

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR**

SERVICE APPEAL NO. 1486/2018

Date of institution ... 05.12.2018

Date of judgment ... 13.03.2020

Amjad Khan S/o Abdul Rehman R/o Mohallah Baghbanan, District Lakki Marwat, Ex-Sweeper Jail Khana, District Jail, Lakki Marwat.

... (Appellant)

VERSUS

1. Superintendent District Jail, Lakki Marwat.
2. Inspector General of Prisons at Peshawar.
3. Government of Khyber Pakhtunkhwa, Secretary Home Khyber Pakhtunkhwa, Civil Secretariat at Peshawar.
4. Government of Khyber Pakhtunkhwa through Secretary Finance, Civil Secretariat, Peshawar.

... (Respondents)

APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL ACT, 1974, AGAINST THE IMPUGNED ORDER
OF DISMISSAL OF DEPARTMENTAL APPEAL FOR REINSTATEMENT
OF APPELLANT AGAINST THE IMPUGNED ORDER OF REMOVAL
FROM SERVICE BY THE RESPONDENTS.

Mr. Gohar Ali, Advocate.

.. For appellant.

Mr. Muhammad Jan, Deputy District Attorney

.. For respondents.

Mr. MUHAMMAD AMIN KHAN KUNDI

.. MEMBER (JUDICIAL)

MR. MIAN MOHAMMAD

.. MEMBER (EXECUTIVE)

JUDGMENT

MUHAMMAD AMIN KHAN KUNDI, MEMBER: - Appellant

alongwith his counsel and Mr. Muhammad Jan, Deputy District Attorney alongwith Mr. Suleman, Law Officer for the respondents present. Arguments heard and record perused.

2. Brief facts of the case as per present appeal are that the appellant was serving in Prison Department as Sweeper. He was imposed major penalty of removal from service vide order dated

03.03.2015 on the allegation of absence from duty. The appellant filed departmental appeal on 28.09.2018 which was rejected vide order dated 14.11.2018 hence, the present service appeal on 05.12.2018.

3. Respondents were summoned who contested the appeal by filing written reply/comments.

4. Learned counsel for the appellant contended that the appellant was serving as Sweeper in Prisons Department. It was further contended that the appellant was imposed major penalty of removal from service on the allegation of his absence from duty. It was further contended that neither charge sheet, statement of allegation was served upon him nor show-cause notice was issued nor any absence notice was issued at his home address nor any absence notice was advertised in two newspapers, therefore, the appellant was condemned unheard which has rendered the whole proceeding illegal and liable to be set-aside and prayed for acceptance of appeal.

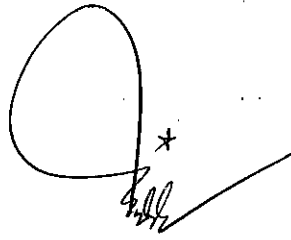
5. On the other hand, learned Deputy District Attorney for the respondents opposed the contention of learned counsel for the appellant and contended that the appellant was appointed as Sweeper vide order dated 27.11.2014. It was further contended that just after his appointment, the appellant remained absent from duty, therefore, absence notice was issued to the appellant at his home address but the appellant did not attend the duty. It was further contended that absence notice was also advertised in newspaper but the appellant did not attend the duty, therefore, after fulfilling all the codal formalities, the appellant was rightly imposed major penalty of

W. P. No. 1313 of 2018

removal from service vide order dated 03.03.2015. It was further contended that the appellant was required to file departmental appeal within one month but he has filed departmental appeal after more than three years, therefore, the departmental appeal is badly time barred and prayed for dismissal of appeal.

6. Perusal of the record reveals that the appellant was appointed as Sweeper vide order dated 27.11.2014. The record further reveals that the appellant remained absent from duty, therefore, after fulfilling all the codal formalities i.e issuing of absence notice etc, the appellant was imposed major penalty of removal from service vide order dated 03.03.2015, the appellant was required to file departmental appeal within one month but he has filed departmental appeal on 28.09.2018 after a delay of more than three years meaning thereby that the departmental appeal is badly time barred. Neither such delay has been explained by the appellant in departmental appeal nor in service appeal nor in application for condonation of delay, therefore, the departmental appeal is badly time barred. As such, without touching the merit of the case, the present service appeal is dismissed being time barred. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED
13.03.2020



(MIAN MOHAMMAD)
MEMBER

Muhammad Amin
(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

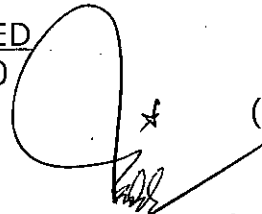
Service Appeal No. 1486/2018

13.03.2020

Appellant alongwith his counsel and Mr. Muhammad Jan, Deputy District Attorney alongwith Mr. Suleman, Law Officer for the respondents present. Arguments heard and record perused.

Vide our detailed judgment of today consisting of three pages placed on file, without touching the merit of the case, the present service appeal is dismissed being time barred. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED
13.03.2020



(MIAN MOHAMMAD)
MEMBER


(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

19.09.2019

Counsel for the appellant and Addl. AG alongwith Suleman, Law Officer for the respondents present.

Respondents have not furnished written reply/comments despite last opportunity. The appeal is therefore, posted to D.B for arguments on 28.11.2019.

Chairman

28.11.2019

Due to general strike of the Pakistan Bar Council, the case is adjourned. To come up on 24.01.2020 before D.B. Suleman Senior Instructor representative of the respondent department present and submitted reply.

Member

Member


16.01.2020

Due to general strike on the call of Khyber Pakhtunkhwa Bar Council learned counsel for the appellant is not available today. Mr. Kabirullah Khattak learned Additional Advocate General for the respondents present. Adjourned to 13.03.2020 for arguments/further proceedings before D.B.

(M. Amin Khan Kundi)
Member

(Hussain Shah)
Member

20.04.2019 Counsel for the appellant present. Addl: AG alongwith Mr. Saleem Sajid, Supdt for respondents present. Written reply/comments not submitted. Requested for adjournment. Adjourned. Case to come up for written reply/comments on 20.06.2019 before S.B.


(Ahmad Hassan)
Member

20.06.2019 Appellant in person and Mr. Kabirullah Khattak, Additional AG alongwith Mr. Sajid, Superintendent for the respondents present. Written reply on behalf of respondents not submitted. Representative of the department requested for further adjournment. Adjourned to 01.08.2019 for written reply/comments before S.B.


(Muhammad Amin Khan Kundi)
Member

01.08.2019 Counsel for the appellant and Mr. Usman Ghani, District Attorney alongwith Mr. Sajid, Supdt for respondents present. Written reply not submitted. Requested for further time. Last opportunity granted.

Adjourned to 19.09.2019 before S.B.


(Ahmad Hassan)
Member



0969-510547

OFFICE OF THE
SUPERINTENDENT
DISTRICT JAIL, LAKKI MARWAT

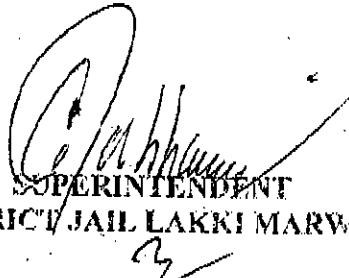
No. 442

Dated 03-03-2015

OFFICE ORDER

WHEREAS, the accused Sweeper Amjad Khan attached to District Jail Lakki Marwat and also residing near jail premises was proceeded against under Rule 3 (b)(d) of Khyber Pakhtunkhwa Government Servant (Efficiency & Discipline) Rules-2011 for the charges of absent from duty and misconduct towards his official duties, as mentioned in Notice served upon him and repeatedly denial for duties.


NOW THEREFORE, in exercise of power conferred under Rule-14(5) of Khyber Pakhtunkhwa Government Servant (Efficiency & Discipline) Rules-2011, the undersigned being competent authority, after having considered the charges and long wilful absence from duties, the accused official named Sweeper (BPS-01) Amjad Khan is hereby Removed From Services with immediate effect being in temporary period of appointment.


SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT

Endst No. _____ dated ____ / ____ /2015.

Copy of the above is forwarded to :-

1. The District Accounts Officer, Lakki Marwat for information & necessary action, please.
2. Line Officer, District Jail Lakki Marwat for information and necessary action.
3. Sweeper Amjad Khan attached to District Jail Lakki Marwat.
Home Address: Amjad Khan S/O Abdur Rehman, Mohallah Baghban in front of District Lakki Marwat.


SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT

22.02.2019

Appellant in person.

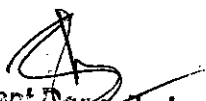
Requests for adjournment as his learned counsel has proceeded to Islamabad for personal engagement. Adjourned to 12.03.2019 before S.B.


Chairman

12.03.2019

Counsel for the appellant Amjid Khan, present. Preliminary arguments heard. It was contended by learned counsel for the appellant that the appellant was serving in Prison Department as Sweeper. He was imposed major penalty of removal from service vide order dated 03.03.2015 on the allegation of absence and misconduct toward official duties. The appellant filed departmental appeal on 28.09.2018 which was rejected on 14.11.2018 hence, the present service appeal on 05.12.2018. Learned counsel for the appellant further contended that there is some delay in filing of departmental appeal but the appellant was not informed regarding the impugned order by the department and he was performing duty and was also received salary till month of May 2015. It was further contended that after month of May 2015 the appellant was not paid salary however, respondent-department had assured the appellant that he will be paid salary after May 2015. The appellant was communicated about the impugned order of removal on 20.09.2018 therefore, it was contended that after communication of the impugned order, the departmental appeal is well within time. It was further contended that neither any charge sheet, statement of allegation was served nor proper regular inquiry was conducted therefore, the impugned order is illegal and liable to be set-aside.

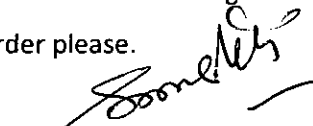
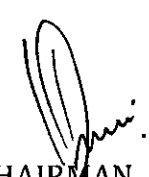
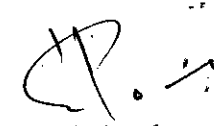
The contention raised by the learned counsel for the appellant needs consideration. The appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days, thereafter, notice be issued to the respondents for written reply/comments for 29.04.2019 before S.B.


Appellant Deposited
Security & Process Fee


(Muhammad Amin Khan Kundi)
Member

Form- A
FORM OF ORDER SHEET

Court of _____
Case No. 1486 /2018


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	14/12/2018	<p>The appeal of Mr. Amjid Khan resubmitted today by Mr. Gohar Ali Kheshgi Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-	24/12/2018	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>21/01/2019</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
	21.01.2019	<p>Appellant with counsel present.</p> <p>Aggrieved against his removal from service, the appellant (Ex-Muslim Sweeper) has approached this Tribunal by filing the present service appeal.</p> <p>Perusal of the order dated 14.11.2018 of the appellate authority available on file would show that the appellant was awarded punishment of removal from service vide order dated 03.03.2015. Original order of removal of the appellant from service is not available on file. Plea of the appellant is ^{that} the original order dated 03.03.2015 was not communicated to him, however the appellant could have procured the same under the RTA. Learned counsel for the appellant seeks adjournment for doing the needful. Adjourn. To come up for the production of the original order dated 03.03.2015 of removal of the appellant from service and preliminary arguments on 22.02.2019 before S.B.</p> <p style="text-align: right;"> Member</p>

The appeal of Mr. Amjad Khan son of Abdul Rehman Ex-Sweeper Jail Khana Distt. Jail Lakki Marwat received today i.e. on 05.12.2018 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Copy of impugned order of removal from service mentioned in the memo of appeal is not attached with the appeal which may be placed on it.

No. 2356 /S.T,

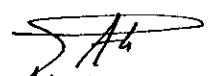
Dt. 05/12 /2018.


REGISTRAR -
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Gohar Ali Adv. Pesh.

R/sri,

That the appellant was removed from duty as verbally stated by the respondent to the appellant. who requested to provide copy by respondent refused to give - so Sub scrib that for proceeding please.


Gohar Ali Khushgi
advocate peshawar.
14/12/2018

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

Service Appeal No. 1486 /2018

Mr. Amjad Khan.....(Appellant)

VERSUS

Superintendent District Jail, Lakki Marwat.

And others.....(Respondents)

I N D E X

S.No.	Description of Documents	Annex	Pages
1.	Service Appeal		1-5
2.	Application for condonation of delay		5/A-5/B
3.	Affidavit		6
4.	Addresses of the parties		7
5.	Copy of DPC and appointment order of the appellant	A	8-9
6.	Copy of academic & experience record	B	10-17
7.	Copy of pay slip	C	18
8.	Copy of Departmental Appeal	D	19-20
9.	Copy of Rejection Order	E	21
10.	Wakalat Nama		22



Appellant

Through

Dated: 04/12/2018



Gohar Ali Khashgi
Advocate High Court,
Peshawar.
Cell No. 0345-9082942

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

Khyber Pakhtunkhwa
Service Tribunal

Service Appeal No. _____/2018

Diary No. 1729

Dated 05-12-2018

Mr. Amjad Khan S/o Abdul Rehman R/o Mohallah
Baghbanan, District Lakki Marwat, Ex-Sweeper Jail Khana,
District Jail, Lakki Marwat.....(Appellant)

VERSUS

1. Superintendent District Jail, Lakki Marwat.
2. Inspector General of Prisons at Peshawar.
3. Government of Khyber Pakhtunkhwa, Secretary Home Khyber
Pakhtunkhwa, Civil Secretariat at Peshawar.
4. Government of Khyber Pakhtunkhwa through Secretary
Finance, Civil Secretariat, Peshawar.....(Respondents)

APPEAL U/S 4 OF THE KHYBER
PAKHTUNKHWA SERVICE TRIBUNAL ACT
1974, AGAINST THE IMPUGNED ORDER OF
DISMISSAL OF DEPARTMENTAL APPEAL
FOR REINSTATEMENT OF APPELLANT
AGAINST THE IMPUGNED ORDER OF
REMOVAL FROM SERVICE BY THE
RESPONDENTS AS ANNEXURE "E".

Filed to-day

Registrar

5/12/18

Respectfully Sheweth:

The appellant submits as under:

1. That respondent No. 1 as a Chairman of D.P.C and competent authority has selected the applicant through D.P.C as Muslim Sweeper BPS-1 for District Jail Lakki marwat dated 27/11/2014 as annexure "A".
2. That appellant is educated upto B.A and experienced qualified person served for 4 years. (Copies of Matric, FA and BA and Experience, MORA Programme, Diploma of Electrician, Computer and Typing Certificates are attached as annexure "B").
3. That appellant performed duty with the entire satisfaction of his seniors and no chance of complaint is ever given to the respondents against him.

4. That duty performed by appellant is upto 18th September, 2018. But department paid upto May, 2015 and assured the appellant to pay later on and the salary is stopped. (Copy of salary slips attached as annexure "C").
5. That during the duty the appellant fell ill due to malaria disease and was awarded leave for 4 days due to the reason above, then the appellant attended the duty and respondents gave the appellant warning for careful in future which the appellant noted and performed duty for further week, then relieved the appellant from duty, w.e.f 19th September 2018 for few days as verbally told to appellant without completing cordal formalities.
6. That the appellant tried to get the impugned order but in vain as it was kept secret from the appellant.
7. That the appellant submitted departmental appeal against the impugned order if any dated 28/09/2018 then departmental appeal of the appellant was turned down dated 14/11/2018

4

which reveals the removal date of the appellant as 03/03/2015. (Copies of appeal dismissal order of the appellate authority are attached as annexure "D" & "E").

8. That appellant may also be allowed to rely on additional grounds at the time of arguments, so it is submitted inter-alia on the following grounds:

GROUND:

- A. That the impugned order of removal is unlawful, needs to be set aside.
- B. That no charge sheet and no statement of allegations is served upon the appellant.
- C. That now show cause notice served and no inquiry conducted to probe the facts against the appellant and also no plausible reason is given by the respondents in the impugned order of removal.


- D. That no chance of hearing is given to the appellant, which condemned the appellant unheard and the appellant remained jobless during the break period.

It is, therefore, humbly prayed that on acceptance of this appeal, the appellant may please be reinstated in service with all back benefits, and the impugned order of removal be set aside please.


Appellant

Through

Dated: 04/12/2018


Gohar Ali Kheshgi
Advocate High Court,
Peshawar.

5-A

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

C.M. No. _____/2018

In

Service Appeal No. _____/2018

Mr. Amjad Khan.....(Appellant)

VERSUS

Superintendent District Jail, Lakki Marwat.

And others.....(Respondents)

APPLICATION FOR CONDONATION OF
DELAY.

Respectfully submitted:


1. That the above titled Service Appeal is being filed before this Hon'ble Tribunal, in which no date of hearing has yet been fixed.
2. That the appellant was kept ignorant of the impugned order of removal from service and assured the appellant to be paid his salary later on till that time the appellant was frequently attending the office for the purpose of getting salary, but later

5-B

on he was informed that he was awarded the major penalty of removal from service.

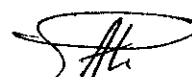
3. That delay is not intentional but due to the above mentioned reason.
4. That the appeal of the appellant is fit on merit which may not be discarded on limitation as limitation is a technical ground, limitation does not run against the illegal order.
5. That precious and valuable right of the appellant are involved in the matter and if the delayed period is not condoned, the appellant would sustain an irreparable loss.
6. That this Hon'ble Tribunal has got ample powers to condone the delay in the instant appeal.

It is, therefore, humbly prayed that on acceptance of the instant application, the delay may kindly be condoned in the best interest of justice.


Appellant

Through

Dated: 04/12/2018


Gohar Ali Kheshgi
Advocate High Court,
Peshawar.

6

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

Service Appeal No: _____/2018

Mr. Amjad Khan.....(Appellant)

VERSUS

Superintendent District Jail, Lakki Marwat.

And others.....(Respondents)

AFFIDAVIT

I, Mr. Amjad Khan S/o Abdul Rehman R/o Mohallah Baghbanan, District Lakki Marwat, Ex-Sweeper Jail Khana, District Jail, Lakki Marwat, do hereby solemnly affirm and declare that the contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.

Amjad Khan

DEPONENT

CNIC: 11201-0336266-3



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

Service Appeal No. _____/2018

Mr. Amjad Khan.....(Appellant)

VERSUS

Superintendent District Jail, Lakki Marwat.

And others.....(Respondents)

ADDRESSES OF THE PARTIES

APPELLANT:

Mr. Amjad Khan S/o Abdul Rehman R/o Mohallah Baghbanan, District Lakki Marwat, Ex-Sweeper Jail Khana, District Jail, Lakki Marwat.

RESPONDENTS:

1. Superintendent District Jail, Lakki Marwat.
2. Inspector General of Prisons at Peshawar.
3. Government of Khyber Pakhtunkhwa, Secretary Home Khyber Pakhtunkhwa, Civil Secretariat at Peshawar.
4. Government of Khyber Pakhtunkhwa through Secretary Finance, Civil Secretariat, Peshawar.



Appellant

Through

Dated: 04/12/2018



Gohar Ali Kheshgi
Advocate High Court,
Peshawar.

A
P-8

OFFICE OF THE
SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT
No _____ Dated _____

MINUTES OF THE MEETING OF DEPARTMENTAL SELECTION PROMOTION COMMITTEE NO 01 HELD ON 27-11-2014 IN THE OFFICE OF THE SUPERINTENDENT DISTRICT JAIL LAKKI MARWAT.

A meeting of the Department selection / promotion committee No 01 was held on 27-11-2014 at 10:00 AM in the office of the Superintendent District Jail Lakki Marwat. The following attended the meeting. After examining and interviewed, the committee unanimously selected Mr. Amjad Khan son of Abdur Rehman resident of Mohalla Baghban District Lakki Marwat as a sweeper Basic Pay Scale No-01.

Mr. Mukhtar Haider
Deputy Superintendent
(Member)
27/11/14

Mr. Muhammad Ibrahim
Assistant Superintendent
(Member)
27.11.2014

Ghulam Rabbani
Superintendent District Jail Lakki Marwat
(CHAIRMAN)

ATTESTED

A
P-9

OFFICE OF THE
SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT
No 1785 Dated 27-11-2014

To

Mr. Amjad Khan S/O Abdur Rehman
Resident of Mohalla Baghban District Lakki Marwat

Subject: - APPOINTMENT AS SWEEPER (BPS-01)

Memo: Reference your interview dated 27-11-2014

The undersigned is pleased to offer you a temporary post of Sweeper in District Jail Lakki Marwat on pay Rs. 4800-150-9300 in the Basic pay Scale No (01) viz Sweeper. Your appointment is subject to the following conditions:-

1. Your appointment will take effect from the date you join duty at the office of your posting.
2. Your appointment is purely temporary and your services are liable to be terminated at any time on 15 days notice without assigning any reasons.
3. No TA/DA will be admissible to you for joining your first appointment.
4. In case you wish to resign at any time you will give two months notice OR in lieu thereof two month's pay will be forfeited from you subject to the discretion of the competent authority in public interest.
5. Your appointment is subject to your Medical fitness for Government Service.
6. You will be eligible for continuance on the post if your work and conduct remained satisfactory during the period of your temporary appointment provided the vacancy against which you have been appointed continues.
7. Your services will be terminated if your work and conduct is not found satisfactory OR the vacancy ceases to exist.
8. The terms and condition of your service will be those as laid down in the West Pakistan Government Temporary Employment Rules Prison Department service Rules 1980.
9. For all other purposes such as pay T.A and Medical Attendance etc. You will be governed by such Rules as may be issued by the Government for the category of Government Servant of the Prison Department to which you will belong.
10. You will be governed by the West Pakistan Government Servant (conduct) Rules 1937, the Khyber Pakhtunkhwa Civil Servant (Appointment, Promotion and Transfer) Rules 1989, framed or to be framed by the Government from time to time.

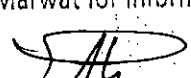
If you accept the appointment on the above cited terms and condition, you should report to the undersigned within 10 (ten) days of the receipt of this letter at your own expense. In case you fail to join duty within the same period, the offer of appointment will be treated as cancelled/withdrawn.


SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT

Enclst: _____ Dated _____

Copy of the above is forwarded to:-

1. The Office Accountant / Clerk, for information. On arrival of the above named official an agreement should be taken on stamp paper from him to the effect that he has accepted all terms and conditions contained in the offer of his appointment for office record.
2. The District Account Office Lakki Marwat for information & necessary action.


ATTESTED

SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT

Serial No. GU 018865
2

بِسْمِ اللّٰهِ الرَّحْمٰنِ الرَّحِیْمِ

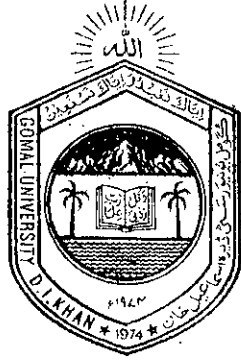
P-11 B

GOMAL UNIVERSITY

DERA ISMAIL KHAN

(N.W.F.P.) PAKISTAN

KHYBER PAKHTUNKHWA



(Session 2007)
ANNUAL

AMJAD KHAN

SON of

ABDUL REHMAN

and a student of LAKKI MARWAT DISTRICT

having passed the prescribed examination in JUNE/JULY 20 07,

is this day admitted by the GOMAL UNIVERSITY to the DEGREE of

BACHELOR OF ARTS

in the SECOND Division HE Passed also in as an

Additional Optional Subject / Pakistan Studies and Islamiyat as Compulsory Subjects.

The Examination was taken as a whole in parts.

Registered No. 3195-GOMAL-05

Roll No. 12357

Attested
Yasir Imran
YASIR IMRAN
Assistant Professor
G.C.M.S Bannu.

Result declared on SEPTEMBER 11, 2007

Countersigned

[Signature]
Controller of Examinations

[Signature]
Vice-Chancellor

DOMICILE CERTIFICATE

I ATIJAD Khan Son/Daughter of Abdul Rehman

hereby declare that I was born of parents who are permanently domiciled in North West Frontier Province having been born/settled in this Province

I was born at Village/Mohallah Bagh Bari Mauza Minialhal
Tehsil Lakki Marwat District LAKKI MARWAT

ATIJAD Khan
Signature of Applicant
Date:

Pursuance to the declaration dated 23/7/95 filed by Mr/M/sss ATIJAD Khan Son/Daughter of Abdul Rehman domiciled in North West Frontier Province it is hereby certified that the said APPLICANT is born of parents who are permanent residents of the North West Frontier Province having been born/settled within it

I have satisfied myself from personal knowledge/verification that the above declaration is true and certify accordingly

This 30th day of July 1995

Attested
YASIR IMRAN
Assistant Professor
G.C.M.S Bannu.

MAGISTRATE 1st CLASS
Sherazad
Sub-District Magistrate
LAKKI MARWAT
COURT SEAL

No 2073 / He dt 30/7/95
COUNTERSIGNED
[Signature]
DISTRICT MAGISTRATE
LAKKI MARWAT



Strike at which ever is not applicable

Rabba NIC No
156-49-300166



گل شیئرز اینڈ جنرل سٹور بازار میاخیل نیکروت

صنعت احمد خان و دار عبد الرحمن سکنہ دکن
 مینا خلیک کد صیغہ ذاتی طود پیر جاننا سیور
 نام پتہ سکونت دستاویز ڈیپارٹمنٹ عرفی ہے

New Mahal
 لودج عرف شیراز عناری سابقہ کونسلر ایچ ایم سی ملکی

156-42-5/51-61

مناد عالی

مبشر محمد علی کوندہ مسی احمد خان ولد عبدالرحمن
 والدین متوفی و فیضیہ میں وفات پائی

محمد قمان پوری
 2/7/25

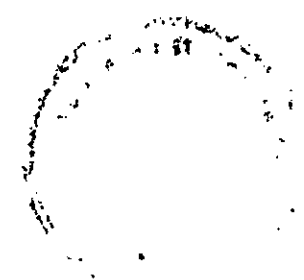
آئی ڈی
 محمد قمان پوری
 2/7/25



repaired by
 Rev. Staff
 [Signature]

WATER THERMETER

3/7/25

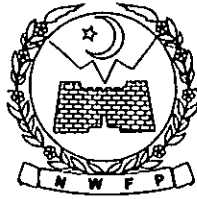


S/No. 8476

Roll No. 94

P-15

NWFP TRADE TESTING BOARD



Directorate of Technical Education & Manpower Training

Certificate under MORA Programme

SESSION 2003-2004

Institute G.T.V.C. SERAI NAURANG

Subject COMPUTER

This is to certify that


Mr./Miss/Mrs. AMJID KHAN.

S/O/Daughter/Wife Widow of ABDUR REHMAN

has successfully completed (SIX) *Months intensive training course*

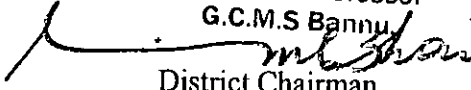
From 16-3-2004 *to* 15-9-2004 *and declared passed.*

Dated: 7-10-2004


Secretary (TTB)

Attested

YASIR IMRAN
Assistant Professor
G.C.M.S Bannu


District Chairman
Zakat

Chairman (TTB)

DARA ALFALAH (REGD.) TYPE WRITING CENTRE

HAQDADABAD
District Lakki Marwat
NWFP (Pakistan)
Registration No. DSW / NWFP / 187 of 1985

No. **190-B**

Date **30.9.1999**

B
P-16

Mr. **Amjad Khan.** S/O **Abdur Rahman.**

Resident of Village **Mena Khel.**

Tehsil **Lakki Marwat** District **Lakki Marwat** has completed his Type Writing Course by

touch system satisfactory and has attained the speed of **40** words per minute.

He bears good moral character.

Fozil

President

Adnis Alfalah Regd.
District Lakki Marwat

M.A.A.

General Secretary

General Secretary

Adnis Alfalah Regd.

District Lakki Marwat

Attested

Yasir Imran
YASIR IMRAN

Assistant Professor
G.C.M.S. Bahau

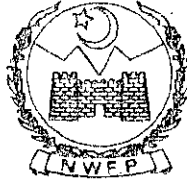
Training Instructor

[Signature]

S/No. 0189

Roll No. 49

NWFP TRADE TESTING BOARD



Directorate of Technical Education & Manpower Training

Certificate under MORA Programme

SESSION 2003
Institute G.T.V.C. G/KHEL
Subject ELECTRICAL

This is to certify that

Mr./Miss/Mrs. AMJAD KHAN

S/O/Daughter/Wife/Widow of ABDUR RAHMAN

has successfully completed (SIX) Months intensive training course
from 1-7-2003 to 31-12-2003 and declared passed.

Dated: _____

Attested

Yasir Imran
YASIR IMRAN

Assistant Professor
G.C.M.S Bannu

[Signature]
Secretary (TTB)

[Signature]
District Chairman
Zakat

[Signature]
Chairman (TTB)

P-18

S#:1 Lakki
 P Sec:001 Month:May 2015
 LK4004 -District Jail Lakki
 DISTRICT JAIL LAKKI

Pers #: 00731940 Buckle:
 Name: AMJAD KHAN

NTN:
 GPF #: LK4004
 Old #:

CNIC No.1120103362663
 GPF Interest Applied
 01 Active Permanent

PAYS AND ALLOWANCES:

0001-Basic Pay	4,800.00
1000-House Rent Allowance	891.00
1210-Convey Allowance 2002	1,785.00
1300-Medical Allowance	1,200.00
1567-Washing Allowance	100.00
1646-Constabulary P Allowance	100.00
1971-Adhoc Allowance 2011B 15%	445.00
1973-Adhoc Allowance 2010B 50%	1,485.00
2118-Adhoc Relief Allow (2012)	960.00
Gross Pay and Allowances	12,966.00

DEDUCTIONS:

GPF Balance 1,272.00	Subrc: 212.00
3501-Benevolent Fund	120.00
3511-Adm. Group Insurance	3.00
3604-Group Insurance	58.00

S#:2 Lakki
 P Sec:001 Month:May 2015
 LK4004 -District Jail Lakki
 DISTRICT JAIL LAKKI

Pers #: 00731940 Buckle:
 Name: AMJAD KHAN

NTN:
 GPF #: LK4004
 Old #:

CNIC No.1120103362663
 GPF Interest Applied
 01 Active Permanent

PAYS AND ALLOWANCES:

2148-15% Adhoc Relief All-2013	720.00
2174-Adhoc Relief Allow-2014	480.00
Gross Pay and Allowances	12,966.00

DEDUCTIONS:

GPF Balance 1,272.00	Subrc:
Total Deductions	393.00

00 Years 06 Months 006 Days


ATTESTED

05-2015

To,

D
P-19

**The Inspector General,
Jail Khanajat, Khyber Pakhtunwkhwa
Peshawar.**

Subject: **DEPARTMENTAL APPEAL**

Respected Sir,

The appellant submits as under:-

- 1) That the appellant was appointed as Muslim Sweeper BPS-1 at District Jail Lakki Marwat dated 27th November 2014 as my appointment order attached as Annexure A.
- 2) That appellant is well-qualified upto B.A having other qualification of diploma of Electrician, Computer and Typing as copies attached.
- 3) That I applied for leave as I was suffering from Malaria. After 4 days, I recovered from disease
- 4) That I had performed duty with the entire satisfaction of my Seniors and no chance of complaint is given to my High-ups up 18th September 2018 and then I was retired from duty without dismissal, removal or termination order and no codal formalities have been completed by department against me. No charge sheet, no Show-cause notice is served upon me and no


ATTESTED

D
P-20

inquiry was conducted against me. I was condemned unheard.

5) That I appeared for duty then I was verbally told that I was removed after service, even then I time & again not removed but in order to frighten me for carefully duty in future and still now up to 18 September 2018 and then on 19th September 2018. I was completely relieved from duty.

6) That I am a jobless and poor person having an old ailing father dying in bed with no source of earning.

It is, therefore, is requested that I may please be reinstated in service with all back benefits.

Dated: 28/09/2018

Yours Obediently



Amjad Khan S/o Rehman
R/o Mohallah Baghban, District
Lakki Marwat.
CNIC No: 11201-0336266-3
Cell No: 0313-9091555



ATTESTED



OFFICE OF THE
INSPECTOR GENERAL OF PRISONS
KHYBER PAKHTUNKHWA PESHAWAR

☎ 091-9210334, 9210406

☎ 091-9213445

f www.facebook.com/kpkprisons/

✉ prisonsig@gmail.com

No. 33946 /-

Dated 14-11-2018 /-

To,

Mr. Amjad Khan S/O Abdur Rahman,
R/O Mohallah Baghban, District Lakki Marwat.

Subject:- **DEPARTMENTAL APPEAL FOR REINSTATEMENT IN SERVICE.**

Memo;

I am directed to refer to your appeal dated 28-09-2018 on the subject and to convey that punishment of removal from service was awarded to you on 03-03-2015 and according to rules you were required to prefer your departmental appeal within 30 days after the decision of the competent authority but you filed appeal on 28-09-2018 which is badly time barred due to which the appellate authority did not entertain your appeal.



ASSISTANT DIRECTOR (ADMN:)

~~FOR INSPECTOR GENERAL OF PRISONS~~
KHYBER PAKHTUNKHWA PESHAWAR

Endst No. _____ /-

Copy of the above is forwarded to the Superintendent District Jail Lakki Marwat for information with reference to his letter No. 1857/WE dated 01-11-2018.

ASSISTANT DIRECTOR (ADMN:)
FOR INSPECTOR GENERAL OF PRISONS
KHYBER PAKHTUNKHWA PESHAWAR


ATTESTED

مرکز خدمات

0300-5872676



P-22

ایڈوکیٹ: گو حصر علی حوشنگی ایڈووکیٹس لن
 بار کونسل ایسوسی ایشن نمبر: 10-7448
 رابطہ نمبر: 03459082942

پشاور بار ایسوسی ایشن، خیبر پختونخوا

بعدالت جناب: صیبر کھٹون خواہ سپریم ٹریبونل پشاور

مخانب: <u>ایڈووکیٹ</u>	دعویٰ: <u>رسو اپیل</u>
<u>المعدان</u>	علت نمبر: <u>-</u>
<u>بنام</u>	مورخہ: <u>-</u>
<u>آئی جی جیل خانہ جات راولپنڈی</u>	جرم: <u>-</u>
	تھانہ: <u>-</u>

باعث تحریر آتکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کاروائی متعلقہ
 آن مقام لہور کیلئے گو حصر علی حوشنگی ایڈووکیٹس لن کو وکیل 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 بر حلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق
 زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت 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 اور بصورت ضرورت مقدمہ مذکورہ 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 وہی جملہ مذکورہ با اختیارات حاصل ہوں گے اور اس کا ساختہ پر داختم منظور و قبول ہوگا
 دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ یا حد سے
 باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سند رہے

المرقوم: 3 دسمبر 2018

المعدان المعدان واہ شد المعدان المعدان
 مقام لہور Attested & accepted کے لیے منظور ہے۔

ATTESTED

BEFORE THE HONORABLE KHYBER PAKHTUNKHWA

SERVICE TRIBUNAL PESHAWAR

APPEAL NO.....1486..... OF 2018

Amjid Khan..... Appellant/ Petitioner

VERSUS

SUPERINTENDET DISTRICT JAIL LAKKI MARWAT.

AND OTHERS.....Respondents

Respectfully sheweth

Most respectfully submit the reply/ comments on behalf of

Superintendent District Jail Lakki and others is as under:

1. That Mr. Amjad Khan S/o Abdur Rehman R/o Muhallah Baghban District Lakki Marwat was appointed as sweeper (BPS-03), by Departmental Committee vide order No. 1785 dated 27/11/2014 (**copy at Annexure-A**).
2. That the said sweeper wilfully absented himself from duty, therefore notice was served upon him to report for duty within 15 days, otherwise he will be removed from service Vide No. 308 dated: 10/02/2015 (**Copy at Annexure-B**).
3. That the said sweeper did not report for duty, therefore his salary was stopped and final showcause notice was served upon him vide No. 434 dated: 26/02/2015, to join his duty within seven days, otherwise disciplinary action will be initiated against him under (E&D Rules-2011) (**copy at Annexure-C**).
4. That the said sweeper failed to report to his duty therefore the superintendent being competent authority had awarded him major penalty of removal from service vide order No. 443-45 dated 03-03-2015, due to his long wilful absence from duties (**copy at Annexure-D**).
5. That the plea taken by the said sweeper, in para-4&5 of his petition, is false, baseless and fabricated that he has performed duty till September 2018, as he was removed from service in March 2015, and

he has neither perform duty at this jail nor submitted any application to this office since March 2015.

6. That the appeal/ petition of said sweeper was badly time bared and having no relevancy with the facts, hence it is prayed that the same may please be dismissed.




1. SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT



2. INSPECTOR GENERAL OF PRISONS
KHYBER PAKHTUNKHWA PESHAWAR



3. SECRETARY HOME
GOVERNMENT OF KHYBER PAKHTUNKHWA
PESHAWAR



4. SECRETARY FINANCE
GOVERNMENT OF KHYBER PAKHTUNKHWA
PESHAWAR

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

In the matter of
Service Appeal No. 1486/2018
Amjid Khan Sweeper attached to District Jail Lakki Marwat.....**Appellant**

VERSUS

1. Inspector General of Prisons
Khyber Pakhtunkhwa Peshawar
2. Superintendent
District Jail Lakki Marwat
3. Secretary to Government
Home & T.As Department
Khyber Pakhtunkhwa, Peshawar
4. Secretary Finance Department
Khyber Pakhtunkhwa,
Peshawar.....**Respondents.**

COUNTER AFFIDAVIT ON BEHALF OF RESPONDENTS
NO. 1 to 4.

We the undersigned respondents do hereby solemnly affirm and declare that the contents of the Para-wise Comments in the above cited appeal are true and correct to the best of our knowledge and belief and that no material facts have been concealed from this Honourable Service Tribunal.



Superintendent
District Jail Lakki Marwat
(Respondent No. 01)



Inspector General of Prisons
Khyber Pakhtunkhwa Peshawar
(Respondent No. 02)

SECRETARY
Home & T.As Department
Khyber Pakhtunkhwa Peshawar.
(Respondent No. 03)

SECRETARY
Finance Department
Khyber Pakhtunkhwa Peshawar.
(Respondent No. 04)

A

53

OFFICE OF THE
SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT
No 1785 Dated 27-11-2014

To

Mr. Amjad Khan S/O Abdur Rehman
Resident of Mohalla Baghban District Lakki Marwat

Subject: APPOINTMENT AS SWEEPER (BPS-01)

Memo:

Reference your interview dated 27-11-2014

The undersigned is pleased to offer you a temporary post of Sweeper in District Jail Lakki Marwat on pay Rs. 4800-150-9300 In the Basic pay Scale No (01) viz Sweeper Your appointment is subject to the following conditions:-

1. Your appointment will take effect from the date you join duty at the office of your posting.
2. Your appointment is purely temporary and your services are liable to be terminated at any time on 15 days notice without assigning any reasons.
3. No TA/DA will be admissible to you for joining your first appointment.
4. In case you wish to resign at any time you will give two months notice OR in lieu thereof two month's pay will be forfeited from you subject to the discretion of the competent authority in public interest.
5. Your appointment is subject your Medical fitness for Government Service
6. You will be eligible for continuance on the post if your work and conduct remained satisfactory during the period of your temporary appointment provided the vacancy against which you have been appointed continues.
7. Your services will be terminated if your work and conduct is not found satisfactory OR the vacancy ceases to exist.
8. The terms and condition of your service will be those as laid down in the west Pakistan Government Temporary Employment Rules Prison Department Service Rules 1980.
9. for all other purposes such as pay T.A and Medical Attendance etc. You will be governed by such Rules as may be issued by the Government for the category of Government Servant of the Prison Department to which you will belong.
10. You will be governed by the west Pakistan Government Servant (General) Rules 1997, the Khyber Pakhtunkhwa Civil Servant (Appointment, Promotion and Transfer) Rules 1989, framed or to be framed by the Government from time to time.

If you accept the appointment on the above cited terms and condition, you should report to the undersigned within 10 (ten) days of the receipt of this letter at your own expense. In case you fail to join duty within the same period, the offer of appointment will be treated as cancelled/withdrawn.

Advised
Memo


SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT

Superintendent
Dist: Jail Lakki Marwat

Copy of the above is forwarded to:

1. The Office Accountant / Clerk, for information. On arrival of the above named official an agreement should be taken on stamp paper from him to the effect that he has accepted all terms and conditions contained in the offer of his appointment for office record.
2. The District Account Office Lakki Marwat for information & necessary action.

SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT

۱۵ - ۱۶

ٹاٹا غیر حاضری نوٹس

احمد خان سوپروڈر عبد الرحمن
گاؤں باغبان ڈسٹرکٹ لکھی مروت

اپ کئی دنوں سے اپنی مرضی سے ڈیوٹی سے غیر حاضر ہیں

کیونکہ آپ کا گھر جیل کے سامنے قریب واقع ہے۔ ایجوکیشن بازرگانی

کے لیے کیا گیا کہ اپنی ڈیوٹی پر اچھا نہیں ہیں آپ مسلسل انکار کرتے ہیں

لہذا بذریعہ نوٹس ایجوکیشن کیا جاتا ہے کہ 15 دن کے اندر اندر

اپنی ڈیوٹی پر حاضر ہو جائیں ورنہ آپ کے خلاف قانونی کارروائی

کی جائے گی۔ اور ایجوکیشن سے درخواست کیا جائے گا

سپرٹنڈنٹ صاحب ڈسٹرکٹ لکھی مروت
۱۶

Attested
Amir

Superintendent
Distt: Jail Lakki Marwat

NO- 308

dt 10-2-2015



0969-510547

57
OFFICE OF THE
SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT

No. 434

Dated 26-02-2015

To

Amjad Khan son of Abdur Rehman Sweeper (BPS-01)
Resident of Mohalla Baghban District Lakki Marwat.

Subject: - FINAL NOTICE OF ABSENT FROM DUTY.

Memo:

You were served with absent notice vide this office No.308 dated 10/02/2015 with the direction to resume duty at this jail within fifteen days otherwise disciplinary action with taken against you but you did not pay any attention to wards duties, bitterly failed and found your work and conduct unsatisfactory as mentioned in your appointment letter at serial No.7.

It is once again finally directed to resume your duties at this jail with in (07) days, otherwise disciplinary action will be initiated against you under Efficiency & Discipline Rules-2011.

THIS NOTICE MAY BE TREATED AS FINAL NOTICE.


SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT

Attested
[Signature]
Superintendent
Distt: Jail Lakki Marwat



0969-510547

58
OFFICE OF THE
SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT

No. _____

Dated _____

OFFICE ORDER

WHEREAS, the accused Sweeper Amjad Khan attached to District Jail Lakki Marwat and also residing near jail premises was proceeded against under Rule 3 (b)(d) of Khyber Pakhtunkhwa Government Servant (Efficiency & Discipline) Rules-2011 for the charges of absent from duty and misconduct towards his official duties. as mentioned in Notice served upon him and repeatedly denial for duties.

NOW THEREFORE, in exercise of power conferred under Rule-14(5) of Khyber Pakhtunkhwa Government Servant (Efficiency & Discipline) Rules-2011, the undersigned being competent authority, after having considered the charges and long wilful absence from duties, the accused official named Sweeper (BPS-01) Amjad Khan is hereby **Removed From Services** with immediate effect being in temporary period of appointment.

SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT

Endst No.. 443-45 dated 03/03/2015.
Copy of the above is forwarded to :-

1. The District Accounts Officer, Lakki Marwat for information & necessary action, please.
2. Line Officer, District Jail Lakki Marwat for information and necessary action.
3. Sweeper Amjad Khan attached to District Jail Lakki Marwat.
Home Address: Amjad Khan S/O Abdur Rehman, Mohallah Baghban in front of District Lakki Marwat.

Attested

[Signature]
Superintendent
Distt: Jail Lakki Marwat

[Signature]
SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT

SERVICE TRIBUNAL PESHAWAR

APPEAL NO.....1486..... OF 2018

Amjid Khan..... Appellant/ Petitioner

VERSUS

SUPERINTENDET DISTRICT JAIL LAKKI MARWAT.

AND OTHERS.....Respondents

Respectfully sheweth

Most respectfully submit the reply/ comments on behalf of

Superintendent District Jail Lakki and others is as under:

1. That Mr. Amjad Khan S/o Abdur Rehman R/o Muhallah Baghban District Lakki Marwat was appointed as sweeper (BPS-03), by Departmental Committee vide order No. 1785 dated 27/11/2014 (copy at Annexure-A).
2. That the said sweeper wilfully absented himself from duty, therefore notice was served upon him to report for duty within 15 days, otherwise he will be removed from service Vide No. 308 dated: 10/02/2015 (Copy at Annexure-B).
3. That the said sweeper did not report for duty, therefore his salary was stopped and final showcause notice was served upon him vide No. 434 dated: 26/02/2015, to join his duty within seven days, otherwise disciplinary action will be initiated against him under (E&D Rules-2011) (copy at Annexure-C).
4. That the said sweeper failed to report to his duty therefore the superintendent being competent authority had awarded him major panelty of removal from service vide order No. 443-45 dated 03-03-2015, due to his long wilful absence from duties (copy at Annexure-D).
5. That the plea taken by the said sweeper, in para-4&5 of his petition, is false, baseless and fabricated that he has performed duty till September 2018, as he was removed from service in March 2015, and

he has neither perform duty at this jail nor submitted any application to this office since March 2015.

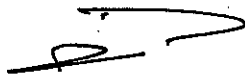
6. That the appeal/ petition of said sweeper was badly time bared and having no relevancy with the facts, hence it is prayed that the same may please be dismissed.



1. SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT



2. INSPECTOR GENERAL OF PRISONS
KHYBER PAKHTUNKHWA PESHAWAR



3. SECRETARY HOME
GOVERNMENT OF KHYBER PAKHTUNKHWA
PESHAWAR



4. SECRETARY FINANCE
GOVERNMENT OF KHYBER PAKHTUNKHWA
PESHAWAR

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

In the matter of

Service Appeal No. 1486/2018

Amjid Khan Sweeper attached to District Jail Lakki Marwat.....**Appellant**

VERSUS


1. Inspector General of Prisons
Khyber Pakhtunkhwa Peshawar
2. Superintendent
District Jail Lakki Marwat
3. Secretary to Government
Home & T.As Department
Khyber Pakhtunkhwa, Peshawar
4. Secretary Finance Department
Khyber Pakhtunkhwa,
Peshawar.....**Respondents.**

COUNTER AFFIDAVIT ON BEHALF OF RESPONDENTS
NO. 1 to 4.

We the undersigned respondents do hereby solemnly affirm and declare that the contents of the Para-wise Comments in the above cited appeal are true and correct to the best of our knowledge and belief and that no material facts have been concealed from this Honourable Service Tribunal.


Superintendent

District Jail Lakki Marwat
(Respondent No. 01)


Inspector General of Prisons
Khyber Pakhtunkhwa Peshawar
(Respondent No. 02)

SECRETARY
Home & T.As Department
Khyber Pakhtunkhwa Peshawar.
(Respondent No. 03)

SECRETARY
Finance Department
Khyber Pakhtunkhwa Peshawar.
(Respondent No. 04)

To

Mr. Amjad Khan S/O Abdur Rehman
Resident of Mohalla Baghban District Lakki Marwat

Subject: APPOINTMENT AS SWEEPER (BPS-01)

Memo:

Reference your interview dated 27-11-2014

The undersigned is pleased to offer you a temporary post of Sweeper in District Jail Lakki Marwat on pay Rs. 4800-150-9300 in the Basic pay Scale No (01) viz Sweeper Your appointment is subject to the following conditions:-

1. Your appointment will take effect from the date you join duty at the office of your posting.
2. Your appointment is purely temporary and your services are liable to be terminated at any time on 15 days notice without assigning any reasons.
3. No TA/DA will be admissible to you for joining your first appointment.
4. In case you wish to resign at any time you will give two months notice OR in lieu thereof two month's pay will be forfeited from you subject to the discretion of the competent authority in public interest.
5. Your appointment is subject to your Medical fitness for Government Service.
6. You will be eligible for continuance on the post if your work and conduct remained satisfactory during the period of your temporary appointment provided the vacancy against which you have been appointed continues.
7. Your services will be terminated if your work and conduct is not found satisfactory OR the vacancy ceases to exist.
8. The terms and condition of your service will be those as laid down in the West Pakistan Government Temporary Employment Rules Prison Department service Rules 1980.
9. for all other purposes such as pay T.A and Medical Attendance etc. you will be governed by such Rules as may be issued by the Government for the benefit of Government Servant of the Prison Department to which you will belong.
10. You will be governed by the West Pakistan Government Servant (General) Rules 1987, the Khyber Pakhtunkhwa Civil Servant (Appointment, Promotion and Transfer) Rules 1989, framed or to be framed by the Government from time to time.

If you accept the appointment on the above cited terms and conditions, you should report to the undersigned within 10 (ten) days of the receipt of this letter at your own expense. In case you fail to join duty within the same period, the offer of appointment will be treated as cancelled/withdrawn.

Advised
Amjad

Superintendent
Dist: Jail Lakki Marwat Dated _____

[Signature]
SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT

Copy of the above is forwarded to:-
The Office Accountant / Clerk, for information. On arrival of the above named official an agreement should be taken on stamp paper from him to the effect that he has accepted all terms and conditions contained in the offer of his appointment for office record.

The District Account Office Lakki Marwat for information & necessary action.

SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT

عبدالغنی نوٹس

17-11-2015

5

احمد خان سوپر وڈر عبدالرحمن
گاؤں باغبان ڈسٹرکٹ لکی مروت

اب کئی دنوں سے اپنی مرضی سے ڈیوٹی سے عبدالغنی سے
کوئی ایسا کاغذ نہیں کے سامنے فریب واقع ہے۔ ایسی کوئی بازرگانی
کیا گیا کہ اپنی ڈیوٹی پر اجازت نہیں لیکن اب مسلسل انکار کرتے ہیں
لہذا بذریعہ نوٹس ایسکو مطلع کیا جاتا ہے کہ 15 دن کے اندر اندر
اپنی ڈیوٹی پر حاضر ہو جائیں ورنہ اب کے خلاف قانونی کارروائی
کی جائے گی۔ اور ایسکو نوٹس سے مرعیت کیا جائے گا

سید شہزاد صاحب ڈسٹرکٹ لکی مروت
De

Attested
Superintendent
Distt: Jail Laki Marwat

NO- 308

dt-10-2-2015



0969-510547

6 89
OFFICE OF THE
SUPERINTENDENT,
DISTRICT JAIL LAKKI MARWAT

No. 439

Dated 26-09-2015

Amjad Khan son of Abdur Rehman Sweeper (BPS-01)
Resident of Mohalla Baghban District Lakki Marwat.

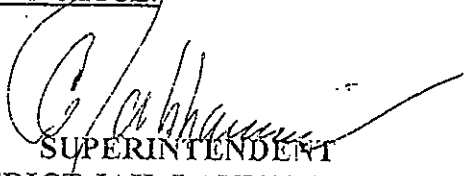
Subject: - FINAL NOTICE OF ABSENT FROM DUTY.


Memo:

You were served with absent notice vide this office No.308 dated 10/02/2015 with the direction to resume duty at this jail within fifteen days otherwise disciplinary action with taken against you but you did not pay any attention to wards duties, bitterly failed and found your work and conduct unsatisfactory as mentioned in your appointment letter at serial No.7.

It is once again finally directed to resume your duties at this jail with in (07) days, otherwise disciplinary action will be initiated against you under Efficiency & Discipline Rules-2011.

THIS NOTICE MAY BE TREATED AS FINAL NOTICE.


SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT

Attested

Superintendent
Distt: Jail Lakki Marwat



0969-510547

7 58
OFFICE OF THE
SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT

No. _____

Dated _____

OFFICE ORDER

WHEREAS, the accused Sweeper Amjad Khan attached to District Jail Lakki Marwat and also residing near jail premises was proceeded against under Rule 3 (b)(d) of Khyber Pakhtunkhwa Government Servant (Efficiency & Discipline) Rules-2011 for the charges of absent from duty and misconduct towards his official duties. as mentioned in Notice served upon him and repeatedly denial for duties.

NOW THEREFORE, in exercise of power conferred under Rule-14(5) of Khyber Pakhtunkhwa Government Servant (Efficiency & Discipline) Rules-2011, the undersigned being competent authority, after having considered the charges and long wilful absence from duties, the accused official named Sweeper (BPS-01) Amjad Khan is hereby **Removed From Services** with immediate effect being in temporary period of appointment.

SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT

Endst No. 443-45 dated 03/03/2015.

Copy of the above is forwarded to :-

1. The District Accounts Officer, Lakki Marwat for information & necessary action, please.
2. Line Officer, District Jail Lakki Marwat for information and necessary action.
3. Sweeper Amjad Khan attached to District Jail Lakki Marwat.
Home Address: Amjad Khan S/O Abdur Rehman, Mohallah Baghban in front of District Lakki Marwat.

Attested

[Signature]
Superintendent
Distt: Jail Lakki Marwat

[Signature]
SUPERINTENDENT
DISTRICT JAIL LAKKI MARWAT

[Signature]