHWA

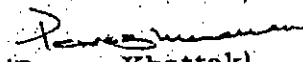
(35)

30

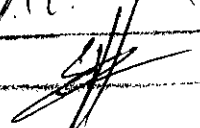
I, Mr. Pervez Khattak, Chief Minister, Khyber Pakhtunkhwa, as Competent Authority, hereby charge you, Mr. Marjan ud Din Assistant Professor of Mathematics Govt; Degree College, Kotha (Swabi) as follows:

That you, while posted as Assistant Professor of Mathematics Govt; Degree College, Kotha (Swabi) committed the following irregularities:-

- i. That while working as Lecturer in Mathematics at Govt; Post Graduate College, No. 1 Abbottabad; you were selected for Indigenous fellowship for 5000 Ph.D. Scholarship Programme batch-IV by the Higher Education Commission and NOC as well as Study Leave on half pay w.e.f 11.09.2006 to 10.09.2008 vide Provincial Government Notification No. SO (E-II)/IX-9/2006 dated 27.01.2007.
  - ii. During Study Leave you were selected as Assistant Professor by the Khyber Pakhtunkhwa Public Service Commission and posted at Govt; Degree College, Kotha (Swabi). You applied for extension in leave for 02 Years w.e.f 01.01.2009 for doing research work at GIK Topi (Swabi). But the Competent Authority granted you Study Leave for one year w.e.f 01.01.2009 to 31.12.2009 for completion of Ph.D studies vide Notification No. SO (Colleges)/IX-9/HE/06 dated 11.06.2009.
  - iii. You applied for Earned Leave w.e.f 18.10.2010 to 09.02.2011 for proceeding abroad to USA for doing research work. But your request was not acceded to and you were informed accordingly through your Principal vide letter No. 29464 dated 26.10.2010.
  - iv. The Principal sent letter No. 341 dated 28.10.2010, No. 351 dated 08.11.2010, No. 379 dated 01.12.2010, and No. 403 dated 14.01.2011 on your home address with the direction to resume your duties immediately. You attended the College on 18.02.2011 and submitted resignation from service due to your appointment in KIU Gilgit.
  - v. You were appointed as Assistant Professor of Mathematics at University of Engineering & Technology, Peshawar without obtaining NOC of the Department and left the College without waiting for the approval of the Competent Authority and remained willfully absent from duties w.e.f 14.10.2010.
  - vi. You were on study leave for the period w.e.f 11.09.2006 to 10.09.2008 and 01.01.2009 to 31.12.2010 and you were directed through your Principal to refund the amount of salaries drawn by you during the said period.
  - vii. You were served with absence/show cause notice through the Daily Mashriq and the Daily Express dated 24.04.2014 wherein you were directed to resume your duties within 15 days failing which disciplinary action will be taken against you but neither you resumed your duties nor responded to the show cause notice.
  - viii. You are willfully absent from duties w.e.f 14.10.2010 till date.
2. By reason of the above, you appear to be guilty of misconduct under rule 03 of the Khyber Pakhtunkhwa, Peshawar Govt; Servants (Efficiency and Discipline) Rules, 2011 and have rendered yourself liable to all or any of the penalties specified in rule 04 of the Rule ibid.
  3. You are, therefore, required to submit your written defence within seven days of the receipt of this Charge Sheet to the Enquiry Officer/ Committee, as the case may be.
  4. Your written defence, if any, should reach the Enquiry Officer/ Committee within the specific period, failing which it shall be presumed that you have no defence to put in and in that case ex-parte action shall be taken against you.
  5. Intimate whether you desire to be heard in person.
  6. A statement of allegations is enclosed.

  
(Pervez Khattak)  
CHIEF MINISTER,  
KHYBER PAKHTUNKHWA

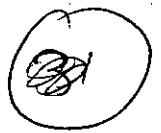
Mr. Marjan ud Din  
Assistant Professor of Mathematics  
Govt; Degree College, Kotha (Swabi)

Attested  


379/11.11.14



(36)  
Government of Khyber Pakhtunkhwa  
Law, Parliamentary Affairs & Human Rights  
Department



No. PS/Secretary Law/Inq/HED/Marjanuddin// - 7

Dated Peshawar the 06.02.2018

To

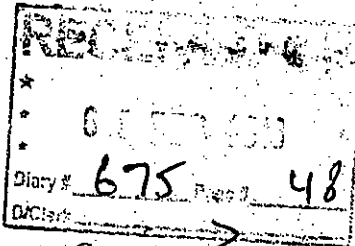
✓  
Mr. Marjan ud Din,  
Assistant Professor (Maths), C/O  
Directorate of Higher Education,  
Peshawar

Subject:- Personal hearing in Enquiry against Mr Marjan ud Din, Assistant Professor (Maths), Higher Education Department on 09.02.2018

In pursuance of request of Mr. Marjan ud Din, Assistant Professor (Maths), Higher Education Department and the direction of the Competent Authority, personal hearing, on behalf of the Chief Minister Khyber Pakhtunkhwa (Competent Authority) in the subject enquiry has been scheduled to be held on 09.02.2018 at 1000 hrs in the office of the undersigned at Peshawar.

2. He is required to attend the same at above mentioned date, time and venue along with all necessary documents including

- i. Copy of notification of sanction of 730 days study leave from 11.09.2006
- ii. His charge relinquish to avail 730 days study leave from 11.09.2006
- iii. Request for cancellation of one year leave from 01.01.2009 to 31.12.2009
- iv. His original passport on which he travelled to Chicago, USA in 2010 for Research
- v. Copy of acceptance of his resignation from the Government of Khyber Pakhtunkhwa
- vi. Reply of Show Cause notice appearing in the newspapers on 24.04.2014



Copy to:

*Asghar Ali*  
(ASGHAR ALI)  
Secretary Law  
06.02.2018

1. Mr. Bashir Khan, Deputy Director (Establishment), Higher Education Directorate (Departmental Representative) with the request to attend the personal hearing along with all relevant record.

Secretary Law

Copy forwarded for information to:-

1. The Secretary to Government of Khyber Pakhtunkhwa, Higher Education Department
2. The Principal Secretary to the Chief Minister, Government of Khyber Pakhtunkhwa
3. Personal Staff Officer to Chief Secretary, Government of Khyber Pakhtunkhwa
4. The Director Higher Education, Peshawar

*Attested*  
Secretary Law

*Let tuser  
 maths*

GOVERNMENT OF N.W.F.P.  
 EDUCATION DEPARTMENT

Dated Peshawar, the 10-9-1998

NOTIFICATION

No.SO(C)II-1/96-VI:- Consequent upon the recommendations of the NWFP Public Service Commission and consent of the NWFP Finance Department through circular letter No. III/5-8/98-99/F.D., dated 31-8-1998, the Governor, N.W.F.P., is pleased to appoint the following candidates as Officiating Lecturers (IPS-17) in various subjects at the Government Colleges mentioned against each from the date of their taking over charge subject to the conditions mentioned below :-

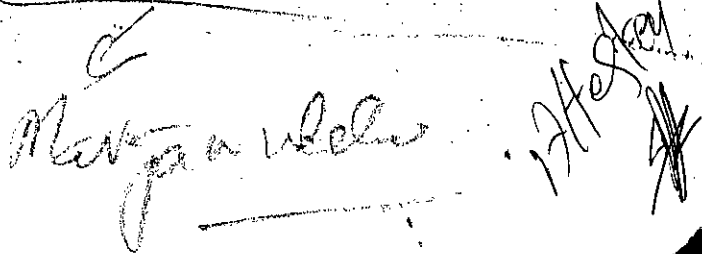
S.No.	Name of Candidates with father's name	Place of posting	Remarks
1.	Mr. Zafnillah Jan, S/O Fakhar-uz-Zaman, Saad Abad No. 1, Dala Road, near Masjid Taheed, Peshawar City.	Offtg; Lecturer in Pak; Studies, Govt; College, Balochali (Mardan).	Against the vacant post.
2.	Mr. Hasham Khan S/O Nowshad Khan, Village Tindog, Teh; Adenzai, Dir.	Offtg; Lecturer in Pak; Studies, Govt; College, Gulabad (Dir).	--do--
3.	Mr. Ahmad Rahman S/O Haji Abdur Rahman, Vill; Yaqoobi Banda, P.O. Jehangiri Banda, Tehsil and District Karak.	Offtg; Lecturer in Pak; Studies, Govt; College, Sabir Abad	--do--
4.	Mr. Iqbalullah Khan S/O Ghulam Habib Khan, Moh; Lakki Michan Khel, Teh; and Distt; Lakki Marwat.	Offtg; Lecturer in Pak; Studies, Govt; College, Sadda.	--do--
5.	Mr. Habib Ullah Khan, S/O Sir Anjam, Village Banoochi Kala, P.O. Azim Kala, Teh; & Distt; Bannu.	Offtg; Lecturer in Physics, Government College, Bannu.	--do--
6.	Mr. Shad Munir S/O Sher Azam Khan, Village & P.O. Dak Ismail Khel, Teh; & Distt; Nowshera.	Offtg; Lecturer in Physics, Government College, Pabbi.	--do--
7.	Mr. Riaz Ahmad Khan S/O Ghiyas Ahmad Khan, Moh; Ahundia Baba, Vill; & P.O. Akora Khattak (Nowshera).	Offtg; Lecturer in Physics, Government College, Chitral.	--do--
8.	Mr. Ghani Muhammad S/O Habib-ur-Rahman, Vill; Jarai (Habibur Rahman Kala) P.O. Sakhat, Mtd; Agency.	Offtg; Lecturer in Physics, Government College, Kar (Bajaur)	--do--
9.	Mr. Shafiq Munir S/O Saadat Ali Khan, Moh; Farooq Abad, Opposite Kacha Levy, P.O. & Teh; Hangu, Distt; Hangu (Kohat).	Offtg; Lecturer in Physics, Government College, Parachinar.	--do--
10.	Mr. Iftikhar Ali S/O Sherin Khan, Vill; & P.O. Kalu Khan, Moh; Parra, Teh; & Distt; Swabi.	Offtg; Lecturer in Physics, Government College, Bakhshali (Mardan).	--do--

(Contd: .....P/2)

*Affected*



- 11. Mr. Alam Zeb W/O Habib-ur-Rehman, Moh; Mosa Kael: Vill; & P.O. Baja, Teh; & Distt; Swabi. Offtg; Lecturer in Zoology, Govt; College, Thana. Against vacant post
- 12. Mr. Khalid Khan S/O Payo Noor, Vill; Chora, P.O. Shagai, Tehsil Jaurud, Distt; Peshawar. Offtg; Lecturer in Zoology, Government College, Landi Kotal. -do-
- 13. Mr. Liaqat Ali Khan S/O Nadar Khar, Vill; Danyadi, P.O. Nahqi, Tehsil & District Peshawar. Offtg; Lecturer in Zoology, Government College, Tangi. -do-
- 14. Mr. Muhammad Saeed Ullah, S/O Mohammad Ali Khan, Vill; Shahderai, Tehsil Kabal, Swat. Offtg; Lecturer in Zoology, Government College, Chitral. -do-
- 15. Mr. Muhammad Atta Ullah Shah S/O Muhammad Sadiq Shah, Vill; Hassan Khel Jafar, P.O. Taji Kela, Bannu. Offtg; Lecturer in Zoology, Government College, Wana (S.W.A). -do-
- 16. Mr. Javed Akbar S/O Gohar Zada, Vill; & P.O. Ghunda Sawa Shaki, Karak. Offtg; Lecturer in Zoology, Government College, Daggar. -do-
- 17. Mr. Amir Muhammad S/O Noor Mohammad, Village Shah Raig, P.O. Ibrahim Khan, Teh; & Distt; Mardan. Offtg; Lecturer in Statistics, Govt; College, Sherwan. -do-
- 18. Mr. Muhammad Raza Shah, S/O Muhammad Nadir Shah, Vill; Kahina, P.O. Sardheri, Teh; & Distt; Charsadda. Offtg; Lecturer in Statistics, Govt; College, Manshra. -do-
- 19. Mr. Umar Rehman S/O Khair-ur-Rehman, Village Ato, Teh; Lal Qilla (Madan) District Dir. Offtg; Lecturer in Statistics, Govt; College, Chitral. -do-
- 20. Mr. Shahid Akhtar S/O Basnir-ud-Din, H.No.C/1887, Moh; Farooq Shahed, Islamic Street, D.I. Khan City. Offtg; Lecturer in Statistics, Govt; College, Dooni. -do-
- 21. Mr. Ikram Ullah Khan S/O Saad Ullah Khan, Vill; & P.O. Mala Shahab Khel, Teh; & Distt; Lakki Marwat. Offtg; Lecturer in Statistics, Govt; College, Landi Kotal. -do-
- 22. Mr. Saadul Haq S/O Masihullah, Moh; Lughmani, Near Middle School, Baffa, P.O. Baffa, Distt; Manshra. Offtg; Lecturer in Statistics, G.P.G.C. Manshra. -do-
- 23. Mr. Muhammad Ayub Khan, S/O Shahzada Khan, C/O Shahzada Wood Merchant, P.O. Shabqadar, Michini Road, Teh; & Distt; Charsadda. Offtg; Lecturer in Statistics, Govt; College, Oghi (Manshra). -do-
- 24. Mr. Muhammad Ishaq S/O Ziarat Gul, Vill; & P.O. Prang Yaseen Zai, Moh; Tel Man, Teh; & Distt; Charsadda. Offtg; Lecturer in Maths; Government College, Parachinar. -do-
- Mr. Marjan-ud-Din S/O Ilaq-ud-Din, Vill; Prang Hassan Khail. Teh; and ... Offtg; Lecturer in Maths; Government College, Khanpur. -do-


  
 [Handwritten signature and initials, possibly 'Marjan-ud-Din' and 'Ishaq']

- |     |   |   |                             |
|-----|---|---|-----------------------------|
| 26. | Mr. Iqbal Hussain S/O<br>Nasrullah Khan, Vill; &<br>P.O. Dehra Allahdand,<br>Moh; Baro, Teh; Btkhela,<br>Malakand Agency. | Offtg; Lecturer in<br>Maths; Government<br>College, Dir.          | Against the<br>vacant post. |
| 27. | Mr. Habib Ullah Khan S/O<br>Abdul Sajjad, H. No. 765/C,<br>Moh; Gora Khel, Bannu City.                                    | Offtg; Lecturer in<br>Maths; Government<br>College, Sadda.        | --do--                      |
| 28. | Mr. Shahbaz Faisal S/O<br>Alam Gul, Vill; Bazi Khel,<br>P.O. B.A. Khel; F.R. Kohat.                                       | Offtg; Lecturer in<br>Urdu, Govt; College,<br>B. D. Shah (Karak). | --do--                      |
| 29. | Mr. Javed-ur-Rehman S/O<br>Ubal-ur-Rehman, Moh;<br>Ghulam Khel, Vill; & P.O.<br>Kotha, Teh; & Distt; Swabi.               | Offtg; Lecturer in<br>Urdu, Govt; College,<br>Lahor (Swabi).      | --do--                      |
| 30. | Mr. Khalid Sahail S/O<br>Abdullah Jan, 52 Zaryab<br>Colony, Fahirabad No. 2,<br>Peshawar.                                 | Offtg; Lecturer in<br>Urdu, Govt; College,<br>Khar (Barzaur).     | --do--                      |
| 31. | Mr. Fakhriyah S/O<br>Shahin Sahibzada, Vill;<br>Renankot, P.O., Dir, Teh;<br>& Distt; Dir (Upper).                        | Offtg; Lecturer in<br>Urdu, Govt; College,<br>Dir.                | --do--                      |
| 32. | Syed Muhammad Ali Shan<br>S/O Syed Kadir-ud-Din Shah,<br>Seedan Abad, University<br>Road, Dera Ismail Khan,               | Offtg; Lecturer in<br>Urdu, Govt; College,<br>Timargara.          | --do--                      |
| 33. | Mr. Nasir Azam Sahibzada<br>S/O Abdul Halim Saahibzada<br>T-28, Sahibzada House,<br>Mqirabad, Peshawar.                   | Offtg; Lecturer in<br>Urdu, Govt; College,<br>Tangi.              | --do--                      |
| 34. | Mr. Shakeel Ahmad S/O<br>Wazir Ahmad, Vill; & P.O.<br>Snaikhal Band, Tehsil &<br>District Abbottabad.                     | Offtg; Lecturer in<br>Urdu, Govt; College,<br>Oghi (Mansehra).    | --do--                      |
| 35. | Mr. Mir Alam Saad S/O<br>Ajab Khan, R/O Kalpani<br>RWS Jandl Bazaar, Teh;<br>Takht Bhai, Distt; Mardan.                   | Offtg; Lecturer in<br>Urdu, Govt; College,<br>Matta.              | --do--                      |
| 36. | Mr. Muhammad Tariq Jan,<br>S/O Fazal Muhammad,<br>House No. 54, Moh; Khaksar,<br>Mardan.                                  | Offtg; Lecturer in<br>Urdu, Govt; College,<br>Bakhsali (Mardan).  | --do--                      |
| 37. | Mr. Inayat Ali Shah S/O<br>Mehar Hussain Shah, Moh;<br>Khadar Khel, Tehsil and<br>P.O. Kalachi (D. I. Khan).              | Offtg; Lecturer in<br>Urdu, Govt; College,<br>Badher (Peshawar).  | --do--                      |
| 38. | Mr. Azamgamb S/O<br>Abdul Salam, Vill; & P.O.<br>Mangala, Teh; & Distt; Mardan.   | Offtg; Lecturer in<br>Urdu, Govt; College,<br>Booni.              | --do--                      |
| 39. | Mr. Tariq Mahmood S/O<br>Mahmood Mahmood Qureshi,<br>Saidar Abad, University<br>Road, P. I. Khan.                         | Offtg; Lecturer in<br>Urdu, Govt; College,<br>Bannu.              | --do--                      |
| 40. | Mr. A Bida Iqbal S/O<br>Muhammad Iqbal, House<br>No. 5355, P.O. Ayub Medical<br>College, Manshra Road,<br>Abbottabad.     | Offtg; Lecturer in<br>Chemistry, Govt;<br>College, Sherwan.       | --do--                      |
| 41. | Mr. Subhan Singh S/O<br>Barkat Singh, Village<br>Fazalabad, Teh; Lahor,<br>Distt; Swabi.                                  | Offtg; Lecturer in<br>Chemistry, Govt;<br>College, Ekkraghnd.     | --do--                      |

(Contd; ..... P/4)

Attested  



- 26. Mr. Iqbal Hussain S/O Nasrullah Khan, Vill; & P.O. Dehri Allahdand, Moh; Baro, Teh; Batakchala, Malakand Agency. Offtg; Lecturer in Maths; Government College, Dir. Against the vacant post.
- 27. Mr. Habib Ullah Khan S/O Abdul Rajid, H. No. 765/C, Moh; Gora Khel, Bannu City. Offtg; Lecturer in Maths; Government College, Sadda. -do-
- 28. Mr. Shabbir Faisal S/O Alam Gul, Vill; Bazi Khel, P.O. D.A. Khel, F.R. Kohat. Offtg; Lecturer in Urdu, Govt; College, B. D. Shah (Karak). -do-
- 29. Mr. Javed-ur-Rahman S/O Umaid-ur-Mehman, Moh; Ghulam Khel, Vill; & P.O. Kohat, Teh; & Distt; Swabi. Offtg; Lecturer in Urdu, Govt; College, Lanor (Swabi). -do-
- 30. Mr. Khalid Sohail S/O Abdullah Jan, 52 Zaryab Colony, Fafarabad No. 2, Peshawar. Offtg; Lecturer in Urdu, Govt; College, Kar (Bajaur). -do-
- 31. Mr. Faridullah S/O Sherin Sahibzada, Vill; Renankot, P.O. Dir, Teh; & Distt; Dir (Upper). Offtg; Lecturer in Urdu, Govt; College, Dir. -do-
- 32. Syed Mohammad Ali Shah S/O Syed Moiz-ud-Din Shah, Seaman Road, University Road, Dera Ismail Khan. Offtg; Lecturer in Urdu, Govt; College, Timargara. -do-
- 33. Mr. Nasir Ahmad Sahibzada S/O Abdul Halim Sahibzada T-2, Sahibzada House, Maqirabad, Peshawar. Offtg; Lecturer in Urdu, Govt; College, Tangi. -do-
- 34. Mr. Shakeel Ahmad S/O Wazir Ahmad, Vill; & P.O. Snaikhal Band, Tehsil & Distt; Abbottabad. Offtg; Lecturer in Urdu, Govt; College, Oghi (Mansehra). -do-
- 35. Mr. Mir Alam Saïd S/O Ajab Khan, R/O Kalpani, RWS Janga Bannar, Teh; Takht Khel, Distt; Mardan. Offtg; Lecturer in Urdu, Govt; College, Matta. -do-
- 36. Mr. Muhammad Tariq Jan, S/O Fazal Muhammad, House No. 54, Moh; Khakhsar, Mardan. Offtg; Lecturer in Urdu, Govt; College, Bakhsnali (Mardan). -do-
- 37. Mr. Inayat Ali Shah S/O Mehr Hussain Shah, Moh; Khader Khel, Tehsil and P.O. Kulachi (D. I. Khan). Offtg; Lecturer in Urdu, Govt; College, Badhber (Peshawar). -do-
- 38. Mr. Aurangzeb S/O Abdul Salam, Vill; & P.O. Mandora, Teh; & Distt; Mardan. Offtg; Lecturer in Urdu, Govt; College, Dooni. -do-
- 39. Mr. Tariq Mahmood S/O Muhammad Mahmood Qureshi, Saddar Road, University Road, P. I. Khan. Offtg; Lecturer in Urdu, Govt; College, Bannu. -do-
- 40. Mr. Aïd Iqbal S/O Muhammad Iqbal, House No. 175, P.O. Ayub Medical College, Mansehra Road, Abbottabad. Offtg; Lecturer in Chemistry, Govt; College, Sherwan. -do-
- 41. Mr. Saïd Ali Shah S/O Barkatullah, Village Faisalabad, Teh; Lanor, Distt; Swabi. Offtg; Lecturer in Chemistry, Govt; College, Bkaghind. -do-

(Contd; ..... P/4)

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- 72. Mr. Iqbal Ahmad S/O  
Wazir Khan, Mohallah  
Uryakhet, P.O. Marghuz,  
Teh; & Distt; Swabi. Offtg; Lecturer in English, Government College, Newsvera. Against the vacant post.
- 73. Mr. Murad Ali Khan S/O  
Rasool Ghani Khan, Vill;  
P.O., Teh; & Distt; Chitral. Offtg; Lecturer in English, Government College, Chitral. -do-
- 74. Mr. Adeel Yasin S/O  
Muhammad Yasin, Garhi  
Behram Khan, Kona't City. Offtg; Lecturer in English, Government College, Parachinar. -do-
- 75. Mr. Iqhtiaq Ahmad S/O  
Muhammad Aslam, Vill; &  
P.O. Bazar Kot, Teh; &  
District Manshera. Offtg; Lecturer in English, Government College, Lanor (Swabi). -do-
- 76. Mr. Muhammad Younis S/O  
Kamal-ur-Riswan, Vill;  
Haidang Bala, P.O.  
Shobaligar, (Manshera). Offtg; Lecturer in English, Government College, Oghi (Manshera). -do-
- 77. Mr. Motasin Billah S/O  
S/O Masim Shah, C/O  
Taj Ali, Sweepkeeper,  
Vill; & P.O. Ragi, Teh;  
and District Swabi. Offtg; Lecturer in English, Government College, Khar (Bajaur). -do-
- 78. Mr. Faisal Haran S/O  
Abdul Manan, Vill; & P.O.  
Kadpani, Railway Station  
Jhandi Bazar, Tehsil  
Tahat Bhai, Distt; Mardan. Offtg; Lecturer in English, Government College, Lanor (Swabi). -do-
- 79. Mr. Faisal Karim S/O  
Qalandar, Moh; Snerzada  
Khan, Mingora (Swat). Offtg; Lecturer in English, Government College, Agra. -do-
- 80. Mr. Tasawar Hussain S/O  
Muhammad Rashid, Noble  
Town, Near Eid Gah,  
Dera Ismail Khan. Offtg; Lecturer in English, Government College, Tank. -do-
- 81. Mr. Iqhtiaq Ahmad S/O  
Muhammad Hussain, Vill; &  
P.O. Balakot, Mohallah  
(Fari) Doyer, Tehsil  
Balakot, Distt; Manshera. Offtg; Lecturer in English, Government College, Haripur. -do-
- 82. Mr. Shahin Shah S/O  
Suleman Shah, Village &  
P.O. Sheikh Killi, Teh;  
and District Charsadda. Offtg; Lecturer in English, Government College, Ekkaghund. -do-
- 83. Mr. Sadullah Khan S/O  
Qadir Khan, Vill; & P.O.  
Khar, Tehsil & District  
Charsadda. Offtg; Lecturer in English, Government College, Khar (Bajaur). -do-
- 84. Mr. Sahib Mahmood S/O  
Mahomed Ali, Mugal House,  
House No. 565-N/4, Street-29  
Phase-1, Hayatabad, Peshawar. Offtg; Lecturer in English, Government College, Satta. -do-
- 85. Mr. Siraj Muhammad S/O  
Eid Mahmood, Village  
Maldah, Teh; Chitral,  
District Chitral. Offtg; Lecturer in English, Government College, Alpuri. -do-
- 86. Hais Zubair Ahmad S/O  
Hais Zubair Ahmad Yousaf,  
Moh; Dera Aaid, Neher  
Road, Dera Kott, Mardan. Offtg; Lecturer in English, Government College, Thall. -do-

(Contd;.....P/7)

*Attested*  


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|-----|--|---|-----------------------------|
| 58. | Mr. Humayun Khan Hamdard,<br>S/O Masnal Khan, Vill; &<br>P.O. Khesngi Payan, Teh;<br>& District Nowshera.  | Offtg; Lecturer in<br>Pashto, Government<br>College, Bannu.               | Against the<br>vacant post. |
| 59. | Mr. Jehan Alam S/O<br>Shahzada, Vill; Shah Alam<br>Baba, P.O. Tazagram, Teh;<br>Adenzai, Distt; Dir(Lower).  | Offtg; Lecturer in<br>Pashto, Government<br>College, Lahore. (Swabi).     | -do-                        |
| 60. | Mr. Altaf Ullah S/O<br>Munim Ullah, Vill; & P.O.<br>Belian, Teh; & Via Oghi,<br>District Mansehra(Hazara).   | Offtg; Lecturer in<br>Pashto, Government<br>College, Mansehra.            | -do-                        |
| 61. | Mr. Muhammad Tahir Abid,<br>S/O Hafiz Habibur Rahman,<br>Moh; Kalakzai, Vill; and<br>P.O. Turangzai, Teh; and<br>District Charsadda.                     | Offtg; Lecturer in<br>Islamiyat, Govt;<br>College, Gulabad.               | -do-                        |
| 62. | Mr. Fazle Subhan S/O<br>Mohabbat Khan, Vill; Talai,<br>Teh; Sharzo, P.O. Raghagan,<br>Bajaur Agency.   | Offtg; Lecturer in<br>Islamiyat, Govt;<br>College, B.D. Shah<br>(Karak).  | -do-                        |
| 63. | Mr. Inamullah S/O Hidayat<br>Ullah, Vill; & P.O. Rabuzai,<br>Teh; & Distt; Mardan.   | Offtg; Lecturer in<br>Islamiyat, Govt;<br>College, Parachinar.            | -do-                        |
| 64. | Mr. Muhammad Fayyaz S/O<br>Muhammad Zahid, Village<br>Shahpur, Teh; Alpuri,<br>Distt; Shanglah (Swat).   | Offtg; Lecturer in<br>Islamiyat, Govt;<br>College, Matta.                 | -do-                        |
| 65. | Mr. Abdul Qadeer S/O<br>Jan Muhammad, Village &<br>P.O. Abba Khel, Distt;<br>Lakki Marwat.   | Offtg; Lecturer in<br>Islamiyat, Govt;<br>College, Sadda.                 | -do-                        |
| 66. | Mr. Allah Dad Khan S/O<br>Abid Ullah Khan,<br>House No. 418/A, Inside<br>Railway Gate, Bannu City.   | Offtg; Lecturer in<br>Islamiyat, Govt;<br>College, Karak.                 | -do-                        |
| 67. | Mr. Abdus Sabuh S/O<br>Molvi Qalam Din, Village<br>Hafeez Bandi, P.O. Dher<br>Kund, Distt; Mansehra.   | Offtg; Lecturer in<br>Islamiyat, Govt;<br>College, Parachinar.            | -do-                        |
| 68. | Mr. Raz Muhammad S/O<br>Wali Zar Khan, Village<br>Painda Wir, P.O. Domel<br>C/O Renawatullah, Chairman<br>Photo State Service, Teh;<br>and Distt; Bannu. | Offtg; Lecturer in<br>Islamiyat, Govt;<br>College, Hangu.                 | -do-                        |
| 69. | Mr. Hafeez Ahmad S/O<br>Mohbob Gul, Monallah<br>Shahi Abad, Akora Khattak,<br>Nowshera.  | Offtg; Lecturer in<br>Islamiyat, Govt;<br>College, Pabbi.                 | -do-                        |
| 70. | Mr. Aziz-ur-Rahman S/O<br>Molvi Hidayat ur Rehman,<br>Matta Mughal Khel, Teh;<br>& Distt; Charsadda.   | Offtg; Lecturer in<br>Islamiyat, Govt;<br>College, Bakhshali<br>(Mardan). | -do-                        |
|     |  | Offtg; Lecturer in  | -do-                        |


Gram, Tensil Adenzai,  
District Dir (Lower).

(Contd;.....P/6)

87. Mr. Saadullah Jan S/O Sher Haz Khan, Village Banoochi Killa, P.O. Azim Killa, Tehsil and District, Danna. Offt; Lecturer in English, Government College, Wana. Against the vacant post.
88. Mr. Mikhitar Muhammad S/O Miskeen Muhammad, Vill; & P.O. Marghoz, Teh; & District Swabi. Offt; Lecturer in English, Government College, Kotha (Swabi). -do-

2- Consequent upon the above appointments, the following adjustments/transfers are hereby ordered in the public interest with immediate effect, in relaxation of law :-

S.No.	Name of Officer.	Transfer to.	Remarks.
1.	Mr. Shamim Hassan Khan, Associate Prof; of Chem; G.C. Parachinar.	Govt; College, Lakki Marwat.	Against the vacant post.
2.	Mr. Javed Hussain, Asstt; Prof; of Zoology, G.C. No. 1, D.I. Khan. (under transfer to G.C., Wana).	Govt; College No. 1, D.I. Khan.	-do-
3.	Mr. Javed Iqbal, Asstt; Prof; of Zoology, G.C., Chitral.	Govt; College, Timergara.	-do-
4.	Mr. Roshan Ali, Asstt; Prof; of Maths; G.P.G.C., Abbottabad.	Govt; College, Danna.	-do-
5.	Mr. Dakht Haqdar, Asstt; Prof; of Pashto, G.C. Dir (Under transfer to G.C. Motta).	Govt; College, Dir.	-do-
6.	Mr. Amirullah, Asstt; Prof; of Islamiyat, G.C., Hangu.	Govt; College, Danna.	-do-
7.	Mr. Ghulam Qasim, Associate Prof; of Arabic, G.C., Karak.	Govt; College No. 1, D.I. Khan.	-do-
8.	Qazi Jambal, Asstt; Prof; of Islamiyat, G.C., Sadda.	Govt; College, Karak.	-do-
9.	Mr. Fazli Ghani, Asstt; Prof; of Islamiyat, G.C., Gulistan.	Govt; College, Timergara.	-do-
10.	Mr. Muhammad Rauf, Asstt; Prof; of Urdu, G.C., Karak (Under transfer to G.C., B. D. Shah).	Govt; College, Karak.	-do-
11.	Mr. Muhammad Naeem, Asstt; Prof; of English, G.C. Lanor (Swabi).	Govt; College, Nowshera.	-do-
12.	Mr. Abdul Qayyum, Lecturer in Urdu, G.C., D.A. Khel.	Govt; College, Danna.	-do-
13.	Mr. Dilawar Khan, Lecturer in Physics, G.C., Parachinar.	Govt; College, Khar (Bajaur).	-do-
14.	Mr. Imtiaz Hussain, Lecturer in Physics, G.C., Danna.	Govt; College, Ekkamund.	-do-

Attested  


14.	Mr. Raees Ahmad Jan, Lecturer in Physics, G.C. Parachinar.	Govt; College, Lahor (Swabi).	Against the vacant post.
15.	Mr. Kamal Khan, Lecturer in Chemistry, G.C., Satta.	Govt; College, Bannu.	-do-
16.	Mr. Hashiq Ali Shah, Lecturer in Chemistry, G.C. Makkahund.	Govt; Superior Science College, Peshawar.	-do-
17.	Mr. Muhammad Dahir, Lecturer in Urdu, G.C., Mardor.	Govt; College, Nowshera.	-do-
18.	Mr. Karim Khan, Lecturer in Maths; G.C. Parachinar.	Govt; College, Lahor (Swabi).	-do-
19.	Mr. Mazid Wahid, Lecturer in Physics, G.C., Khar (Bajaur).	Govt; College, Gulabad.	-do-
20.	Mr. Musarrat Gul, Lecturer in Physics, G.C., Pabbi.	Govt; College, Hangu.	-do-
21.	Mr. Said Amin, Lecturer in English, G.C., Parachinar.	Govt; College, Kohat.	-do-
22.	Mr. Muhammad Ayub Siddiqi, Lecturer in English, G.C., Chitral.	Govt; College, Nowshera.	-do-
23.	Mr. Sakhi Sarwar, Lecturer in English, G.C., Thal.	Govt; College, D.A. Khel.	-do-
24.	Mr. Taj Muhammad, Lecturer in English, G.C., Khar (Bajaur).	Govt; College, Timergara.	-do-
25.	Pir Zaid Zohab, Lecturer in English, G.C. Bannu (Under transfer to G.C., Satta).	Govt; Postgraduate College, Bannu.	-do-
26.	Mr. Jehan Sher, Lecturer in English, G.C. Alpuri (Under transfer to G.C. Timergara).	Govt; Jinnah College, Saidu Sharif, Swat.	-do-
27.	Mr. Saifur Rehman, Lecturer in Islamiyat, G.C. Parachinar.	Govt; College, Agn.	-do-
28.	Sayedul Abrar, Lecturer in Islamiyat, G.C., Parachinar.	Govt; College, Khairabad (Mardan)	-do-
29.	Mr. Shahbaz Khan, Lecturer in Stats; G.C., Chitral.	Govt; College, Nowshera.	-do-
30.	Mr. Saifur Rehman, Lecturer in Statistics, G.C., Bannu.	Govt; College, Chakdara.	-do-
31.	Mr. Muhammad Ayub, Lecturer in History, G.C., Hangu.	Govt; College, Pabbi.	-do-
32.	Mr. Shamsul Jabbar, Lecturer in English, G.C., Kotla (Swabi).	Govt; College, Ghoramunda.	-do-

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(41)

Encl: No. 30 (C) II-1/96-VT,

Dated Pesh; the 10-9-1998.

Copy for information & necessary action to :-

1. The Director of Education (Colleges) NWFP, Peshawar w/r to his letter No. 5786 dated 3-9-1998 received on 7-9-1998. Original Medical Certificates of the aforementioned eighty eight (88) candidates are enclosed herewith.
2. The Accountant General, NWFP, Peshawar.
3. The District Accounts Officers concerned.
4. The Agency Accounts Officers concerned.
5. The Principals concerned.
6. The Director Recruitment, NWFP Public Service Commission, Peshawar w/r to his letters No. 27248 dt; 24-12-98, No. 738 dt; 10-1-98, No. 740 dt; 10-1-98, No. 739 dt; 10-1-1998, No. 6636 dt; 20-2-1998, No. 7667 dt; 9-3-98, No. 8325 dt, 25-3-98, No. 885 dt; 13-4-98, No. 11580 dt; 12-5-98 and No. 11203 dt; 16-5-1998.
7. The Budget-Officer-I, Government of NWFP, Finance Department w/r to circular letter No. DI/5-8/98-99/F.D. dt; 31-8-1998.
8. The Manager, Govt; Printing Press, NWFP, Peshawar.
9. The Candidates/officers concerned.

(Signature)

( FAIKHAND IQBAL )  
SECTION OFFICER (COLLEGES)

F. Ghaffoor/  
Steno; 7\*

Attended  
(Signature)



- |     |  |  |                             |
|-----|--|--|-----------------------------|
| 33. | Mr. Muntaz Khan,<br>Lecturer in Statistics,<br>G.C. Dargai (Under transfer<br>to G.C. Sherwan).              | Govt; College,<br>Charadada.                   | Against the<br>vacant post. |
| 34. | Mr. Sharifullah,<br>Lecturer in Islamiyat,<br>G.C., Chakassar.   | Govt; Jehanzeb College,<br>Saidi Sharif, Swat. | -so-                        |
| 35. | S. Jeman Shah,<br>Asstt; Prof; of Pashto,<br>G.C., Lanor (Swabi).  | Govt; College,<br>Swabi.                       | -do-                        |
| 36. | Mr. Akhtar Pervoz,<br>Asstt; Prof; of Economics,<br>G.C. Mansera (Under trans-<br>fer to G.C. Lissan Nawab). | Govt; College,<br>Khairabad (Mardan).          | -do-                        |
| 37. | Mr. Mir Zaman,<br>Asstt; Prof; of English,<br>G.C. Khairabad (Mardan).                                       | Govt; College,<br>Toru (Mardan).               | -do-                        |
| 38. | Mr. Muhammad Sabir,<br>Lecturer in Physics,<br>G.C. Khairabad (Mardan).                                      | Govt; College,<br>Swabi.                       | -do-                        |
| 39. | Mr. Muhammad Niaz,<br>Lecturer in Physics,<br>G.C., Swabi.   | Govt; College,<br>Khairabad (Mardan).          | -do-                        |
| 40. | Mr. Nawazish Ali,<br>Lecturer in English,<br>G.C., Haripur.  | Govt; College,<br>Havelian.                    | -do-                        |
| 41. | Mr. Ibrahim Khan, Lect; in<br>Geog; G.C. Satta.  | G.C., B.D. Sah.                                | -do-                        |

TERMS & CONDITIONS :-

1. The appointments of the candidates mentioned at para-1 above is subject to the condition that they are the domicile of NWFP.
2. Their inter-se-seniority will be fixed according to the order of merit assigned by the NWFP Public Service Commission.
3. Their services will be liable to termination on one month's notice from either side. In case of resignation without notice their one month's pay/allowance, if any, shall be forfeited to Government.
4. No TA/DA etc; is allowed on their first appointment as Offg; Lecturers.
5. The candidates should join their post within 30 days of the issue of this notification. The Director of Education (Colleges) NWFP, Peshawar should furnish a certificate to the effect that the candidates have joined the post or otherwise after one month of the issue of this notification.
6. Charge reports in duplicate should be submitted to all concerned.
7. They will be governed by such rules and regulation as may be issued from time to time by the Government for the category of Government servants to which they belong.
8. A declaration of assets should be obtained from them if not already done and kept on record.
9. Their appointments will be subject to the satisfactory report on the verification of their character and antecedents.

SECRETARY TO GOVT OF NWFP,  
EDUCATION DEPT: PESHAWAR.

(Contd; ..... P/70)

*Attested*  


Endst. Number & Date as above.

Copy of the above is forwarded to:

- 1- Accountant General NWFP Peshawar
- 2- Director Higher Education NWFP Peshawar alongwith application forms and other relevant documents & Medical fitness certificate of the candidates
- 3- Director of Education (FATA) Civil Secretariat (FATA) Warsak Road Peshawar.
- 4- Deputy Secretary I NWFP Public Service Commission, 2-Fort Road, Peshawar Cantt, with reference to his letter No NWFP/PSC/SRE/39693 dated 11/08/2008.
- 5- Districts Accounts Officers concerned
- 6- Principals Government Colleges concerned.
- 7- Section Officer (FATA) Civil Secretariat (FATA) Warsak Road Peshawar.
- 8- Section Officer (General) Higher Education Department Peshawar.
- 9- Manager, Government Printing Press, NWFP Peshawar.
- 10- Officers concerned.

(WAJID ALI)  
SECTION OFFICER (COLLEGES)

Attested

**BEFORE THE HON'BLE PESHAWAR HIGH COURT PESHAWAR**

Writ Petition No: 963/2018

Dr. Marjan-ud-Din

VS

District Accounts Officer and Others

Write Petition under Article 199 of the constitution of Islamic Republic of Pakistan  
1973

Subject: Reply in Write Petition No: 963/2018

A. The office submits the following reply on behalf of respondent No: 21

PARA-I Relates to other respondents

PARA – II Relates to other respondents

PARA – III Relates to other respondents

PARA- IV Correct

PARA - VI Relates to other respondents

PARA – VII Relates to other respondents

PARA – VIII Relates to other respondents

PARA-X Relates to other respondents

PARA – XI Relates to other respondents

PARA – XII Relates to other respondents

PARA – XIII Relates to other respondents

Cont. Page: 2


PARA-XIV everyone is at liberty to proceed to the court of law for seeking Justice and remedy.

### **GROUND**

B: It is humbly submitted that entire case revolves around the resignation, NOC for next employment. In this connection, it is clarified that the petitioner was a civil servant when he was working in Government Degree College Kotha, District Swabi. He should have waited for the fate of his application submitted for resignation. Instead he has not done so which lead to departure from rules. As regards the question of NOC for seeking employment in University of Engineering and Technology Peshawar, this office is not in a position to offer comments as the same falls in preview of administrative matters hence relates to other respondents.

C: In review of the above, it is therefore prayed that the instant writ petition may kindly be dismissed without cost.

  
**District Accounts Officer**

  
**Swabi**

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Swabi



2018ء منجانب

Marjan uddin بنام گورنمنٹ فیڈرل کونسل

لہذا  
و علیہ

مورخہ

مقدمہ

دعویٰ

جرم

### باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ آن مقام کے لیے محمد مسام / بسو مہارطاب نے امیڈو ایکٹ

مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ پر حلف دینے جواب دہی اور اقبال دعویٰ اور بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا۔ از بصورت ضرورت مقدمہ مذکور کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ پرداختہ منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے وہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھد یا کہ سندر ہے۔

2018

ماہ

12

المرقوم

Accepted Seal  
[Signature]

العہد گاہ العہد

مقام

کے لئے منظور ہے۔