

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR
AT CAMP COURT ABBOTTABAD.

Service Appeal No. 1472/2018

Date of Institution ... 11.12.2018

Date of Decision ... 21.02.2019

Hafiz Muhammad Shafique S/o Muhammad Younis R/o Panian, Tehsil & District
Haripur. ... (Appellant)

VERSUS

Govt: of Khyber Pakhtunkhwa, through Secretary Health, Khyber Pakhtunkhwa
Peshawar and six others. ... (Respondents)

MR. MUHAMMAD JAHANGIR KHAN
Advocate

--- For appellant.

MR. MUHAMMAD BILAL,
Deputy District Attorney

--- For official respondents.

MR. SAJID-UR-REHMAN KHAN,
Advocate

--- For private respondents
no.6 and 7.

MR. AHMAD HASSAN,
MR. MUHAMMAD AMIN KHAN KUNDI

--- MEMBER(Executive)
--- MEMBER(Judicial)

JUDGMENT

AHMAD HASSAN, MEMBER:- Arguments of the learned counsel for the
parties heard and record perused.

ARGUMENTS

2. Learned counsel for the appellant argued that he was appointed as Ward Orderly on temporary basis in DHQ Hospital, Haripur vide order dated 30.08.2014. Being qualified he was entrusted the duty of Electrician vide order dated 17.08.2017. Having been registered with Employment Exchange, upon advertisement of vacant posts at DHQ Hospital, Haripur, he submitted an application for the post of Ward Orderly. He was called for interview vide call letter dated 02.02.2017. The appellant was again directed to appear before the Selection Committee on 18.07.2017 for the above post. Orders of

respondents were compiled by the appellant. However, vide appointment/impugned order dated 14.12.2017 the appellant was appointed as Sweeper (BPS-03) instead of Ward Orderly. Feeling aggrieved, he preferred departmental appeal which was not responded, hence, the present service appeal.

3. On the other hand private respondent no. 6 (Asif Alahi, Sweeper) was appointed as Chowkidar in place of respondent no.7 (Imran Khan), who was appointed as Ward Orderly against the post applied by the appellant. Impugned order is arbitrary, illegal and unlawful. He was fully eligible for the post of Ward Orderly.

4. Learned counsel for private respondent no.6 raised preliminary objection on the maintainability of the appeal in hand. He stated that impugned order was passed on 14.12.2017, against which departmental appeal was filed on 10.08.2018, and was badly time barred. Answering respondents applied for the post of Behishti and was appointed after fulfillment of required formalities vide order dated 25.05.2009. He filed writ petition no. 153-A/10 in Peshawar High Court, Abbottabad Bench and vide judgment dated 13.05.2010 he was appointed as Khakroob. Again he assailed the said order through writ petition filed in Peshawar High Court, Abbottabad Bench and vide judgment dated 13.03.2014 Medical Superintendent, DHQ, Haripur notified the appointment as Sweeper (BPS-3) vide order dated 23.01.2017, which was re-designated as Chowkidar. The appellant did not fell in the category of aggrieved person, as he had submitted an affidavit to join/work as Sweeper.

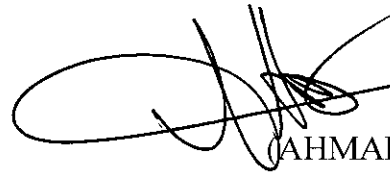
5. Learned counsel for private respondent no.7 argued that he was appointed as Ward Orderly vide order dated 25.05.2009. As appointment order of the answering respondents was cancelled so he filed writ petition in Peshawar High Court, Abbottabad Bench wherein the EDO committed to adjust the appellant on availability of the vacant post. Subsequently, he was appointed as Ward Orderly vide order dated 20.07.2017, after observance of all codal formalities.

6. Learned Deputy District Attorney relied on arguments advanced by the learned counsel for private respondents no.6 and 7.

CONCLUSION.

7. Before advertng to the merits of the case, we would like to first resolve the issue of limitation. As contended by learned counsel for private respondent no.6 and 7 the appellant was appointed as Sweeper vide order dated 14.12.2017. Being aggrieved from the order referred to above, he filed departmental appeal on 10.08.2018. Apparently the departmental appeal is barred by time. No application for condonation of delay has been submitted by the learned counsel for the appellant. When learned counsel for the appellant was confronted on this point was unable to justify the delay in preferring departmental appeal.

8. As a sequel to above, the appeal is dismissed. Parties are left to bear their own costs. File be consigned to the record room.



(AHMAD HASSAN)
Member
Camp Court Abbottabad.


(MUHAMMAD AMIN KHAN KUNDI)
Member

ANNOUNCED
21.02.2019

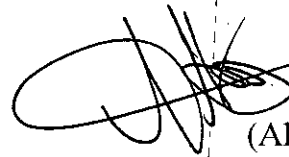
Order

21.02.2019 Counsel for the appellant present. Mr. Muhammad Bilal, Deputy District Attorney for official respondents no. 1 to 5 and counsel for private respondents no. 6 and 7 present. Arguments heard and record perused.

Vide our detailed judgment of today of this Tribunal placed on file, the appeal is dismissed. Parties are left to bear their own cost. File be consigned to the record room.

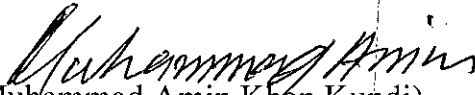
Announced:
21.02.2019

A/A



(Ahmad Hassan)
Member

Camp Court Abbottabad



(Muhammad Amin Khan Kundi)
Member

Service Appeal No. 1472/2018

31.12.2018


Appellant alongwith his counsel present. Dr. Dildar Khan, Medical Superintendent on behalf of respondents No. 1 to 4 and Mr. Masood-ur-Rehman, Manager on behalf of respondent No. 5 alongwith Mr. Kabirullah Khattak, Additional AG present. Private respondent No. 6 alongwith his counsel while private respondent No. 7 in person also present. Written reply on behalf of official respondents No. 5 as well as private respondent No. 6 submitted. Learned Additional AG for official respondents No. 1 to 4 and private respondent No. 7 requested for further time for filing of written reply. Adjourned. To come up for written reply/comments on behalf of official respondents No. 1 to 4 and private respondent No. 7 on 07.02.2018 before S.B.


Muhammad Amin Khan Kundi
Member

07.02.2019

Counsel for the appellant, Addl. AG alongwith M/S Dr. Sareer Ahmad, DMS & Hazrat Shah, Superintendent for the official respondents and counsel for private respondent No. 7 present.

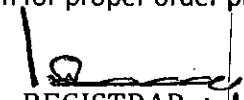
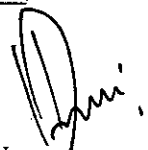
Parawise reply on behalf of respondents No. 1 to 4 and respondent No. 7 have been submitted which are placed on file. To come up for arguments before the D.B at camp court, Abbottabad on 21.02.2019. The appellant may furnish rejoinder, within 10 days, if so advised.

Chairman 

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 1472/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	11/12/2018	<p>The appeal of Hafiz Muhammad Shafique presented today by Mr. Muhammad Jehangir Khan Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR 11/12/18</p>
2-	12/12/18	<p>This case is entrusted to touring S. Bench at A.Abad for preliminary hearing to be put up there on <u>22-2-19</u></p> <p style="text-align: right;"> CHAIRMAN</p>
14.12.2018		<p>Counsel for the appellant Hafiz Muhammad Shafique present. Preliminary arguments heard. It was contended by learned counsel for the appellant that the appellant was appointed as Ward Orderly on fixed pay vide order dated 30.08.2014. It was further contended that the appellant was also having experienced/qualification for electrician Job therefore, he was assigned to perform the duty of electrician vide order dated 17.08.2017. It was further contended that a call letter for interview was also issued to the appellant on 02.02.2017 for job of Ward Orderly (BPS-4) in District Headquarter Hospital, Haripur, alongwith original documents i.e domicile, CNIC, qualification certificates and employment exchange card for interview but the same was postponed and again a call letter for interview was issued to the appellant vide order dated 14.07.2017 for the same job of Ward Orderly alongwith original documents i.e domicile, CNIC, qualification certificates and employment exchange card for interview. It was further contended that the appellant appeared in the said interview of Ward Orderly (BPS-4) but astonishingly the</p>

appellant was appointed as Sweeper shown at serial No. 25 of the appointment letter dated 14.12.2017 although he was appointed as Ward Orderly. It was further contended that he came to know that he was appointed as Sweeper instead of Ward Orderly when he received letter dated 08.08.2018 with the direction to perform his duty as a Sweeper. It was further contended that on coming to know that he was appointed as Sweeper instead of Ward Orderly and on the recommendation of Local MPA Muhammad Imran Chowkidar private respondent was appointed as Ward Orderly in the place of appellant at serial No. 39 of the appointment letter dated 14.12.2017 therefore, the appellant filed departmental appeal on 10.08.2018 which was not responded hence, the present service appeal. Learned counsel for the appellant further contended that the appellant was Hafiz Quran and in this respect he has also annexed certificate. It was further contended that the appellant was appeared in the interview of Ward Orderly and was performing his duty as Ward Orderly since his appointment on fixed pay. It was also told to him that he was appointed as Ward Orderly but later on the respondent-department with the collision of local MPA has appointed one Muhammad Imran Chowkidar as Ward Orderly in the place of the appellant therefore, the appellant appointment from Sweeper to Ward Orderly is liable to be rectified.

The contention raised by the learned counsel for the appellant need 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 31.12.2018 before S.B. Learned counsel for the appellant also submitted application for suspension of impugned order dated 20.07.2017. Notice of the same be also issued to the respondents for the date fixed.

Appellant Deposited
Security & Process Fee


(Muhammad Amin Khan Kundi)
Member

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR**

Service Appeal No. 1472 /2018

Hafiz Muhammad Shafique V/S Govt. of KPK etc

SERVICE APPEAL

INDEX

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4	Copy of appointment order No. 5865-68/MS/DHQ(H) dt:17.8.2017 issued by Respondent No.4 as Electrician	"B"	14 to 15
5	Copy of Employment Exchange card	"C"	16 to 18
6	Copy of call letter No. 887-1131/ recruitment/DHQ(H) dt: 2.2.2017	"D"	19 to 20
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Dated: 11/12/2018


Appellant

Through Counsel


Muhammad Jahangir Khan
Advocate High Court
At Haripur

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BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 1739

Dated 11/12/2018

Service Appeal No. 1472 /2018

Hafiz Muhammad Shafique son of Muhammad Younis resident of Panian, Tehsil & District Haripur.

.....Appellant

VERSUS

1. Govt. of Khyber Pakhtunkhwa, through Secretary Health, Khyber Pakhtunkhwa Peshawar.
2. Director General Health Services, Khyber Pakhtunkhwa, Peshawar.
3. District Health Officer, Tehsil & District Haripur.
4. Medical Superintendent, DHQ Hospital Haripur
- ✓ 5. Manager Employment Exchange, Khalabat Haripur
- ✓ 6. Asif Elahi son of Fazal Khan resident of Village Dingi Tehsil & District Haripur. *Designate as Chokidar in DHQ Haripur*
7. Imran Khan son of Akthar Zaman resident of Village Samlan Negar P.O Alooli, Tehsil & District Haripur. *Designate Ward order in DHQ Haripur.*

....Respondents

=====

SERVICE APPEAL UNDER SECTION 4 OF KPK SERVICE TRIBUNAL ACT 1974 AGAINST THE ORDER #10113-153/ APPOINTMENTS/DHQ(H) DATED 14.12.2017 OF RESPONDENT NO.4 WHEREIN THE SERVICES OF APPELLANT INSTEAD OF WARD ORDERLY CHANGED THE CADRE AS "SWEEPER" WHICH IS ILLEGAL, UNLAWFUL, WITHOUT LAWFUL AUTHORITY AND ALSO AGAINST THE NORMS OF JUSTICE AND SERVICE RULES/POLICY AND IS LIABLE TO BE SET ASIDE.

Filed to-day

REGISTERED

11/12/18

PRAYER:

On acceptance of the instant service appeal the impugned appointment order #10113-153/Appointments/DHQ(H) dated 14.12.2017 of Respondent No.4 graciously be set aside and respondents be directed to issue corrigendum/ correction in appointment order at S.No.25 as "Ward Orderly" instead of Sweeper. Any other relief this Honourable Tribunal deems fit and proper may also graciously be granted.

=====

Most Respectfully Sheweth:-

Brief facts giving rise to the present service appeal are arrayed as under:-

1. That the appellant was appointed as Ward orderly in DHQ Teaching Hospital Haripur vide order No.4567-75/Accounts/MS/DHQ(H) dated 30.08.2014 on temporary basis. Copy of appointment order is annexed as **Annexure "A"**.
2. That during service on different occasion, the appellant being qualified/experienced person as Electrician and was entrusted with the duties as "**Electrician**" in DHQ Hospital Haripur vide order No. 5865-68/MS/DHQ(H) dated 17.08.2017 issued by Respondent No.4. Copy of order is annexed as **Annexure "B"**.
3. That the different vacancies were vacant at DHQ Hospital Haripur, the appellant is registered with Employment Exchange's KTS Haripur for appointment as "Ward Orderly" and applied for the post of Ward Orderly. Copy of Employment Exchange card is annexed as **Annexure "C"**.
4. That the appellant applied for the post of Ward Orderly and respondent No.4 called for the test/interview vide call letter No. 887-1131/recruitment/DHQ(H) dated 02.02.2017, the appellant appeared for test/interview on the date fixed. Copy of call letter No. 887-1131/recruitment/DHQ(H) dated 02.02.2017 is annexed as **Annexure "D"**.

- 4
5. That the respondent No.4 again issued call letter No. 5061-5116/recruitment/DHQ(H) dated 14.07.2017 for appearing before the Selection Committee on 18.07.2017 for the post of Ward Orderly. Copy of letter No.5061-5116/ recruitment / DHQ(H) dated 14.07.2017 is annexed as **Annexure "E"**.
 6. That the appellant appeared before the selection committee on 18.07.2017, the selection committee selected the appellant for the post of **Ward Orderly in BPS-4**.
 7. That the respondent No.4 issued appointment order No. 10113-153/Appointments/DHQ(H) dated 14.12.2017, in which the appellant's post has been mentioned at S.No.25 as **Sweeper BPS-3** instead of **Ward Orderly BPS-04** whereas the appellant applied for the post of Ward Orderly and was interviewed/test as well as the selection also recommended as ward orderly, the respondent No.4 illegally and unlawfully changed the cadre of appellant which is against the law and facts. Further that the appellant is Hafiz-e-Quran. The other candidates who were appointed as ward orderly in the year 2014 oalongwith appellant also appointed Ward Orderly. Copies of appointment order No. No.10113-153/Appointments/DHQ(H) dated 14.12.2017 and Sanad Hifz-e-Quran are annexed as **Annexure "F&G"**
 8. That the appellant filed departmental appeal but till date no any reply has been given by the respondent. Copy of departmental appeal is annexed as **Annexure "H"**.
 9. That the respondents illegally on the basis of political pressure of local MPA one Sweeper Asif Ellahi respondent No.6 appointed as **Chowkidar** on the place of respondent No.7 Imran **Chowkidar**, respondent No.7 has been appointed at the place of appellant as ward orderly which is against the law and norms of justice, as already Asif Ellahi was appointed permanently in the year 2009 as Sweeper.

5

The appellant applied to respondents for service record of respondents No.6&7 but respondents have not provided any service record of respondents No.6&7.

10. That feeling aggrieved of the aforesaid situation, the appellant has now come to this Honourable Service Tribunal assailing the impugned orders being unwarranted at law and facts, inter-alia, on the following grounds: -

GROUND:

- (a) That the impugned order as sweeper is illegal, unlawful, without lawful authority, without jurisdiction, arbitrary, discriminatory, hence, liable to be set-aside.
- (b) That the appellant has not been treated by respondents in accordance with law, rules and policy on the subject and has violated the basic rights of appellant as guaranteed by the Constitution of Islamic Republic of Pakistan 1973, hence the impugned order is liable to be set aside.
- (c) That the appellant never applied for the post of Sweeper, whereas the appellant applied for the post of Ward Orderly (BPS-4) and call letter/interview letter are very crystal clear in this regard and even to appellant is registered with Employment Exchange KTS Haripur as Ward Orderly, hence the impugned order is liable to be change as ward orderly of appellant.
- (d) That appellant was not only verbally assured with regard to issuing of his appointment against the post of Ward Orderly BPS-04 rather appellant was never entrusted with the duties of a sweeper and appellant remained posted to work as **Ward Orderly and also as Electrician** DHQ Teaching Hospital Haripur

till 31.07.2018 on contract basis. The appellant is matriculate and also Hafiz-e-Quran, having Certificate of Electrician, hence being qualified as well as Hafiz-e-Quran the plaintiff was eligible for the post of Ward Orderly but the respondent No.4 illegally and unlawfully changed the cadre of appellant which is liable to be set aside and be corrected as ward orderly.

- (e) That the impugned order is against the law and natural justice because the appellant has applied for the post of Ward Orderly and also appeared in test interview before the selection committee, the committee have also selected the appellant as Ward Orderly but very surprisingly the respondent No.4 changed the cadre as sweeper in appointment order at S.No.25 which is against the law and facts and is liable to be set aside.
- (f) That the respondent No.6 appointed in the year 2009 as Sweeper and has been appointed at the place of respondent No. 7 who was Chowkidar who has been appointed at the place of appellant as Ward Orderly by Respondent No.4 on the pressure of local MPA which is against the law and norms of justice and respondent No.4 has shattered the principles of natural justice and appellant has been deprived from basic right, and respondent No.4 has totally changed the cadre of appellant, hence the appointment order at S.No.25 which is against the law and norms of justice is liable to be set aside and order for ward orderly of appellant appointment order be passed just to meet the ends of justice.

- (g) That one Waqar Khalid who was also appointed as ward Orderly alongwith appellant in the year 2014 and was junior to appellant has been appointed as Ward Orderly, whereas the appellant has been deprived from fundamental right by appointing respondent No.7 on political pressure the place of appellant.
- (h) That the appellant has already served under the control of respondent No.4 "Ward Orderly" having sufficient experience in the relevant field, the appellant has always performed duties quite honestly upto the entire satisfaction of superiors.
- (i) That the appeal is well within time and this Honourable Service Tribunal has the jurisdiction to entertain the same and be decided on merit.

It is, therefore, humbly prayed that on acceptance of the instant service appeal the impugned appointment order No.10113-153/ Appointments/DHQ(H) dated 14.12.2017 of Respondents No.4 graciously be set aside and respondents be directed to issue corrigendum/correction in appointment order at S.No. 25 be made as **"Ward Orderly"** instead of **Sweeper** with all back benefits. Any other relief this Honourable Service Tribunal deems fit and proper may also graciously be granted.

Dated: 11/12/2018

Through Counsel

on behalf of

Appellant
Hafiz Muhammad Shafique

Muhammad Jahangir Khan
Advocate High Court
At Haripur

VERIFICATION

Verified that the contents of this appeal are true and correct to the best of my knowledge as per record made available to me and that nothing has been concealed therein.

Dated: 11/12/2018

Appellant
Hafiz Muhammad Shafique

on behalf of

8

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR**

Hafiz Muhammad Shafique V/S Govt. of KPK etc

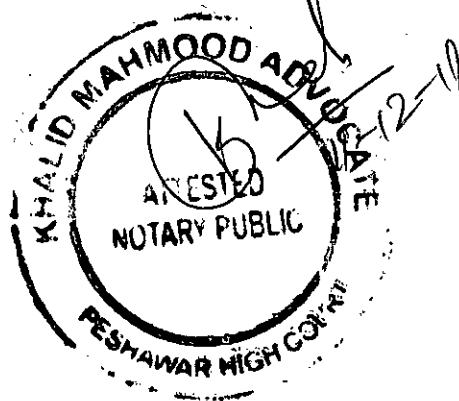
SERVICE APPEAL

AFFIDAVIT

I, Hafiz Muhammad Shafique son of Muhammad Younis resident of Panian, Tehsil & District Haripur do hereby solemnly affirm and declare on oath that the contents of the foregoing service appeal are true and correct to the best of my knowledge and belief and that nothing has been concealed from this Honourable Court.

Dated: 11/12/2018

Shafique
Deponent
Hafiz Muhammad Shafique



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**BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR**

CM _____/2018
IN
Service Appeal # _____/2018

Hafiz Muhammad Shafique V/S Govt. of KPK etc

SERVICE APPEAL


**APPLICATION FOR SUSPENSION OF IMPUGNED ORDER OF
RESPONDENT NO.7 AT S.NO. 39 VIDE ORDER# 5229-5233/
APPOINTMENT DATED 20.07.2017 AND APPELLANT BE
ALLOWED TO PERFORM HIS DUTIES AS WARD ORDERLY TILL
THE DISPOSAL OF INSTANT SERVICE APPEAL**

Respectfully shewth:

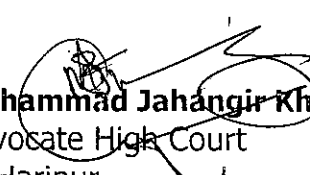
1. That service appeal is being filed along with this application and this application may be treated as part and parcel of the service appeal.
2. That the prima facie the appeal of appellant is based on solid grounds and there are lots of chances of success of appellant.
3. That if the impugned order of respondent No. 39 have not been suspended, the appellant will suffer irreparable loss and the instant appeal will become infructious.
4. That the balance of convenience also lies in favour of appellant.

Therefore, it is humbly prayed that the impugned order of respondent No.7 at S.No.39 passed by Respondents may graciously be suspended and appellant be allowed to perform his duties as ward orderly till the disposal of service appeal.

Dated: 11/07/2018

Appellant 
Hafiz Muhammad Shafique

Through Counsel


Muhammad Jahangir Khan
Advocate High Court
At Haripur

10

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR

CM _____/2018
IN
Service Appeal # _____/2018

Hafiz Muhammad Shafique V/S Govt. of KPK etc

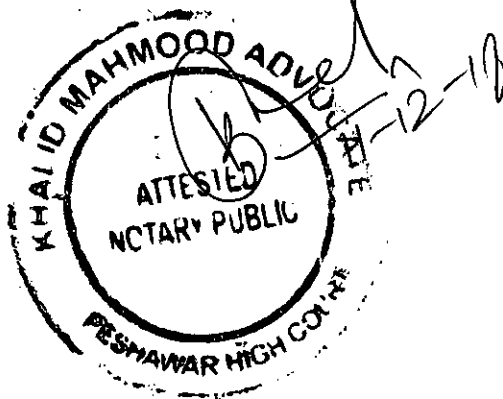
APPLICATION

AFFIDAVIT

I, Hafiz Muhammad Shafique son of Muhammad Younis resident of Panian, Tehsil & District Haripur do hereby solemnly affirm and declare on oath that the contents of the foregoing application are true and correct to the best of my knowledge and belief and that nothing has been concealed from this Honourable Court.

Dated: 11/12/2018

m shafique
Deponent
Hafiz Muhammad Shafique



SERVICE CERTIFICATE



This is certified that, Mr/Mrs Hafiz Muhammad Shafiq
D/S/W/O Muhammad Jomeer working here in DHQ Teaching Hospital
Haripur, Under HMB Fund. As ward boy.

MEDICAL SUPERINTENDENT
DHQ HOSPITAL HARIPUR
Medical Superintendent
D.M.C. Teaching Hospital
Haripur.

Attested to be
true copy

12



TO WHOM IT MAY CONCERN:

It is certified that Mr. Hafiz Muhammad Shafique S/O Muhammad Younas is working as a Ward orderly here in DHQ Hospital Haripur under Hospital Management Board Funds.

He is regular, punctual and cordial both to his staff's members as well as patients.

I wish him success in future.

**MEDICAL SUPERINTENDENT
DHQ HOSPITAL HARIPUR
Medical Superintendent
D.H.Q. Teaching Hospital
Haripur**

*Attested to be
true copy.*



OFFICE OF THE MEDICAL SUPERINTENDENT

D.H.Q. Teaching Hospital Haripur

Telephone #: 0995-611850 Fax #: 0995- 610089

13

No: 4567-75

/Accounts /MS/DI/O/(H)

Dated Haripur the: 3/8/2014

Order

Consequent upon the approval of Hospital Management Board (HMB) and approved by the competent authority i.e. Deputy Commissioner Haripur (Chairman HMB) during the HMB meeting held on 26-08-2014 in his office, the following are hereby appointed as **Ward Orderly** in DHQ Hospital Haripur on **Fixed Pay @ Rs. 10000/- Per Month** under HMB Funds with immediate effect subject to the Term & Conditions mentioned below:

1. Mr. Muhammad Javed S/O Kala Khan
Village Jagal, Tehsil & District Haripur.
2. Mr. Muhammad Mubeen S/O Muhammad Younas
Daud abad, Sikandarpur, Tehsil and District Haripur.
3. Hafiz Muhammad Shafiq S/O Muhammad Younas
Village Panian, Tehsil and District Haripur.
4. Mr. Zeshan Riaz S/O Muhammad Riaz
Dheenda Road Haripur.
5. Mr. Muhammad Ashraf S/O Abdul Sattar
House No. 84, Sector No. 2
Khalabat Township, Haripur.

Term & Conditions:

1. Their services will purely be on Temporary basis/Fixed/Daily wages system.
2. In case of resignation, without one month prior notice, their one months' pay will be forfeited.
3. In case of their poor/unsatisfactory performance/non-availability of funds or availability of sweepers from health department, their services can be terminated at any time, without any prior notice.
4. They will report for their duties within two days of the issuance of this order, failing which their appointment shall stand cancelled/withdrawn.
5. They will not claim in future for regularization of their services at any forum/court of law, being daily wages employees.
6. If the above term & conditions are acceptable, they will submit their undertaking in writing within 07-day in the office of the undersigned on the issuance of this order.

Sd/-x-x-x-x-x-x-x-x-x
Medical Superintendent
DHQ Hospital Haripur

Copy to:

1. The Deputy Commissioner Haripur for information please.
2. The District Health Officer Haripur for information please.
3. The District Finance Officer Haripur for information please.
4. The Ward Ordely concerned for information & compliance.
5. The Accounts section of this office for necessary action.

[Handwritten Signature]

Medical Superintendent
DHQ Hospital Haripur

Attested to be true copy.
[Handwritten Signature]



OFFICE OF THE MEDICAL SUPERINTENDENT
DHQ TEACHING HOSPITAL HARIPUR

Ph # 0995-611850, Fax # 0995-610069

Email: hrp7008@gmail.com

14

No. 5865-68 /MS/DHQ(H)

Dated: Haripur the 17/08/2017.

OFFICE ORDER:

Consequent upon the shortage of staff and over load in Electrical Department, Mr. Muhammad Shafique Wardorderly is hereby assigned the duties as Electrician in DHQ Teaching Hospital Haripur being a qualified/experienced Electrician with immediate effect till the availability of Electrical Staffs.

Sd/-

MEDICAL SUPERINTENDENT
DHQ TEACHING HOSPITAL
HARIPUR

Cc:

1. DMS DHQ Teaching Hospital Haripur for information please.
2. Supervisor Class-IV DHQ Teaching Hospital Haripur for information.
3. Electrical Supervisor DHQ Hospital Haripur for Information.
4. Mr. Muhammad Shafique Wardorderly for information and compliance.

MEDICAL SUPERINTENDENT
DHQ TEACHING HOSPITAL
HARIPUR

*Attested to be true
Copy.*

[Signature]

15

DISTRICT HEAD QUARTER HOSPITAL HARIPUR

DUTY ROSTER OF ELECTRICAL DEPTT: FOR THE MONTH OF


Days	Morning	Evening	Night
	Hafiz Khuram Rafaqat Generator Opr:	Abdul Salam	Habib-Ur-Rehman
Monday	--Do--	--Do--	--Do--
Tuesday	--Do--	--Do--	--Do--
Wednesday	--Do--	--Do--	--Do--
Thursday	--Do--	--Do--	--Do--
Friday	--Do--	--do--	--Do--
Saturday	--Do--	--Do--	--Do--
Sunday	Rafaqat	Rafaqat	Abdul Salam

Contact No.

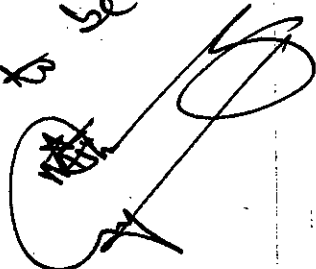
Habib-Ur-Rehman 0314-5077509
Khuram 0306-5309639
Rafaqat 0312-0532655

M. Shafique 0301-2399836
Abdul Salam 0331-8168245

Electrical Supervisor
DHO Teaching Hospital Haripur



DHQS
DHQ HOSPITAL HARIPUR

attested to be true copy


ایمپلائمنٹ رجسٹریشن کارڈ

ایکس-ایو (آر) ۶۲

ضروری

جن امیدواروں کے پاس تعارفی کارڈ (X) موجود نہ ہوں۔ ان کو ایمپلائمنٹ ایکس چینج کا نامزد کردہ تصور نہ کیا جائے۔

رجسٹریشن نمبر 332/NT/2=16 اکویشن کوڈ نمبر 5-99-15

پتہ Muhammad Shafiqe of Muhammad
Younis Village and P.O. Lamiya Haripur

تاریخ 19/02/2016

MANAGER
Employment Exchange
Haripur

تاریخ تجدید

19/02/2016	to	18/08/2016
19/08/2016	to	18/02/2017
19/02/2017	to	18/08/2017
19/08/2017	to	18/02/2018

MANAGER
Employment Exchange
Haripur

اطلاع
MANAGER 1-8/17
Employment Exchange
Haripur

MANAGER 13/4/17
Employment Exchange
Haripur

پولمازمت میں جانے والے اور اسلئے جوانی کارڈ ایکس چینج کو

مطلع کریں، اوکارڈ پر ٹکٹ لگانے کی ضرورت نہیں۔

attached to be true copy

LIST OF REGISTERED CANDIDATES FOR THE APPOINTMENT OF JAWAN

	Father's Name	Permanent Home Address
	Muhammad Jabeer	Village & P.O. Rehman Haripur
	Muhammad Farq	Mohallah Babu Turbela Road Haripur
	Muhammad Younis	Mohallah Wasti Pen on Haripur
	Muhammad Snouket	Mohallah Peplarwala Sikanderpur P.O. Haripur
	Javed ur Rehman	Mohallah Haji Imam Pir Sarai Saleh, Haripur
	Muhammad Nazik	Village & P.O. Mirpur Haripur
	Muhammad Riaz	Village Khaka P.O. KTS Haripur
	Rasool Khan	Vill. Chaintri P.O. Sirkot Tehsil Ghazi District Haripur
	Gul Zaman	Village Kotla P.C. Baghpur Dheri Haripur
	Fareed Khan	Village Chhoher Sharif P.O. Haripur
	Muhammad Afzal Khan	Mohallah Swatan Sikanderpur Haripur
	Ishiaq Ahmed	Village & P.O. Mirpur Haripur
	Haider Zaman	Mohallah Khalabat Sector No.04 KTS Haripur
	Muhammad Yaqoob	Moh. Dheri Suamder Khan PO Pind Hasham Khan H.Pur
	Khawaj Muhammad	Makhan Colony P.O. KTS Haripur
	Muhammad Naseem	Moh. Dheri Sumander Khan P.O. Pind Hasham Khan HPR
	Muhammad Ishaque	Mohallah Ghari Sikanderpur P.O. Haripur
	Khan Afzal	H# 1999/38 Moh: Mallkabad Mallikyar Haripur
	Abdul Sattar	Moh: Darzianwala Darwesh P.O. Haripur
	Abdul Ghani	H# 1/940 Mohallah Khoo Haripur
	Habib ur Rehman	Village Alam P.O. KTS Haripur
	Sifat Khan	Mohallah Anjeeranwala Sikanderpur Haripur
	Ehtabar Shah	Mohallah Qazi Karnal Yousif Sikanderpur Haripur
	Muhammad Anwar	Moh: Darzianwala Darwesh Haripur
	Muhammad Afzal Khan	Village Ghebbia P.O. Sarai Saleh, Haripur
	Muhammad Arshid	Village Doyan Aabi P.O. KTS Haripur
	Ghulam Mustafa	Village Gher Khan P.O. Sarai Saleh, Haripur
	Masood Anwar	Village & P.O. Band Munim Haripur
	Abdul Rashid	Mohallah Muqadma Kot Najinullah Haripur
	Ghulam Raza	Village Gher Khan P.O. Sarai Saleh, Haripur
	Umer Khitab	Vill: Rashidaabad Mallkabad Colony Haripur
	Syed Aftab Ahmed	Moh: Syedabad Mallikyar Haripur
	Abdul Sattar	Village Makhan Colony P.O. KTS haripur
	Bashir	Village Shah Muhammad P.O. Sarai Saleh, Haripur

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Muhammad Afzal Khan
 Ishiaq Ahmed
 Haider Zaman
 Muhammad Yaqoob
 Khawaj Muhammad
 Muhammad Naseem
 Muhammad Ishaque
 Khan Afzal
 Abdul Sattar
 Abdul Ghani

821/NT/2016
 822/NT/2016
 823/NT/2016
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 898/NT/2016
 899/NT/2016
 900/NT/2016



19

OFFICE OF THE MEDICAL SUPERINTENDENT
DHQ TEACHING HOSPITAL HARIPUR

Ph # 0995-611850, Fax # 0995-610069

Email: hrp7008@gmail.com

No 887-1131 /Recruitment/DHQ(H)

Dated: Haripur 10/02/2017


To,

Name	Father Name	Address
Muhammad Shafiq	Muhammad Younis	Mohallah Wasti Panian Haripur

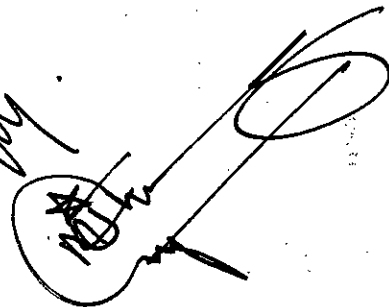
Subject: CALL LETTER FOR INTERVIEW.

As per list received from the Manager Employment Exchange Haripur.

You are directed to appear before the Departmental Selection Committee for the job of Ward orderly BPS-04 in DHQ Teaching Hospital Haripur which is scheduled to be held in the office of the undersigned on 10.02.2017 at 09:00 AM along with original documents i.e Domicile, National Identity Card, Qualification Certificate and Employment Exchange Registration Card for interview.


MEDICAL SUPERINTENDENT
DHQ TEACHING HOSPITAL
HARIPUR

Attested to be true
copy





4833

19

20

**OFFICE OF THE MEDICAL SUPERINTENDENT
DHQ TEACHING HOSPITAL HARIPUR**

Ph # 0995-611850, Fax # 0995-610069

Email: hrp7008@gmail.com

No 5061-5116 /Recruitment/DHQ(H)

Dated: Haripur the 14/07/2017.

To,

Name	Father Name	Address
Muhammad Shafiq	Muhammad Younis	Mohallah Wasti Panian Haripur

Subject: CALL LETTER FOR INTERVIEW.

As per list received from the Manager Employment Exchange Haripur.

You are directed to appear before the Departmental Selection Committee for the job of Ward orderly BPS-04 in DHQ Teaching Hospital Haripur which is scheduled to be held in the office of the undersigned on 18.07.2017 at 09:00 AM alongwith original Documents i.e Domicile, National Identity Card, Qualification Certificate, Employment Exchange Registration Card for interview.

**MEDICAL SUPERINTENDENT
DHQ TEACHING HOSPITAL
HARIPUR**

Attested to be true copy.



21
**OFFICE OF THE MEDICAL SUPERINTENDENT
DHQ TEACHING HOSPITAL HARIPUR**

Ph # 0995-611850, Fax # 0995-610069

Email: hrp7008@gmail.com

No. 10113-153 /Appointments/DHQ(H)

Dated: Haripur the 14/12 /2017.

ORDER:

Consequence upon the recommendation of Departmental Selection Committee in its meeting held on 19.07.2017 vide Government of Khyber Pakhtunkhwa Employment Exchange Haripur Letter No. EE/HPR/Vacancies/54 Dated: 29.05.2017 and Government of Khyber Pakhtunkhwa Health Department Notification No. SOH-(Lit-I)1-1/2017 (Gen: Misc): Dated: 08th December 2017, the following candidates are hereby appointed against the vacant posts of Sweeper BPS-03, Rs: 9610-390-21310 plus usual allowances at DHQ Teaching Hospital Haripur on the following terms and conditions mentioned below with effect from the date of taking over the charges in the interest of public service.

S. No	Registration No.	Name of Candidate	Fathers Name	Permanent Home Address	(Appointed) against the vacant posts
1	99/NT/2017	Sher Asip	Muhammad Shamraiz	Village & P.O Rehana Haripur	SWEEPER BPS-03
2	774/NT/2015	Gul Faraz	Muhammad Riaz	Moh:Mian Sahib Mankaria Haripur	SWEEPER BPS-03
3	767/NT/2016	Faisal Mehmood	Taj Muhammad	H# 532 Near Chowki Police Moh:Ramzani Haripur	SWEEPER BPS-03
4	108/NT/2017	Muhammad Tanveer	Muhammad Anwar	Vill:Sirya P.O Kot Najib Ullah Haripur	SWEEPER BPS-03
5	836/NT/2016	Shahid Rehman	Muhammad Safdar	Moh:Usmanabad Maira Ali Khan Haripur	SWEEPER BPS-03
6	868/NT/2016	Nawad Ali	Barkat Ali	Village Noordi P.O Rehana Haripur	SWEEPER BPS-03
7	885/NT/2016	Qaiser	Miandad	Vill:Durruman P.O.Noordi Haripur	SWEEPER BPS-03
8	964/NT/2016	Munir Ahmed	Muhammad Saddique	Vill:Kharan P.O.Beer Haripur	SWEEPER BPS-03
9	1367/NT/216	Faizan Ahmad	Muhammad Zafran	Village Chini P.O Rehana Haripur	SWEEPER BPS-03
10	1137/NT/2016	Ibrar Khan	Shaki Sultan	Mohallah Darzianwala Darwesh Haripur	SWEEPER BPS-03
11	1198/NT/2016	Tahir	Gulab	Vill:Shingri PO Sarai Niamat Khan Haripur	SWEEPER BPS-03
12	73/NT/2017	Ahsan Iqbal	Iqbal	Village & P.O Khal Bala Haripur	SWEEPER BPS-03
13	1560/NT/2016	Toseef Iqbal	Muhammad Iqbal	Vill:Rehana Haripur	SWEEPER BPS-03
14	90/NT/2017	Khanvaiz	Aurangzeb	Vill:Chappra P.O Rehana Haripur	SWEEPER BPS-03
15	42/DP/2017	Khawar Nawaz	Muhammad Nawaz	Vill:Kamal Pur P.O Rehana Haripur	SWEEPER BPS-03
16	542/NT/15	Tanveer	Makhan Deen	Vill:Noordi P.O Rehana Haripur	SWEEPER BPS-03
17	747/NT/2015	Babar	Sher Afzal	Village Jaggal P.O.KTS Haripur	SWEEPER BPS-03
18	0058/NT/2017	Saif ur Rehman	Goher Rehman	Village Ali Khan P.O.Sarai Saleh,Haripur	SWEEPER BPS-03
19	542/NT/15	Tanveer	Muhammad Basheer	Moh:Zarain Changi Bandi Haripur	SWEEPER BPS-03
20	104/NT/2017	Zafar Iqbal	Aurangzeb	Vill;Kotha P.O Rehana Haripur	SWEEPER BPS-03
21	0063/NT/2017	Muhammad Awaiz	Muhammad Ilyas	Sabzi Mandi Road Moh:Darwesh Haripur	SWEEPER BPS-03
22	0016/NT/2016	Rustum Zaman	Suleman	Mohallah Kamal Mohra Darwesh Haripur	SWEEPER BPS-03
23	512/NT/2015	Syed Abid Hussain Shah	Sabir Hussain Shah	Village Nai Abadi P.O Sarai Saleh Haripur	SWEEPER BPS-03

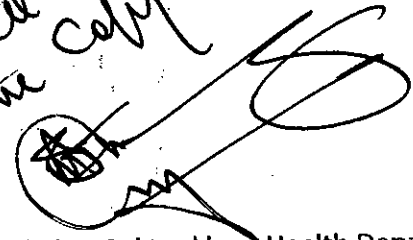
24	922/NT/2016	Zulfiqar Ahmad	Muhammad Haneef	Village Noordi P.O Rehana Haripur	SWEeper BPS-03
25	332/NT/2016	Muhammad Shafiq	Muhammad Younis	Mohallah Wasti Panian Haripur	SWEeper BPS-03
26	229/NT/2017	Qazi Muhammad Yasir	Muhammad Ilyas	Village Malikyar P.O.Haripur	SWEeper BPS-03
27	954/NT/2017	Muhammad Yousif	Khanzada	Vill:Durrian P.O.Noordi Haripur	SWEeper BPS-03
28	615/NT/2017	Iftikhar	Ghulam Fareed	Moh:Rajaabad P.O.Central Jail Haripur	SWEeper BPS-03
29	950/NT/2017	Muhammad Amin	Muhammad Akram	Mohallah Afzalabad Central Jail Haripur	SWEeper BPS-03
30	1188/NT/2016	Muhammad Imran	Muhammad Jalal	Mohra Noordi P.O.Rehana Haripur	SWEeper BPS-03
31	962/NT/2017	Amir Shahzad	Muhammad Ashraf	Moh:Khajooran Wala Darwesh Haripur	SWEeper BPS-03
32	964/NT/2017	Sajjad Ali	Akhtar Zaman	Moh:Khajooran Wala Darwesh Haripur	SWEeper BPS-03
33	267/NT/2017	Khalid Mehmod	Sabir Hussain	Village Jatipind P.O.Khalabat Haripur	SWEeper BPS-03
34	030/NT/2016	Aftab Ahmed	Muhammad Aashiq	Moh:Darzian Wala Darwesh P.O.Haripur	SWEeper BPS-03
35	1481/NT/2016	Ejaz Ahmed	Taj Muhammad	Moh:Mistrian Sarai Nlamat Khan Haripur	SWEeper BPS-03
36	0059/NT/2017	Sajid Iqbal	Sharaf Din	Village Ali Khan P.O.Sarai Saleh,Haripur	SWEeper BPS-03

TERMS AND CONDITIONS:

1. Your services will be considered regular terms of section-19 Khyber Pakhtunkhwa, Civil Servant Act, 1973 as amended vide Khyber Pakhtunkhwa, Civil Servant (amendment) Act:2005.
2. Your services will be liable to termination on one -month's prior notice from either side. In case of resignation without prior notice your one -months pay /allowances will be forfeited to Government.
3. You will remain probation for the period of one year. Your services can be terminated at any time without notice, in-case your performance is found unsatisfactory. In case of misconduct, you will be proceeded against under the (Revised Edition) Khyber Pakhtunkhwa E&D rules 2011 and rules framed from time to time.
4. You should join your post within 14 days of the issuance of this order. In case of failure your appointment shall stand automatically cancelled/ withdrawn.
5. You will produce health and age certificate issued by the Medical superintendent District Headquarter Hospital Haripur within 07 days of taking over charge.
6. In case of Muslims Sweeper, you should submit an Affidavit/Undertaking on Judicial Stamp Paper Rs: 100/- duly attested by Oath Commissioner with No claim of change of cadre in future.

In above terms and conditions are accepted to you, you are hereby directed to report to the undersigned office within 14 days of the receipt of this appointment order.

Attached to be true copy



Sd/-
Medical Superintendent
DHQ Teaching Hospital
Haripur

Copy forwarded to the:

1. The Secretary to Govt of Khyber Pakhtunkhwa Health Department Peshawar with reference cited above for information please.
2. The Director General Health Services Khyber Pakhtunkhwa Peshawar for information please.
3. The Senior District Account Officer Haripur for information please.
4. The Manager Employment Exchange Haripur for information please.
5. The Account Section DHQ Hospital Haripur for information.
6. Official concerned for information and compliance..

[Signature]
Medical Superintendent
DHQ Teaching Hospital
Haripur



- 23 -

**OFFICE OF THE MEDICAL SUPERINTENDENT
DHQ TEACHING HOSPITAL HARIPUR**

Ph:No. 0995-611850. Fax No.0995-610069

No 5324-26 Dated 08 /08/2018

OFFICE ORDER

The following Sweepers are hereby directed to perform their duties as per below mentioned schedule with immediate effect.


- | | |
|------------------------|--|
| 1. Mr. M. Shafique.... | Incinerator (Evening) |
| 2. Mr. Ibrar Khan..... | Article Store & Baramda |
| 3. Mr. Sher Asif | Male/Female Medical wards
(Evening) |

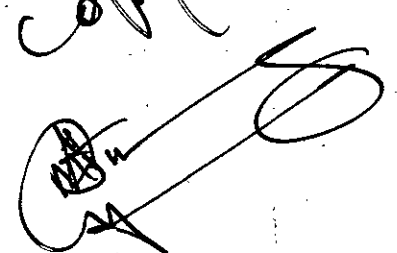
Sd/-

MEDICAL SUPERINTENDENT
DHQ HOSPITAL HARIPUR

Cc:

1. DMS DHQ Teaching Hospital Haripur.
2. Supervisor Class-IV / Incharge Concerned dept: of this hospital.
3. Above mentioned staffs for compliance.


MEDICAL SUPERINTENDENT
DHQ HOSPITAL HARIPUR

*Attached to be two
copy,*


بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

تاریخ اجراء

سنہ

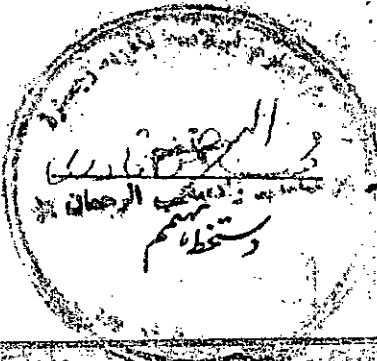
دارالعلوم اسلامیہ قادریہ (رجسٹرڈ) پھیرہ شریف تحصیل و ضلع سرگودھا



سندناظرہ و حفظ قرآن مجید

تَبْرُكَ الَّذِي نَزَّلَ الْفُرْقَانَ عَلَى عَبْدِهِ لِيَكُونَ لِلْعَالَمِينَ نَذِيرًا
وَالصَّلَاةُ وَالسَّلَامُ عَلَى مَنْ أَرْسَلَهُ بِالْحَقِّ بَشِيرًا وَنَذِيرًا

تصدیق کی کہ امامیہ کے حافظ محمد شریف بن اہنت نے دارالعلوم پڑھائے
سکونت گاہ قادریہ پھیرہ شریف تحصیل سرگودھا میں
تعلیم قرآن مجید ناظرہ و حفظ مکمل کر لی ہے اور امتحان پاس کرنے کے بعد اسے سندھذا
کا مستحق قرار دیا گیا ہے



مدرسہ عالیہ قادریہ پھیرہ شریف
دستخط ناظم

مدرسہ عالیہ قادریہ پھیرہ شریف
دستخط مدرس

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- 25 -

BOARD OF INTERMEDIATE AND SECONDARY EDUCATION



Abbottabad N.W.F.P. Pakistan
Secondary School Certificate Examination

SESSION SUPPLEMENTARY 1994

THIS IS TO CERTIFY THAT MOHAMMAD SHAFIQUE.

Son/Daughter of MOHAMMAD YOUNIS.

and a candidate of DISTT: HARIPUR.

has passed the Secondary School Certificate Examination of the Board of Intermediate and Secondary Education, Abbottabad held in October 1994

as a *Private Candidate*. He/She obtained 385 Marks out of 850

and has been placed in Grade D Representing FAIR

The Candidate passed in the following subjects.

- | | | | |
|------------|---------------------|--------------|------------|
| 1. English | 3. Islamiyat | 5. (E) MATHS | 7. PHYSICS |
| 2. Urdu | 4. Pakistan Studies | 6. CHEMISTRY | 8. BIOLOGY |

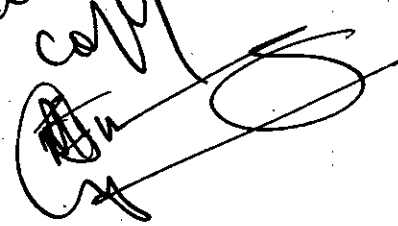
Date of birth according to admission form is FIFTH JUNE,
one thousand nine hundred and SEVENTY SIX (15-06-1976)


Asst. Secretary

This certificate is issued without alteration of erasure.


Secretary

Requested to be true copy.



Serial No. 6702

Roll No. 5481
TCB-98005-27
Registration No. _____

NWFP TRADE TESTING BOARD

Directorate of Technical Education & Manpower Training



G-II LEVEL CERTIFICATE

Certified that Mr. MUHAMMAD SHAFIQUE S.O/D.O. MUHAMMAD YOUSAF

Trainee of the HARIPUR Institute GTTC KEATABAT

appeared and passed the trade proficiency test in accordance with the requirements of the National Occupational Skill Standards of (24) Months duration prescribed the National Training Board, Government of Pakistan in the Trade of ELECTRICIAN

The test was conducted by the NWFP Trade Testing Board in the month of October 1999

His/Her proficiency in the trade test is as under:-

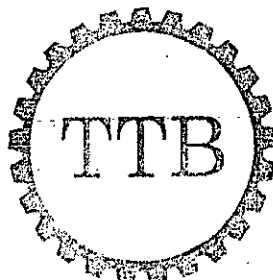
- 1. Theory 47/100
- 2. Practical 150/200

The examination was taken as a whole/in parts.

And in recognition thereof this Trade Certificate is issued on the 15th day of the month of March 2010

Attested to be true copy


SECRETARY




CHAIRMAN

26

DHQ TEACHING HOSPITAL HARIPUR DUTY ROSTER OF ELECTRICAL DEPARTMENT FOR THE MONTH OF FEBRUARY 2018

Days	Morning	Evening	Night
Monday	Habib ur Rehman Muhammad Shafique	Abdul Salam Rafaqat Khan	Hafiz Khurram
Tuesday	Habib ur Rehman Muhammad Shafique	Abdul Salam Rafaqat Khan	Hafiz Khurram
Wed	Habib ur Rehman Muhammad Shafique	Abdul Salam Rafaqat Khan	Hafiz Khurram
Thurs	Habib ur Rehman Muhammad Shafique	Abdul Salam Rafaqat Khan	Hafiz Khurram
Friday	Habib ur Rehman	Abdul Salam	Hafiz Khurram
Saturday	Habib ur Rehman Muhammad Shafique	Abdul Salam Rafaqat Khan	Hafiz Khurram
Sunday	Muhammad Shafique	Rafaqat Khan	Abdul Salam

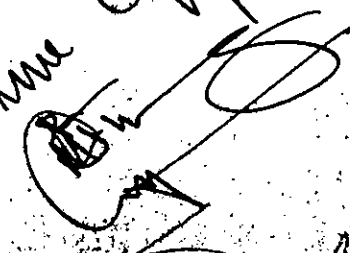

TUBE WELL OPERATOR:

DAYS	MORNING (12 hours)	NIGHT (12 hours)
Monday	Mohsin	Waheed
Tuesday	Mohsin	Waheed
Wed	Mohsin	Waheed
Thurs	Mohsin	Waheed
Friday	Mohsin	Waheed
Saturday	Mohsin	Waheed

SUNDAYS 24 hours Tube Well Operator:

Mohsin 18-02-2018
Waheed 25-02-2018


Incharge Electrical Department
DHQ Hospital Haripur

*Attached to be
true copy*



DISTRICT HEAD QUARTER HOSPITAL HARIPUR

DUTY ROSTER OF ELECTRICAL DEPTT: FOR THE MONTH OF *March 2018*

28

Days	Morning	Evening	Night
		Habib-Ur-Rehman M. Shafique (Khuram W&C G-Duty)	Abdul Salam
Monday	--Do--	--Do--	--Do--
Tuesday	--Do--	--Do--	--Do--
Wednesday	--Do--	--Do--	--Do--
Thursday	--Do--	--Do--	--Do--
Friday	--Do--	Rafaqat	Abdul Salam
Saturday	Habib-ur-Rehman	--Do--	--Do--
Sunday	Hafiz Khuram	Abul Salam	Rafaqat

TUBE WELL OPERATOR	
Day	Night
Waheed	Mohsin

Attached to be true copy

Contact No.
 Habib-Ur-Rehman 0314-5077509
 Khuram 0306-5309639
 M. Shafique 0312-0532655

M. Shafique 0301-2399836
 Abdul Salam 0331-8168245



Electrical Supervisor
 Teaching Hospital Haripur




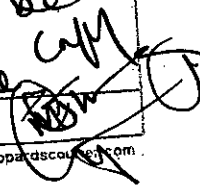
BMS
 DHQ HOSPITAL HARIPUR

Leopard Courier Services (Pvt) Ltd.

OVERNIGHT CZ DELIVER /

29

Customer Copy

Shipment Information		Client Information		Price Information			
Tracking # 581675326 		To : DIRECTOR GENERAL HEALTH Address : ES KPK PESHWAR Contact : 03459040504		Pieces : 1 Charged Wgt : 0.25 (KG) Dimension : N/A x N/A x N/A Val. Declared : N/A Insurance : N/A Amount : Rs. 170.00			
User : Main Office Haripur		From : HAFIZ MUHAMMAD SH-FIQUE		Description: ON SHIPPER RISK			
Ref No :		Address : HARIPUR		<i>Adjusted to be fine copy</i> 			
Booking Date / Time : 15 Aug 2018 16:36:49		Contact : 03012399836				GST NO:12-00-9808-001-81	
Origin : HARIPUR							
Destination : PESHAWAR							

**If you would like to keep a permanent record, please have a photocopy made

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www.leopardscourier.com

30

DUTY ROSTER OF TUBE WELL OPERATORS FOR THE MONTH OF NOV 2018
DHQ HOSPITAL HARIPUR

Morning	Evening	Night
Ramzan	Waqas Qureshi	Hafiz Shafique

Attested to be true copy!
[Signature]

[Signature]

DEPUTY MEDICAL SUPERINTENDENT
DHQ HOSPITAL HARIPUR

C

31

Received

Appl from Hafiz M. Shafiqe

DHQ Hospital Haripur

~~AS~~

Attended to be
time copy.

~~AS~~

10.8.08



OFFICE ORDER

The following Sweepers are hereby directed to perform their duties as per below mentioned schedule with immediate effect.

1. Mr. M. Shafiqur..... Incinerator (Evening)
2. Mr. Ibrar Khan..... Article Store & Baramda
3. Mr. Sher Asif..... Male/Female Medical wards (Evening)

MEDICAL SUPERINTENDENT
 DHQ HOSPITAL HARIPUR

Sd/-

Cc:

1. DMS DHQ Teaching Hospital Haripur.
2. Supervisor Class-IV / Incharge Concerned deputy of this hospital.
3. Above mentioned staffs for compliance.

MEDICAL SUPERINTENDENT
 DHQ HOSPITAL HARIPUR

Effectuated to be true copy.



33
**OFFICE OF THE MEDICAL SUPERINTENDENT
DHQ TEACHING HOSPITAL HARIPUR**

Ph:No. 0995-611850, Fax No.0995-610069

No 6921-23 Dated 13/10/2018

OFFICE ORDER

Mr. Hafiz Shafique Sweeper working at the place of incinerator of this hospital is hereby directed to perform your duties as Tube-Well Operator in night shift with immediate effect.

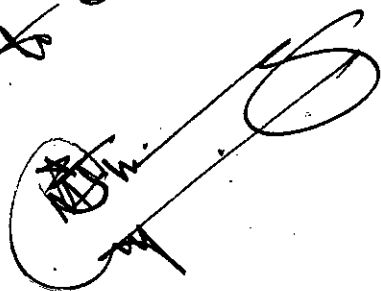
Sd/---

MEDICAL SUPERINTENDENT
DHQ HOSPITAL HARIPUR

Cc:

1. DMS DHQ Teaching Hospital Haripur.
2. Supervisor-IV DHQ Teaching Hospital Haripur.
3. Official concerned for compliance.


MEDICAL SUPERINTENDENT
DHQ HOSPITAL HARIPUR

Attended to be true copy




34

**OFFICE OF THE MEDICAL SUPERINTENDENT
DHQ TEACHING HOSPITAL HARIPUR**

Ph:No. 0995-611850, Fax No.0995-610069

No 6962-64 Dated 15 /10/2018

OFFICE ORDER

The following class-IV staff of this hospital are hereby directed to perform their duties as per below mentioned schedule with immediate effect, till further order.

1. Mr. Ramzan Sweeper..... Incinerator + Tube-Well (Morning)
2. Mr. Waqas Plumber HMB..... Tube-Well (Evening)
3. Mr. Shafique Sweeper Tube-Well (Night)

Sd/---

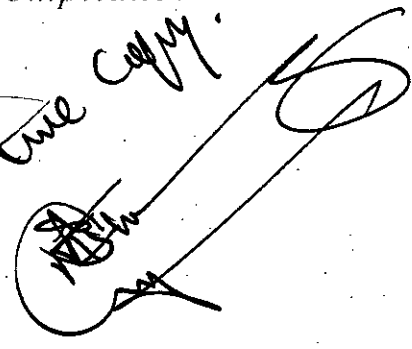
MEDICAL SUPERINTENDENT
DHQ HOSPITAL HARIPUR

Cc:

1. DMS DHQ Teaching Hospital Haripur.
2. Supervisor-IV DHQ Teaching Hospital Haripur.
3. Officials concerned for compliance.


MEDICAL SUPERINTENDENT
DHQ HOSPITAL HARIPUR

Attested to be true copy.

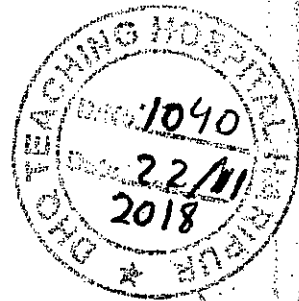


35

Dated: 22.11.2018

To,

Medical Superintendent,
DHQ teaching Hospital,
Haripur.



Subject: PROVISION OF RECORD AS PER RIGHT TO INFORMATION ACT KPK.

There being citizen of KPK of Pakistan as right to information act, I would like to receive copies of all official correspondence regarding change of post of Mr. Asif S/O Fazal khan from Sweeper to Chowkidar on 24.01.2017, within time period as per rules, so I am able to proceed further in the matter. Following documents I required:

1. Copy of first appointment order.
2. Copy of service book.
3. Copy of order of changing of post sweeper to Chowkidar.
4. Copy of advertisement of post of Chowkidar.

Mr. Hafiz Wajid Mehmood
R/O Pannian Haripur

Cc:

1. PS to Honorable Prime Minister of Pakistan.
2. Honorable Chief Justice of Pakistan.
3. Director Right to Information Act Khyber Pakhtunkhwa Peshawar.
4. Sectary to Govt. of Khyber Pakhtunkhwa Health Department Peshawar.
5. Director General Health Services Peshawar.

Attached to be true copy.

For information please.
Mr. Hafiz Wajid Mehmood
R/O Panian Haripur

No. 329

RGL16689220

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

Rs. Ps.

40

36

Received a registered* addressed to Life Star Date-Stamp

Initials of Receiving Officer [Signature] *Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before it when necessary.

Insured for Rs. (in figures) 100 (in words) one hundred

If insured. Insurance fee Rs. 2 Ps. 00 Weight 100 Kilo Grams 100 (in words) one hundred

Name and address of sender [Signature]

No. 320

RGL16689221

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

Rs. Ps.

40

Received a registered* addressed to Ministry Date-Stamp

Initials of Receiving Officer [Signature] *Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before it when necessary.

Insured for Rs. (in figures) 200 (in words) two hundred

If insured. Insurance fee Rs. 2 Ps. 00 Weight 200 Kilo Grams 200 (in words) two hundred

Name and address of sender [Signature]

No. 321

RGL16689222

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

Rs. Ps.

40

Received a registered* addressed to Secretary Date-Stamp

Initials of Receiving Officer [Signature] *Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before it when necessary.

Insured for Rs. (in figures) 100 (in words) one hundred

If insured. Insurance fee Rs. 2 Ps. 00 Weight 100 Kilo Grams 100 (in words) one hundred

Name and address of sender [Signature]

No. 332

RGL16689223

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

Rs. Ps.

40

Received a registered* addressed to Dg Health Date-Stamp

Initials of Receiving Officer [Signature] *Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before it when necessary.

Insured for Rs. (in figures) 100 (in words) one hundred

If insured. Insurance fee Rs. 2 Ps. 00 Weight 100 Kilo Grams 100 (in words) one hundred

Name and address of sender [Signature]

Attested to be true copy. [Signature]

No. 322

RGL16689224

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

Rs. Ps.

40

Received a registered* addressed to [Signature] Date-Stamp


Initials of Receiving Officer [Signature] *Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before it when necessary.

Insured for Rs. (in figures) 100 (in words) one hundred

If insured. Insurance fee Rs. 2 Ps. 00 Weight 100 Kilo Grams 100 (in words) one hundred

Name and address of sender [Signature]

Government of Khyber Pakhtunkhwa
District Accounts Office Haripur
Monthly Salary Statement (August-2018)

37 

Personal Information of Mr ASIF ELAHI d/w/s of FAZAL KHAN

Personnel Number: 00511411 CNIC: 1330280851319 NTN:
 Date of Birth: 01.12.1987 Entry into Govt. Service: 19.04.2010 Length of Service: 08 Years 04 Months 014 Days

Employment Category: Active Permanent

Designation: CHOWKIDAR 80814160-GOVERNMENT OF KHYBER PAKH
 DDO Code: HR4350-MS District Head Quarter Hospital Haripur
 Payroll Section: 002 GPF Section: 001 Cash Center:
 GPF A/C No: JMHR634 Interest Applied: Yes **GPF Balance:** 59,525.00
 Vendor Number: -
Pay and Allowances: Pay scale: BPS For - 2017 Pay Scale Type: Civil BPS: 03 Pay Stage: 8

Wage type		Amount	Wage type		Amount
0001	Basic Pay	12,730.00	1000	House Rent Allowance	1,413.00
1210	Convey Allowance 2005	1,785.00	1390	Medical Allowance	1,500.00
1516	Dress/ Uniform Allowance	150.00	1567	Washing Allowance	150.00
2148	15% Adhoc Relief All-2013	285.00	2199	Adhoc Relief Allow @10%	202.00
2211	Adhoc Relief All 2016 10%	1,031.00	2224	Adhoc Relief All 2017 10%	1,273.00
2247	Adhoc Relief All 2018 10%	1,273.00			0.00

Deductions - General

Wage type		Amount	Wage type		Amount
3003	GPF Subscription - Rs 770	-770.00	3501	Benevolent Fund	-300.00
4004	R. Benefits & Death Comp:	-451.00			0.00

Deductions - Loans and Advances

Loan	Description	Principal amount	Deduction	Balance

Deductions - Income Tax


Payable: 0.00 Recovered till August-2018: 0.00 Exempted: 0.00 Recoverable: 0.00

Gross Pay (Rs.): 21,792.00 Deductions: (Rs.): -1,521.00 Net Pay: (Rs.): 20,271.00

Payee Name: ASIF ELAHI
 Account Number: PLS 4084105666
 Bank Details: NATIONAL BANK OF PAKISTAN, 230827 SHAHRA-E-HAZARA SHAHRA-E-HAZARA, ABBOTABAD

Leaves: Opening Balance: Availed: Earned: Balance:

Permanent Address: DINGI Domicile: NW - Khyber Pakhtunkhwa Housing Status: No Official
 City: HARIPUR
 Temp. Address: Email:
 City:

Attended to be true copy.




OFFICE OF THE MEDICAL SUPERINTENDENT
DHQ TEACHING HOSPITAL HARIPUR

Ph # 0995-611850, Fax # 0995-610069

Email: hrp7008@gmail.com

38

No. 5229-5233 /Appointments/DHQ(H)

Dated: Haripur the 20/07/2017.

ORDER:

Consequence upon the recommendation of Departmental Selection Committee in its meeting held on 18.07.2017, the following candidates are hereby appointed against the vacant post of Ward orderly BPS-04, Rs: 9900-440-23100, plus usual allowances against the vacant post at DHQ Teaching Hospital Haripur on the following terms and conditions mentioned below with effect from the date of taking over the charges in the interest of public service.

S.No	Registration No.	Name of Candidate	Fathers Name	Permanent Home Address	(Appointed) against the vacant posts
1	912/NT/2017	Muhammad Tahir	Noor Hussain	H# 82 Model Town Hattar Road Haripur	Ward orderly BPS-04
2	006/NT/2016	Labib Zaman	Ghulam Jan	House No:105/22 Pandak	Ward orderly BPS-04
3	757/NT/2016	Nasir Mehmmod	Muhammad Nazik	Village & P.O. Mirpur Haripur	Ward orderly BPS-04
4	1149/NT/2016	Mohsin Khan	Muhammad Mallob Kh	Noor Colony P.O.T&T H&T Haripur	Ward orderly BPS-04
5	099/NT/2016	Ahmed Khan	Malik Saifar	Village Malikyar P.O.Haripur	Ward orderly BPS-04
6	1141/NT/2016	Muhammad Imran	Said Alam	Village & P.O.Pind Hasharn Khan Haripur	Ward orderly BPS-04
7	918/NT/2016	Waqar Khaid	Khalid Mehmood	H# 197 Sector No.02 KTS Haripur	Ward orderly BPS-04
8	953/NT/2016	Murad Ali	Taj Bahadur	Mohallah Ferozpora Haripur	Ward orderly BPS-04
9	121/NT/2015	Amir Hamayun	Hamayun Khan	Pandik Payan P.O.Haripur	Ward orderly BPS-04
10	997/NT/2016	Nadeem Khan	Ghazi Khan	Mohallah Malkan Wala Darwesh P.O.Haripur	Ward orderly BPS-04
11	359/NT/2016	Arsalan Shoukat	Muhammad Shoukat	Mohallah Peplanwala Sikanderpur P.O Haripur	Ward orderly BPS-04
12	393/NT/2015	Rafaqat Khan	Shoukat Nawaz	Village Chhohar Sharif P.O.Haripur	Ward orderly BPS-04
13	1114/NT/2016	Zainul Abideen Ali Khan	Mehmood Khan	Village :Shakiabad P.O.Kot Najibullah Haripur	Ward orderly BPS-04
14	1128/NT/2016	Nomanzeb	Jehanzeb	Mohallah Haji Imam Pir Sarai Saleh,Haripur	Ward orderly BPS-04
15	1130/NT/2016	Muhd Kurshid Alam	Lal Bahadur	Vill:Neelor P.O.Sarai Niamat Khan Haripur	Ward orderly BPS-04
16	1199/NT/2016	Ghulam Mohiud Din	Fayyaz ur Rehman	Village Chhohar Sharif P.O.Haripur	Ward orderly BPS-04
17	1236/NT/2016	Wasiq Khan	Muhammad Abbas	Village Pandik P.O.Haripur	Ward orderly BPS-04
18	071/NT/2017	Awais Tasteem	Muhammad Tasteem	Moh:Masjid Bilal Sarai ateh,Haripur	Ward orderly BPS-04
19	066/NT/2017	Shahzeb	Chanzeb Khan	Village Kothapirkot P.O.Rehana Haripur	Ward orderly BPS-04
20	1156/NT/2016	Ch: Hamza	Ch:Muhammad Saddiq	Moh.Thakadaran Talookar Haripur	Ward orderly BPS-04
21	833/NT/2016	Faisal MEhmood	Abdul Hakeem	Mohallah Ramzani Haripur City	Ward orderly BPS-04

Senior Harpur

Ward Boy

de the true copy
[Signature]

22	1479/NT/2016	Farkh Rizwan Qureshi	Rizwan	Mohallah Motian Haripur	Ward orderly BPS-04
23	1150/NT/2016	Khawar Chan Mohid	Chan Muhammad	Village Alam P.O.KTS Haripur	Ward orderly BPS-04
24	1152/NT/2016	Adil	Shamraiz	Village Ding P.O.Rehana Haripur	Ward orderly BPS-04
25	633/NT/2016	Aamer Murad	Murad	Vill:Kalawan P.O.Sarai Saleh,Haripur	Ward orderly BPS-04
26	1578/NT/2016	Muhammad Shoaib	Abdur Rehman	Village & P.O Khal Bala Haripur	Ward orderly BPS-04
27	717/NT/2016	Mussadaq Ilyas	Muhammad Ilyas	Village & P.O.Mirpur Haripur	Ward orderly BPS-04
28	722/NT/2015	Zeeshan	Dilbahar Khan	11.No.255 Moh.Khoo Girls College Road Haripur	Ward orderly BPS-04
29	1355/NT/2016	Muhammad Zahid	Ashaq Hussain Tabassam	H.No.175 Mohallah Ramzani Haripur	Ward orderly BPS-04
30	558/NT/2016	Imran Sharif	Sharif Muhammad	Moh:Khoo Dherda Road Haripur	Ward orderly BPS-04
31	1233/NT/2016	Hatim Khan	Munsif Khan	Village Chhohar Sharif P.O.Haripur	Ward orderly BPS-04
32	1728/NT/2016	Qaisar Shahzad	Aurangzeb	Mohallah Eidgan Sarai Saleh,Haripur	Ward orderly BPS-04
33	061/NT/2017	Farooq Ahmed	Muhammad Ilyas	Village Kamalpur P.O Rehana Haripur	Ward orderly BPS-04
34	085/NT/2017	Sheheroz Hoor	Hoor Elahi	Moh:Motian Circular Road Gharbi Haripur	Ward orderly BPS-04
35	088/NT/2017	Muhammad Ejaz	Muhammad Sarwar	Mohallah Darzian Darwesh P.O.Haripur	Ward orderly BPS-04
36	124/NT/2017	Fazale Razzaq	Qari Ghulam Nabbi	Village & P.O.Sarai Niamat Khan Haripur	Ward orderly BPS-04
37	171/NT/2017	Liaqat Zaman	Muhammad Suleman	Near Agriculture Office Fort Road Haripur	Ward orderly BPS-04
38	830/NT/2016	Amjad Khan	Muhammad Arshid	Kashmir Colony Maira Ali Khan Sarai Saleh	Ward orderly BPS-04
39	1637/NT/2016	Imran Khan	Akhtar Zaman	Village Simlan Nagair P.O.Alloli Haripur	Ward orderly BPS-04
40	989/NT/17	M.Ayaz	Sarfraz	Main Sahib Mankrai Haripur	Ward orderly BPS-04
41	266/NT/2017	Majid Khan	Waris Khan	Worker Welfare Labour Colony Central Jail Haripur	Ward orderly BPS-04
42	959/NT/2017	Muhammad Imran	Fazal ur Rehman	Mohallah Railway Pull Sarai Saleh,Haripur	Ward orderly BPS-04
43	1142/NT/2016	Arsalan Nazeer Bhatti	Nazeer Ahmed Bhatti	Moh:Tharkana Wala Talookar Haripur	Ward orderly BPS-04
44	052/NT/2017	Baber Khan	Sher Bahadur	Vill:SWah Maqsood P.O.Sarai Saleh,Haripur	Ward orderly BPS-04
45	1544/NT/2016	Awais Rashid	Muhammad Rashid	Railway Station Moh: Talookar Town Haripur	Ward orderly BPS-04
46	1036/NT/2016	Faryad Hussain	Riasat Khan	Village Koka P.O.Rehana Haripur	Ward orderly BPS-04
47	796/NT/2016	Shahzad Ahmed	Muhammad Afzal Khan	Mohallah Swatian Sikanderpur Haripur	Ward orderly BPS-04
48	949/NT/2017	Muhammad Umer Nawaz	Muhammad Akhtar	Vill:Bhand P.O.Kangra Haripur	Ward orderly BPS-04
49	963/NT/2017	Muhammad Ali	Muhammad Khurshid	Vill.Muradabad P.O.Sarai Saleh,Haripur	Ward orderly BPS-04
50	645/NT/2017	Muhammad Haris	Muhammad Mushtaq	Moh:Zamanahadi Khyber Adda Haripur	Ward orderly BPS-04
51	082/NT/2017	Ahmed Nawaz	Muhammad Nawaz	Mohallah Zareen Changi Bandi Haripur	Ward orderly BPS-04

Attended to be
True Copy

Chaudhary
Sarfraz

52	1219/NT/2016	Bassam Younis	Munammar Younis	P.O.Noordi Haripur	BPS-04
53	947/NT/2017	Bilal Khan	Malik Saleem Khan	Moh: Malkanwala Darwesh Haripur	Ward orderly BPS-04
54	837/NT/2016	Muhammad Farooq	Muhammad Yaqoob	Moh: Dheri Suamder Khan PO Pind Hasham Khan H.Pur	Ward orderly BPS-04
55	895/NT/2017	Rameez Akhtar	Shakeel Akhtar	Mohallah Akbarabad Talokar Haripur	Ward orderly BPS-04
56	637/NT/2017	Umer Nawaz	Rab Nawaz	Village & P.O Pind Hashim Khan Haripur	Ward orderly BPS-04
57	956/NT/2017	Muhammad Waqar	Muhammad Mushtaq	H# 1531 Mohallah Ramzani Haripur	Ward orderly BPS-04
58	1481/NT/2016	Shahzeb Ilyas	Muhammad Ilyas	Village Mohri No.02 P.O.Sarai Saleh, Haripur	Ward orderly BPS-04
59	638/NT/2017	Zia ur Rehman	Gul Rehman	Moh: Mughalabad Sector#01 KTS Haripur	Ward orderly BPS-04
60	961/NT/2017	Sher Ali Khan	Sherbaz Khan	Mohallah Rajgan New Khanpur Haripur	Ward orderly BPS-04


TERMS AND CONDITIONS:

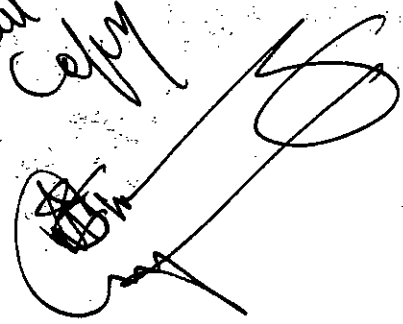
1. Your services will be considered regular terms of section-19 Khyber Pakhtunkhwa, Civil Servant Act, 1973 as amended vide Khyber Pakhtunkhwa, Civil Servant (amendment) Act 2005.
 2. Your services will be liable to termination on one-month's prior notice from either side. In case of resignation without prior notice your one-months pay /allowances will be forfeited to Government.
 3. You will remain probation for the period of one year. Your services can be terminated at any time, without notice, in-case your performance is found unsatisfactory. In case of misconduct, you will be proceeded against under the (Revised Edition) Khyber Pakhtunkhwa E&D rules 2011 and rules framed from time to time.
 4. You should join your post within 14 days of the issuance of this order. In case of failure your appointment shall stand automatically cancelled/ withdrawn.
 5. You will produce Health and age certificate issued by the Medical superintendent District Headquarter Hospital Haripur within 07 days of taking over charge.
- In above terms and conditions are accepted to you, you are hereby directed to report to the undersigned office within 14 days of the receipt of this appointment order.

Sd/-
Medical Superintendent
DHQ Teaching Hospital
Haripur

Copy forwarded to the:

1. Director General Health Services KPK Peshawar for information please
2. Senior District Account Officer Haripur for information please.
3. Manger Employment Exchange Haripur for information please.
4. Account Section DHQ Hospital Haripur for information.
5. Official concerned for information and compliance.


Medical Superintendent
DHQ Teaching Hospital
Haripur

Attested to be true copy.


To

The Director General,
Health Services,
Khyber Pakhtunkhwa,
Peshawar.

41
(Through Proper Channel)

Subject:- DEPARTMENTAL APPEAL AGAINST ORDER DATED 14-12-2017 WHEREBY THE APPELLANT'S APPOINTMENT HAS BEEN MADE AS SWEEPER INSTEAD OF WARD ORDERLY (BPS-04).

Respected Sir,

With most reverence and humble submission the following few lines are laid down before your Highness for kind consideration and favourable action:-

1. That earlier in the year 2014, the appellant was appointed as **WARD ORDERLY** in the DHQ Teaching Hospital Haripur vide order No. 4567-75/Accounts/MS/DHQ(H) dated 30-08-2014 on temporary basis on fixed pay of Rs.10000/- per month issued by the Medical Superintendent DHQ Teaching Hospital Haripur. (Copy of the order dated 30-08-2014 is attached as "A").
2. That during his temporary service as a **Word Orderly** on different occasions the appellant, being a qualified/experienced person in electrical job, was entrusted with the duties of an "**ELECTRICIAN**" in DHQ Teaching Hospital Haripur by the Medical Superintendent DHQ Teaching Hospital Haripur. In this

Attached to be
the copy
A

respect letter No. 5865-68/MS/DHQ(H) dated 17-08-2017 issued by the Medical Superintendent is produced as a token of proof, for ready reference and kind information. **(Copy of order dated 17-08-2017 is attached as "B")**.

3. That in the year 2017 when appointments against the different vacancies as available at DHQ Teaching Hospital Haripur were being made, the appellant through Employment Exchange's Haripur Registration Card No. 332/NT/2016 applied for his appointment against the post of **WARD ORDERLY (BPS-04)**. **(Copy of Registration Card is attached as "C")**.
4. That the appellant was called for the test/interview for appointment against the post of **WARD ORDERLY (B-04)** for 10-02-2017 by the Medical Superintendent DHQ Teaching Hospital Haripur vide Call Letter No. 887-1131/Recruitment/DHQ(H) dated 02-02-2017. But against said interview no appointment against any category could be made. **(Copy of Call Letter is attached as "D")**.
5. That again a Call Letter under No. 5061-5116/Recruitment/ DHQ(H) dated 14-07-2017 was issued to the appellant for appearing before the Departmental Selection Committee on 18-07-2017 at DHQ Teaching Hospital Haripur for test/interview for the post of **WARD ORDERLY (BPS-4)**. **(Copy of Call Letter dated 14-07-2017 is attached as "E")**.

Attested to be true copy
[Signature]

6. That on 18-07-2017, the appellant appeared before the aforementioned Departmental Selection Committee at DHQ Teaching Hospital Haripur and was declared qualified for appointment against the post of **WARD ORDERLY (BPS-4)**.
7. That when appellant received appointment letter to his utter astonishment the same had been showing his appointment against the post of SWEeper BPS-3 instead of WARD ORDERLY BPS-04 and his name was shown at S/No. 25 of the order No.10113-153/Appointments/DHQ(H) dated 14-12-2017 issued by the Medical Superintendent DHQ Teaching Hospital Haripur contrary to the request/application, call letters, previous job and profession of the appellant. **(Copy of the appointment order dated 14-12-2017 is attached as "F")**.
8. That when appellant agitated and demonstrated his appointment against the post of Sweeper BPS-03 instead of **WARD ORDERLY (BPS-04)** that he had never applied for nor had entered in test/interview for the job of Sweeper then he was made silent and assured by his officers that he would soon be issued appointment order against the post of **WARD ORDERLY BPS-04** and he should wait for a few days.
9. That appellant was not only verbally assured with regard to issuing of his appointment letter against the post of **WARD ORDERLY BPS-04** rather he was never

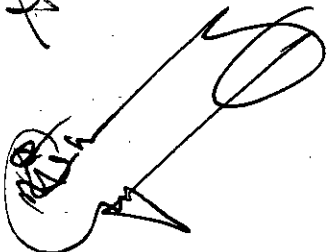
Attested to be
true copy.
[Signature]

entrusted with the duties of a Sweeper and he remained posted to work as **ELECTRICIAN** in Electrical Department of the DHQ Teaching Hospital Haripur till 31-07-2018. (**Copies of Duty Roster of the staff of Electrical Department are attached as "G & H"**).

10. That even the appellant was not paid his salary from December 2017 to 31-07-2018 (i.e. for more than 07 months). On 01-08-2018 when salary was paid to appellant, it was a salary of **Sweeper BPS-03**. Having been paid the salary after about more than 07 months, the appellant is now being directed to take over the job of a Sweeper BPS-03 instead of a **WARD ORDERLY OR ELECTRICIAN**.

11. That appellant is a Matriculate. He is also "**HAFIZ-E-QURAN**". Appellant belongs to a literate and respectable family of the area. Besides all these, the appellant had applied for the post of a **WARD ORDERLY**. The Call Letters issued to the appellant for test/interview were for the job of **WARD ORDERLY**. The appellant also appeared and qualified for the post of **WARD ORDERLY BPS-04**. Appellant neither applied for, nor received any call letter for, nor appeared or qualified the test/interview for the post of Sweeper. Thus issuing of appointment order against the post of a sweeper is illegal, without lawful authority and against the law and natural justice. (**Copy of the Certificate of HAFIZ-UL-QUAN is attached herewith as "I"**).

*Attested to be true
copy.*



45-

12. That since his appointment on temporary basis in the DHQ Teaching Hospital Haripur on 30-08-2014 to fill his regular appointment on 14-12-2017, the appellant has served at DHQ Teaching Hospital Haripur continuously without any break in the capacity of a **WARD ORDERLY or ELECTRICIAN**. He always performed his assigned duties with devotion and honesty to the entire satisfaction of his superiors. Appellant has meritorious service record at his credit since 2014. Hence appellant be issued appointment order against the post of **WARD ORDERLY OR ELECTRICIAN** and not to force to work as Sweeper as has been ordered on 08-08-2018. (order attached 'J').

In view of the facts narrated here above it is earnestly requested that on acceptance of instant departmental appeal, appointment order of the appellant may kindly be modified from the job of Sweeper to the post of **WARD ORDERLY or ELECTRICIAN** for which act of kindness he will pray for your long life and good health.

Yours Obediently

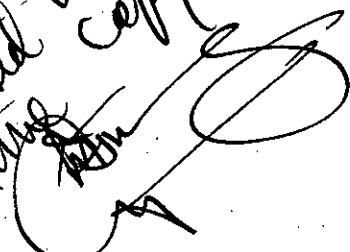


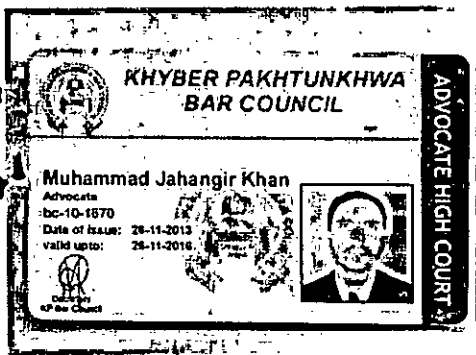
(HAFIZ MOHAMAD SHAFIQ)
S/O Mohammad Younas
Sweeper DHQ Hospital
Haripur.

Dated: 10-08-2018

Copy in advance for information and necessary action to:-

The Worthy Director General, Health Services Khyber Pakhtunkhwa Peshawar.

Attested to be
true copy




46

POWER OF ATTORNEY

(WAKALATNAMA)

IN THE HONOURABLE ICDC SERVICE TRIBUNAL RESTAWAN

Muhammad Jahangir Khan

- [Plaintiff
- [Appellant
- [Petitioner
- [Complainant
- [Decree Holder

Versus

Court of ICDC etc

- [Defendant
- [Respondent
- [Accused
- [Judgment Debtor

Appeal/Revision/Suit/Application/Petition/Case No. _____ of _____ fixed for _____

I/We the undersigned do hereby nominate & appoint **MR. MUHAMMAD JAHANGIR KHAN ADVOCATE HIGH COURT / FEDERAL SHARIAT COURT** to be counsel in the above matter for me/us on my/our behalf to appear, plead, act and answer in the above court transferred in the above matter, and to sign and filed petitions, statements, accounts exhibits compromises or other documents whatsoever. In connection with the above matter or any matter arising there from, and also to apply for and receive all documents or copies or copies of documents, deposition etc., and to apply for and issue summons and other writs or subpoena and to apply for and get issued and arrest, attachment of other execution warrant or order and to conduct any proceeding that may arise there out and to apply for and receive payment of any of all sums or submit the above matter to arbitration, and to employ any other legal practitioner authorizing him to exercise the power and authorities hereby conferred on the advocate whenever he may think fit to do so.

And to do all acts legally necessary to manage and conduct the said case in all respect, whether herein specified or not, as may be proper and expedient.

And I/We hereby agree to ratify and confirm all lawful acts done on my/our behalf under or by virtue of these parents or of the usual practice in such matter.

PROVIDED always, that, if the case may be dismissed in default, if it be proceeded ex-parte the said counsel shall not be held responsible for the same, and by I hereby agree that in the event of the whole or any part of the fee agreed by me to be paid to the advocate remaining unpaid he shall be entitled withdraw from the prosecution of the said cause until the same is paid.


IN WITNESS whereof I / We have hereto signed at HARIPUR day of 11th Aug in the year **2018** Executants/Executant signed and delivered.

Accepted subject to the terms regarding fee.

M. Jahangir Khan

EXECUTANTS/EXECUTANT

Appellant


Muhammad Jahangir Khan
 Advocate High Court/
 Federal Shariat Court
 Practicing at Haripur
 Cell # 0302 5471190

EMPLOYMENT INDEX CARD



1. Regn./E.P. No. <u>332/NT/2016</u> 2. Name <u>MUHAMMAD SHAFIQ</u> (BLOCK LETTERS) Father's Name/ <u>Muhammed</u> Husband's Name <u>Sh. Yannis</u>	3. Date/year of Birth: <u>15/4/76</u>	4. M. _____ W. _____ S. <u>✓</u>	5. (a) Occpn. _____ (b) Alt. Occpn. _____	6. Occpn. Code No. <u>59913</u>
---	--	--	--	---------------------------------

7. Address:- (a) Temporary <u>Village and P.O. Panwan</u> <u>Haripur</u> (b) Address of Domicile: _____	8. Education Exam. _____ Year of _____ Division/ _____ Subject _____	9. Detail of Training (*) Name of _____ Period of _____
--	---	--

National Identity Card No.															
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 20px;">1</td><td style="width: 20px;">3</td><td style="width: 20px;">0</td><td style="width: 20px;">2</td><td style="width: 20px;">-</td><td style="width: 20px;">0</td><td style="width: 20px;">4</td><td style="width: 20px;">1</td><td style="width: 20px;">2</td><td style="width: 20px;">0</td><td style="width: 20px;">8</td><td style="width: 20px;">0</td><td style="width: 20px;">-</td><td style="width: 20px;">3</td> </tr> </table>		1	3	0	2	-	0	4	1	2	0	8	0	-	3
1	3	0	2	-	0	4	1	2	0	8	0	-	3		
11. Height <u>5'6"</u> Chest <u>33</u> Wt. <u>54 kgs</u>	12. Already regd. at: E.E. _____ Date _____ Occ. _____ Code No. _____														

332/NT/2016

حکومت پاکستان
قومی شناختی کارڈ
13302-0412080-3

نام: محمد شفیق
 جنس: مرد
 والد کا نام: محمد یونس
 شناختی حالت: کوئی نہیں
 تاریخ پیدائش: 15/06/1976

Attested

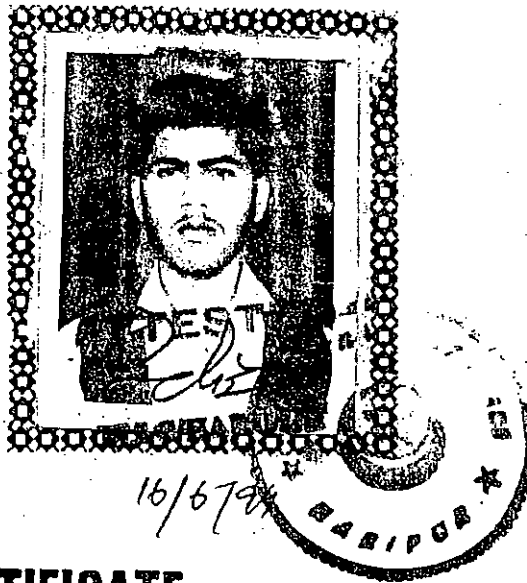
(5-9-16-17)
MANAGER
 Employment Exchange
 Haripur.

17. Details of Experience and Remarks about suitability (to be filled in by Manager) don't repeat entries of item 18.	18. P.O.U.O. _____ <p style="text-align: right;">MANAGER Employment Exchange Haripur.</p>
---	---

18a. Certified that the information recorded on this card is true.	To be completed for Ex-servicemen only			
	19. Unit or Branch of Service.	20. Regt. No.	21. Rank	22. Trade in person

Date <u>19/2/16</u> Signature/Thumb Imp. _____			23. Date of Enrol.	24. Date of Discharge	25. Character	26. Courses attended
28. Regn. Checked	29. Regn. Renewed	30. Transferred				
Date	Date	Date				
Initials	Initials	Initials				

Reason _____ Initial _____	27. For Domestic Servants	
	Character Verification forms sent: On _____ Received on _____	Character verified on _____



DOMICILE CERTIFICATE

I declare that I am born of parents who are/were permanently domiciled in NORTH WEST FRONTIER PROVINCE having been born/settled in this Province.

I was born at Village/Makalat PANIAN
Tehsil HARIPUR District HARIPUR Hazara Division NWFP

[Signature]
Signature of the applicant
Date 2nd June, 1994

Presumance to the declaration date 2nd June, 1994

Filled by Mr/Ms/Mrs MUHAMMAD SHAFIQ S/O MUHAMMAD YUNUS
domiciled in North West Frontier Province, here by certified that that said MUHAMMAD YUNUS is born of parents who are/were/Permanent residents of the North West Frontier Province, having been born/settled within it.

overleaf
I have satisfied myself from Personal/my knowledge/verification that the above declaration is true and certify accordingly.

This 16th day of June 1994

Countersigned

District Magistrate HARIPUR



[Signature]
Magistrate 107 Class
Haripur Khan Jadoon
EAC - III HARIPUR
(With powers u/s 30 crps)

15017
Counter Signed



[Signature]
District Magistrate
HARIPUR

منے کا پتہ :- عمران بک ڈپو سرکل راولپنڈی

[Handwritten signature]

Certified that Mohammad Shafiq
 s/o Mohammad Yunus late has passed
 his Primary Education from Govt
 Primary School Pariza No 5
 His admission No 2408

Acad.

9/6/94

صاحب

شہادت ہے کہ محمد شفیق ولد محمد یونس خود و والدین اور مدرسہ کے محترم پندیاں میں داخل ہو کر
 مدرسہ میں پڑھائی۔ ریاضی و کونویں بات سیکھی ہیں۔ اور محترمہ مذکورہ میں داخل کے والد محمد یونس ولد محمد
 کمالی اور محمد شہزادوں نے اس سال ۱۹۸۹ء تک اس کے ۱۱۹۴ سے ۱۸۵۸ میں موجود ہے۔ تعلیم اور کونویں
 اور اس میں داخل ہوئے ہیں۔ اور اس میں داخل ہے۔ اور اس میں داخل ہے۔

محمد شفیق
 9.6.94

16/6/94

Government of Punjab
 Education Department

Government of Punjab
 Education Department

~~Page No. 101~~

LIST OF REGISTERED CANDIDATES FOR THE APPOINTMENT OF CLASS-IV STAFF (W. orderly)

Registration No.	Name of candidate	Father's Name	Permanent Home Address	Qualification	Date of Birth	Valid upto
737/NT/2015	Yasir Sultan	Muhammad Hafeez	Village & P.O.Rehana Haripur	D.Com	23/08/1984	25/05/2017
314/NT/2016	Muhammad Farid Khan	Muhammad Tariq	Mohallah Babu Turbela Road Haripur	TSC	18/12/1996	16/02/2017
332/NT/2016	Muhammad Shafiq	Muhammad Younis	Mohallah Wasti Panian Haripur	SSC	15/06/1976	18/08/2017
359/NT/2016	Arsalan Shoukat	Muhammad Shoukat	Mohallah Pe...lanwala Sikanderpur P.O.Haripur	SSC	15/02/1996	23/02/2017
716/NT/2016	Asad Jamil Qureshi	Jamil ur Rehman	Mohallah Haji Imam Pir Sarai Saleh, Haripur	F.A	20/03/1986	16/06/2017
757/NT/2016	Nasir Mehmmood	Muhammad Nazik	Village & P.O. Mirpur Haripur	F.A	30/09/1995	10/07/2017
774/NT/2016	Muhammad Ehsan	Muhammad Riaz	Village Khaka P.O.KTS Haripur	DAE(Elect)	14/03/1997	13/01/2017
658/NT/2016	Tayyub Shah	Rasool Khan	Vill: Chaintri P.O.Sirikot Tehsil Ghazi District Haripur	F.A	07/04/1979	21/04/2017
783/NT/2016	Muhammad Naveed	Gul Zaman	Village Kotla P.O.Baghpur Dheri Haripur	Middle	02/02/1981	17/01/2017
792/NT/2016	Saeed Akhtar	Fareed Khan	Village Chohar Sharif P.O.Haripur	07 th	02/01/1977	18/07/2017
796/NT/2016	Shahzad Ahmed	Muhammad Afzal Khan	Mohallah Swatian Sikanderpur Haripur	SSC	10/05/1978	19/07/2017
797/NT/2016	Mansoor Ahmed	Ishtiaq Ahmed	Village & P.O.Mirpur Haripur	SSC	14/08/1995	19/07/2017
818/NT/2016	Faisal Zaman	Haider Zaman	Mohallah Khalabat Sector No.04 KTS Haripur	F.A	11/01/1992	25/07/2017
837/NT/2016	Muhammad Farooq	Muhammad Yaqoob	Moh: Dheri Suamder Khan PO Pind Hasham Khan H.Pur	SSC	05/01/1983	27/07/2017
838/NT/2016	Muhammad Nawaz	Khawaj Muhammad	Makhan Colony P.O.KTS Haripur	Middle	01/01/1985	27/01/2017
839/NT/2016	Baber Nseem	Muhammad Naseem	Moh:Dheri Sumander Khan P.O.Pind Hasham Khan HPR	SSC	01/01/1996	27/01/2017
840/NT/2016	Haris Ishaq	Muhammad Ishaque	Mohallah Ghari Skanderpur P.O.Haripur	Middle	04/07/1995	28/01/2017
842/NT/2016	Muhammad Waqas Kh	Khan Afzal	H# 1999/38 Moh:Malikabad Malikyar Haripur	SSC	30/03/1992	28/07/2017
843/NT/2016	Khurram Shehzad	Abdul Sattar	Moh:Darzianwala Darwesh P.O.Haripur	SSC	01/01/1993	28/07/2017
846/NT/2016	Faizan Ghani	Abdul Ghani	H# 1/940 Mohallah Khoo Haripur	SSC	10/05/1987	28/01/2017
849/NT/2016	Muhammad Tayyub	Habib ur Rehman	Village Alam P.O.KTS Haripur	SSC	07/04/1991	28/01/2017
858/NT/2016	Muhammad Nawaz	Sifat Khan	Mohallah Anjeeranwala Sikanderpur Haripur	F.Sc	01/03/1996	31/07/2017
869/NT/2016	Shahid	Ehtabar Shah	Mohallah Qazi Karnal Yousif Sikanderpur Haripur	F.A	15/02/1996	31/01/2017
870/NT/2016	Jawad Anwar	Muhammad Anwar	Moh:Darzianwala Darwesh Haripur	B.A	18/04/1989	31/01/2017
880/NT/2016	Ghazanfar Ali Khan	Muhammad Afzal Khan	Village Ghebba P.O.Sarai Saleh, Haripur	SSC	25/04/1994	31/01/2017
881/NT/2016	Shahbaz Arshid	Muhammad Arshid	Village Doyan Aabi P.O.KTS Haripur	SSC	10/10/1984	31/01/2017
882/NT/2016	Hussnain Raza Awan	Ghulam Mustafa	Village GHer Khan P.O.Sarai Saleh, Haripur	F.A	25/10/1995	01/02/2017
884/NT/2016	Nouman Ejaz	Masood Anwar	Village & P.O.Bandi Munim Haripur	SSC	31/08/1997	02/02/2017
887/NT/2016	Awais Rasheed	Abdul Rashid	Mohallah Muqadma Kot Najinullah Haripur	SSC	11/03/1995	02/08/2017
889/NT/2016	Ali Raza	Ghulam Raza	Village Gher Khan P.O.Sarai Saleh, Haripur	F.Sc	18/03/1995	02/02/2017
897/NT/2016	Aftab Ahmed	Umer Khitab	Vill:Rashidaabad Malikabad Colony Haripur	SSC	17/03/1993	03/02/2017
898/NT/2016	Syed Noor Ahmed	Syed Aftab Ahmed	Moh: Syedabad Mailikyar Haripur	Middle	11/01/1985	03/08/2017
899/NT/2016	Raj Muhammad	Abdul Sattar	Village Makhan Colony P.O.KTS Haripur	F.A	12/08/1994	04/02/2017
900/NT/2016	Shahzeb	Bashir	Village Shah Muhammad P.O.Sarai Saleh, Haripur	M.Com	20/01/1988	04/02/2017

Part 4. Occupational titles in alphabetical order

1994	1968		1994	1968	
		builder (wooden)			
72310	8-43.90	Vehicle engine tuner	51230	5-32.10	Waiter/waitress (food) ✓
74420	9-39.25	Vehicle varnisher	51230	5-32.20	Waiter/waitress (wine) ✓
91420	9-99.45	Vehicles cleaner ✓	22300	0-71.15	Ward master (hospital)
32290	0-60.30	Veids	22312	5-99.15	Wardboy, hospital ✓
91111	4-52.20	Vendor, fresh-water	51695	2-19.90	Warden, bird sanctuary
91120	4-52.40	Vendor, newspapers	51214	5-21.90	Warden, camp
91111	4-52.20	Vendor, refreshments	24461	1-93.23	Warden, community centre
		(cinema/theatre)			(professional)
	4-13.40	Vendor, road-railway	34604	1-93.23	Warden, community
		transport			centre/probation home
	5-71.30	Vendor, stamp	51214	5-21.90	(associate professional)
91110	4-52.20	Vendor, street (food)	51695	2-19.21	Warden, dormitory
91120	4-52.20	Vendor, street (non-food	51695	2-19.40	Warden, fishery assistant ✓
		products)	51630	5-89.15	Warden, game/wild life
91121	4-99.90	Vendor, theatre	24461	1-93.23	Warden, prison ✓
		programme			Warden, probation home
91112	4-13.30	Vendor, water ways	51694	5-89.90	(professional)
71127	8-19.75	Vendor applicer	82310	9-01.70	Warden, traffic
81111	7-32.20	Vendor sheet gluer	82620	7-54.81	Warmer, refiner (rubber)
91146	1-79.90	Ventriloquist	82620	7-54.15	Warper (machine)
91110	5-51.90	Vergar	81531	7-43.90	Warper, beam
41111	3-92.20	Verifier, stock			Washer, chemical and
22130	0-65.20	Veterinarian	93223	7-73.90	related materials
22130	0-65.90	Veterinarian, epidemiology	93223	5-60.20	Washer, hand (carcass)
22130	0-65.90	Veterinarian, public health	91324	9-99.90	Washer, hand (cloth/yarn)
31111	0-66.50	Veterinary assistant	93223	7-56.35	Washer, hand (dishes)
		(artificial insemination)	93223	7-61.90	Washer, hand (fibre)
	0-65.40	Veterinary research	91330	5-60.10	Washer, hand (hide)
		assistant	93223	9-99.90	Washer, hand (laundry) ✓
22111	0-65.20	Veterinary surgeon ✓			Washer, hand
24113	1-43.10	Vicar	91420	9-99.90	(manufacturing process)
71116	8-39.76	Viewer (quality inspection)			Washer, hand
11300	2-01.90	Village chief	51690	5-89.90	(vehicle/window)
11301	2-01.90	Village head	51695	5-89.42	Watch and ward
32411	0-60.90	Village healer	51695	5-89.42	Watcher, fishery ✓
73110	9-41.80	Violin maker	41223	9-89.14	Watcher, game
24112	1-71.35	Violinist	91523	5-89.20	Watcher, tide
82720	7-75.90	Viscoliser (dairy products)	51611	7-19.32	Watchman ✓
22311	0-71.40	Visitor (chief), health	91523	5-89.20	Watchman, fire
34610	1-93.27	Visitor, family planning	91520	5-89.40	Watchman, night
		(associate professional)	31120	0-33.30	Watchman, railways
34712	1-71.40	Vocalist			Water and sewer system
24110	1-94.30	Vocational guidance	34320	3-97.40	supervisor
		counsellor	81637	9-69.90	Water bailiff
	0-12.30	Volcanologist	11283	2-03.54	Water dam tender
			83400	9-31.40	Water logging officer
			73230	8-94.90	Waterman ✓
			11203	2-03.90	Waxer, glass sandblasting
			21121	0-13.44	Wealth tax officer ✓
					Weather forecaster ✓

A. Kestred
MANAGER
Employment Exchange
Haripur.

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR**

Service Appeal No. 1472 /2018

Hafiz Muhammad Shafique

V/S

Govt. of KPK etc.

SERVICE APPEAL

COMMENTS ON BEHALF OF RESPONDENT NO.6

I N D E X

S.No	Description of Documents	Annexure	Pages
1.	Written comments alongwith affidavit		1-4
2.	Copy of appointment order of respondent No. 6	(A)	5-8
3.	Copy of WP # 153-A/10, in response of judgment dated 13.5.2010	(B)	9-14
4.	Copy of order # 561-64/ appointment /DHQ(H) dated 23.01.2017 as Sweeper BPS-3 was re-designated as Chowkidar BPS-3 in DHQ Hospital Haripur	(C) - (D)	15-27
5.	Copies of vide Notification No.SOH-(Lit-I)1-1/2017(Gen)..Misc) dated 8.12.2017 and affidavit submitted by appellant	(E) - (F)	28-29
6.	Wakalat Nama		30

Dated 27/12/2018


**Respondent No.6
Asif Ellahi**

Through


Sajid-ur-Rehman Khan
Advocate High Court,
At Haripur

ساجد الرحمن خان
ایڈووکیٹ ہائی کورٹ
ڈسٹرکٹ ہارپور

(1)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. 1472 /2018

Hafiz Muhammad Shafique V/S Govt. of KPK etc.

SERVICE APPEAL

COMMENTS ON BEHALF OF RESPONDENT NO.6

Respectfully Sheweth: -

The written comments are as under:-

1. That the appellant has no cause of action to file the instant appeal.
2. That the special of the appellant is time barred, hence liable to be dismissed.
3. That the instant appeal is not maintainable as per law.
4. That the appellant has filed the present appeal to pressurize the respondent.
5. That the appellant has not come to this Honnurable Tribunal with clean hands.
6. That the appellant is stopped to use due to his own conduct.
7. That the instant appeal is not maintainable due to non-joinder and mis-joinder of necessary parties.
8. That this Honourable Tribunal has not got jurisdiction to entertain the present petition / appeal as this Honourable Tribunal is not a Constitutional Court, hence this appeal is laibel to be dismissed.

9. That the appellant is at liberty to join service after due process of law, equivalent to his qualification and the Government is bound only to accommodate the citizens into service.

FACTS

1. Para No.1&2 of the appeal does not relate to answering respondent, hence no comment.
2. Para No.3 of the appeal is incorrect, the answering respondent has also applied for the post of Beshti and was properly interviewed/ recommended and appointed by the competent authority. Copy of appointment order is annexed
3. Para No.4 of the appeal is also incorrect, the respondent No.6 has also applied for the post of Beshti and was called for interview, recommended by the committee and appointed as Beshti vide former EDO Health Haripur vide Order No.3490-3622 dated 25.05.2009 at S.No.24 at RHC Halli, due to certain reasons the respondent No.6 could not take charge.

The respondent No.6 filed a WP No. 153-A/10, in response of judgment dated 13.05.2010, the respondent No.6 appointed as Khaqroob. Copies of WP and order dated 13.05.2010 are annexed.

Later on Respondent No.6 once again filed a writ petition before Honourable Peshawar High Court Abbottabad Bench vide judgment 13.03.2014 the MS DHQ Haripur issued order No.561-64/ appointment/DHQ(H) dated 23.01.2017 as Sweeper BPS-3 was re-designated as Chowkidar BPS-3 in DHQ Hospital Haripur. Copy is annexed as

4. Para No.5 is incorrect, does not relate to the answering respondent.
5. Para No.6,7 & 8 also does not relate to the answering respondent.

- 6. Para-9 is incorrect, misconceived, against the fact and circumstances of the case, the cadre of the respondent No.6 was re-designated as per direction of the Honourable Peshawar High Court Abbottabad Bench by the competent authority by observing of all codal formality.
- 7. Para-10 is also incorrect, the petitioner does not fall within the definition of aggrieved person, moreover, vide Notification No.SOH-(Lit-I)1-1/2017(Gen)..Misc) dated 08.12.2017 was issued and in the light of mentioned notification the appellant submitted an affidavit for joining the post of Sweeper and he is duty bound to act as per his affidavit. Copies of notification and affidavit are annexed.

REPLY/COMMENTS ON ROUNDS:-


- (a) Para-a,b,c,d of grounds are does not relates to answering respondent.
- (b) Para-e of ground the impugned order was passed by the competent authority after observing all codal formalities.
- (c) Para-f of ground is incorrect, misconceived, and against the circumstances of the case, respondent No.6 was appointed vide order 23.01.2017 in the light of Honourable Peshawar High Court Abbottabad Bench, the order of the respondent No.6 was much prior to the order of appellant.
- (d) Para-g,h&i are does not relates to answering respondent.

It is, therefore, respectfully prayed that on acceptance of comments of respondent, the appeal of appellant may kindly be dismissed and the order issued in respect of respondent No.6 dated 23.01.2017 may be retain please.

Dated 27/12/2018

Through


Respondents No.6
Asif Ellahi Chowkidar


Sajid-ur-Rehman Khan
 Advocate High Court,
 At Haripur **ساجد الرحمان**
 ایڈووکیٹ ہائی کورٹ
 ڈسٹرکٹ ہارپور

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. 1472 /2018

Hafiz Muhammad Shafique V/S Govt. of KPK etc.

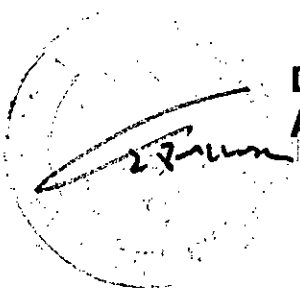
SERVICE APPEAL

COMMENTS ON BEHALF OF RESPONDENT NO.6

AFFIDAVIT

I, Asif Ellahi son of Fazal Khan Chowkidar DHQ Hospital Haripur do hereby solemnly affirm and declare that the contents of foregoing comments are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Court.

Dated 27/12/2018



DEPONENT
Asif Ellahi

ORDER.

The Competent Authority has been pleased to appoint the following Class-IV Staff against the vacant post in the Various Health Facilities, in Health Department mentioned against their names with immediate effect in best interest of public service.

S. #	Name with Father Name	Address	Designation with BPS	Place of posting	Remarks
1	Hasrat Khan S/O Farid Khan	S.No.1 KTS Haripur	Ward Orderly (BPS-2)	CD KTS-3	
2	Akram Khan S/O Zareen Khan	S.No.2 KTS Haripur	Mali (BPS-1)	RHC Nara Amazai	
3	Wajid Khan S/O Fakhar Zaman	S.No.4 KTS Haripur	Ward Orderly (BPS-2)	RHC Halli	
4	Tanveer Ahmad S/O Mushtaq Ahmad	S.No.4 KTS Haripur	Chowkidar (BPS-1)	BHU Kariplian	
5	Riaz Khan S/O Ahsan Zaman	Panian Haripur	Khakrob (BPS-1)	DHQ Hospital, Haripur	
6	Naveed Khan S/O Safdar Khan	Panian Haripur	Ward Orderly (BPS-2)	BHU Panian	
7	Saeed Khan S/O Pehlwan Shah	Gadwalian Haripur	Mali (BPS-1)	RHC Srikot	
8	Waheed Khan S/O Aslam Khan	Qazian Haripur	X-Ray Attendant (BPS-2)	RHC Kotnajibullah	
9	Shahid Nawaz S/O Mohabat Khan	S.No.4 KTS Haripur	Ward Orderly (BPS-2)	CH KTS	
10	Asghar Khan S/O Shamrez Khan	Basso Maira Haripur	X-Ray Attendant (BPS-2)	RHC Halli	
11	Akhtaq Ahmad S/O Mir Afzal Khan	S.No.4 KTS Haripur	Ward Orderly (BPS-2)	CH KTS	
12	Zulfiqar Hussain Shah S/O Mohsin Shah	Gadwalian Haripur	Khakrob (BPS-1)	DHQ Hospital, Haripur	Disable
13	Rab Nawaz S/O Abdu Rehman	Koklain Pind Khan Khel Haripur	Ward Orderly (BPS-2)	RHC Kotnajibullah	
14	Syed Mushtaq Ali Shah S/O Zahoor Ali Shah	Koklian Haripur	Behishti (BPS-1)	CH KTS	
15	Zulfiqar Ahmad S/O Samundar Khan	S.No.2 KTS Haripur	Chowkidar (BPS-1)	RHC Halli	
16	Munawar Sultana d/O Abdul Hameed	S.No.4 KTS Haripur	Dai (BPS-2)	MCH KTS	
17	Aamer Shehzad S/O Badar Zaman	S.No.4 KTS Haripur	Ward Orderly (BPS-2)	BHU Kalinjar	
18	Abdul Salam S/O Roshan din	S.No.4 KTS Haripur	Dhobi (BPS-1)	DHQ Hospital Haripur	

0400 (AP/)

Amir
 محمد امین الرحمن خان
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S. #	Name with Father Name	Address	Designation with BPS	Place of posting	Remarks
19	Muhd Arif S/O Muhd Sabir	Kalas Haripur	Ward Orderly (BPS-2)	DHQH Haripur	
20	Abbas Khan S/O Munsif Khan	Panian Haripur	Khakrob (BPS-1)	DHQ Hospital, Haripur	
21	Muhd Shehzad S/O Muhd Zarin	Aloli Haripur	Ward Orderly (BPS-2)	RHC Kalinjar	
22	Muhd Aslam S/O Haider Zaman	Sarai Gadai Haripur	Chowkidar (BPS-1)	RHC Srikot	
24	Asif Elahi S/O Fazal Khan	Dingi Haripur	Behishti (BPS-1)	RHC Halli	
25	Waqas Ahmad s/O Zulfiqar Khan	S.No.1 KTS Haripur	Behishti (BPS-1)	BIHU Brug	
26	Ahmed Nawaz S/O Fazal ur Rehman	S.No.1KTS Haripur	Ward Orderly (BPS-2)	RHC Halli	
27	Ijaz Hussain Shah S/O Fida Hussain Shah	Khewa S.No.3KTS Haripur	Mali (BPS-1)	RHC Halli	
28	Muhammad Ashraf S/O Habibur Rehman	Kotnajibullah Haripur	Laboratory Attendant (BPS-2)	RHC Kotnajibullah	
29	Azam Khan S/O Banaras Khan	S.No.4 KTS Haripur	Chowkidar (BPS-1)	RHC Halli	
30	Ali Nawaz S/O Bahadur Khan	S.No.1 KTS Haripur	Mali (BPS-1)	Type-D Hospital, Khanpur	
31	Qaisar Shah S/O Mudasar Shah	Gadwalian Haripur	Ward Orderly (BPS-2)	RHC Kotnajibullah	
32	Qaisar Mehmood S/O Muhammad Sadig	Sikandarpur Haripur	Blood Bank attendant (BPS-2)	DHQ Hospital, Haripur	
33	Imran S/O Abdur Rehman	Sikandarpur Haripur	O.T Attendant (BPS-2)	DHQ Hospital, Haripur	
34	Ghulam Muhammad S/O Sher Ahmad	Sikandarpur Haripur	Lab. Attendant (BPS-2)	RHC SNK	
35	Zubair Ahmad S/O Dost Muhammad	Makhan Colony Haripur	Ward Orderly (BPS-2)	RHC SNK	
36	Akhtar Nawaz S/O Khawaj Muhammad	Makhan Colony Haripur	Ward Orderly (BPS-2)	DHQ Hospital, Haripur	
37	Babar Ali S/O Malik Sabir	Kahkka Haripur	Ward Orderly (BPS-2)	DHQ Hospital, Haripur	
38	Muhammad Zakreen S/O Muhammad Zarin	Durnian Haripur	Chowkidar (BPS-1)	Type-D Hospital, Khanpur	
39	Sajid Nazir S/O Nazir Ahmad	Pind Hashim Khan Haripur	Sanitary Petrol (BPS-1)	RHC SNK	

محمد الیومین صاحب
 ایڈووکیٹ جنرل
 ڈسٹرکٹ ہارپور

محمد الیومین

	Name with Father Name	Address	Designation with BPS	Place of posting	Remarks
40	Mazhar Abbas S/O Hafizur Rehman	Mankara Haripur	Chowkidar (BPS-1)	DHQ Hospital, Haripur	6
41	Ramzan Tanoli S/O Kala Khan	Pind Hashim Khan Haripur	Ward Orderly (BPS-2)	RHC SNK	
42	Chaudhary Zarin S/O Aurangzeb	Ding Haripur	Kharob (BPS-1)	RHC Kalinjar	
43	Abdul Waheed S/O Ghulam Muhammad Qureshi	Malkiyar Haripur	Tube Well Operator BPS-2)	DHQ - Hospital, Haripur	
44	Yasir S/O Miskeen	Khiddoo Pinjoo Haripur	Chowkidar (BPS-1)	Type-D Hospital, Ghazi	
45	Irfan Ali S/O Abdul Rehman	Kahal Haripur	Ward Orderly (BPS-2)	DHQ Hospital, Haripur	
46	Muhammad Rafique S/O Khani Zaman	Sarai Niamat Khan Haripur	Chowkidar (BPS-1)	DHQ Hospital, Haripur	
47	Faisal Ghafoor S/O Abdul Ghafoor	Malik Abad Sikandarpur Haripur	Ward Orderly (BPS-2)	DHQ Hospital, Haripur	
48	Malik Aman S/O Muhammad Sarwar	Gujjar Mohra Sikandarpur Haripur	Ward Orderly (BPS-2)	DHQ Hospital, Haripur	
49	Arshad Nawaz S/O Fazal Daad	Noor Colony Haripur	Ward Orderly (BPS-2)	DHQ Hospital, Haripur	
50	Sajid Ali S/O Abdul Hakeem	Noor Colony Haripur	Mali (BPS-1)	DHQ Hospital, Haripur	
51	Noroz Khattak S/O Khawas Khatak	Sikandarpur Haripur	X-Ray Attendant (BPS-2)	RHC Kalinjar	
52	Shah Nawaz S/O Ashraf	Makhan Colony Haripur	Lab Attendant (BPS-2)	RHC Kalinjar	
53	Muhammad Kamran Tanoli S/O Muhammad Sultan Tanoli	Mohallah Khoo Haripur	Behishti (BPS-1)	RHC Kalinjar	
54	Salceem Khan S/O Jehanzeb	Changi Bandi Haripur	Mali (BPS-1)	RHC Kalinjar	
55	Dilnawaz Khan S/O Kala Khan	Changi Bandi Haripur	Ward Orderly (BPS-2)	RHC Kalinjar	
56	Abdul Wahid S/O Chaudhary Muhammad Suleman	Mohri Haripur	Ward Orderly BPS-2	C H Rehana	
57	Kamran Rasool S/O Waris Khan	Pharhala Haripur	Behishti (BPS-1)	BHU Kakotri	
58	Muhammad Yasin S/O Qaim Din	Malkiyar Haripur	Ward Orderly (BPS-2)	RHC Kalinjar	
59	Bakhshish Elahi S/O Sakhi Sultan	Sakindarpur Haripur	Behishi (BPS-1)	BHU Kalinjar	

Muhammad Kamran
Muhammad Kamran
Muhammad Kamran

S. #	Name with Father Name	Address	Designation with BPS	Place of posting
60	Aftab Ahmad S/O Arshad Ahmad	Moh: Khoo Haripur	Ward Orderly (BPS-2)	DHQ Hospital, Haripur
61	Inayatullah Rehman S/O Fazal Rehman Khan	Gheba Haripur	Chowkidar (BPS-1)	DHQ Hospital, Haripur
62	Touqeer Ahmad S/O Zakir Hussain	Sarai Saleh Haripur	Ward Orderly (BPS-2)	DHQ Hospital, Haripur
63	Tariq Aziz S/O Rahim Dad	Teer Haripur	Khajroo (BPS-1)	CD Pharhari
64	Shahid Bhatti S/O Mohabat Din	Majid Abad Lora Chowk Haripur	Behishti (BPS-1)	BIU Salam Khand
65	Muhammad Nazir S/O Abdul Saleem	Qazian Haripur	Ward Orderly (BPS-2)	DHQ Hospital, Haripur
66	Rafaqat S/O Muhammad Ashraf	Sikandarpur Haripur	Kharob (BPS-1)	CH KTS Haripur
67	Muqrab Ali Shah S/O Lal Shah	Sikandarpur Haripur	Chowkidar (BPS-1)	DHQ Hospital, Haripur
68	Chanzeb S/O Ghulam Rabani	Pir Colony Haripur	Chowkidar (BPS-1)	DHQ Hospital, Haripur
69	Nazakat Khan S/O Muh:Nazir	Gaar Sarai Saleh Haripur	Behishti (BPS-1)	CH Rehapa
70	Saifur Rehman S/O Mehfooz	Gaar S.S Haripur	Ward Orderly (BPS-2)	Type-D Hospital, Ghazi
71	Adil Mehmood S/O Masoodur Rehman	Shah Muhammad Haripur	Ward Orderly (BPS-2)	BIU Shah Muhammad
72	Muh:Zahid Khan S/O Sharakat Khan	Moonan Haripur	X-Ray Attendant (BPS-2)	RHC Srikot
73	Asif Hussain Shah S/O Mir Hussain Shah	Moonan Haripur	Ward Orderly (BPS-2)	RHC Srikot
74	Faisal Zaman S/O Shoukat Ali	Pind Hashim Khan Haripur	Ward Orderly (BPS-2)	DHQ Hospital, Haripur
75	Muhammad Asif S/O Parvez	Pind Hashim Khan Haripur	Chowkidar (BPS-1)	DHQ Hospital, Haripur
76	Muhammad Akram S/O Muhammad Javed	SNK Haripur	X-Ray Attendant (BPS-2)	RHC SNK
77	Majid Aziz S/O Muhammad Aziz	Karach SNK Haripur	Mali (BPS-1)	RHC SNK
78	Sajid S/O Fazal Dad	Karach SNK Haripur	Chowkidar (BPS-1)	RHC SNK
79	Shahid Anwar Khan S/O Muhammad Anwar Khan	Maira Ali Khan Haripur	Chowkidar (BPS-1)	DHQ Hospital, Haripur
80	Shamim Akhtar W/O Muhammad Ashraf	Moh:Khoo Haripur	Dai (BPS-2)	BIU Beer
81	Asim Shah S/O Syed Qasim Shah	Sarai Saleh Haripur	Ward Orderly (BPS-2)	DHQ Hospital, Haripur

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	Name with Father Name	Address	Designation with BPS	Place of posting	Remarks
82	Umair S/O Muh:Shafique	Sikandarpur-Haripur	Ward Orderly BPS-2	DHQH Haripur	(5)
83	Chanzeb S/O Lal Khan	Makhan Colony Haripur	Khakrob (BPS-1)	CD KTS-3	(7)
84	Naheed Akhtar D/O Abdul Razaq	Darwesh Haripur	Dai (BPS-2)	RHC SNK	
85	Adnan Khan S/O Muzafar Khan	Haripur	Ward Orderly (BPS-2)	Type-D Hospital, Ghazi	
86	Rehmat Nawaz S/O Gohar Rehman	Baitgali Haripur	Chowkidar (BPS-2)	Type-D Hospital, Ghazi	
87	Sofian S/O Abdullah Jan	Kanecri Haripur	Mali (BPS-1)	Type-D Hospital, Ghazi	
88	Zubair S/O Iqbal	Vill:Shadi Haripur	Ward Orderly (BPS-2)	BHU Toskian	
89	Saleema D/O Muhammad Shafi	Nullah Haripur	Dai (BPS-2)	RHC Kotnajibulla	
90	Sajid Khan S/O Muhammad Hardous	Muslimabad Haripur	Khakrob (BPS-2)	RHC Halli	
91	Jawad Ahmad Rabani S/O Abdul Shakoor	Muslimabad Haripur	Ward Orderly (BPS-2)	Type-D Hospital, Khanpur	
92	Nadeem Akhtar S/O Abdul Ghafar	Village Kotla Haripur	Ward Orderly (BPS-2)	CH Kotla	
93	Muhammad Faisal Yunus S/O Muhammad Yunus	Village Kotla Haripur	Khakrob (BPS-1)	CH Kotla	
94	Muh:Nazir S/O Abdul Saleem	Qazian Haripur	Chowkidar (BPS-1)	MCH KTS	
95	Aamir Shehzad S/O Sher Bahadur	Qazian Haripur	Khakrob (BPS-1)	CD KTS-4	
96	Naheed Akhtar S/O Mir Afzal	Jattipind Haripur	Khakrob (BPS-1)	CD Ghazi Hamlet	
97	Jawad Ahmad S/O Roshan Din	Kotnajibullah Haripur	Ward Orderly (BPS-2)	CH Kotla	
98	Inayatullah S/O Rawayat Khan	Moonan Haripur	Dhobi (BPS-1)	Type-D Hospital Ghazi	
99	Imran S/O Akhtar Zaman	Nageran Haripur	Ward Orderly (BPS-2)	Type-D Hospital, Khanpur	
100	Safeer Mehmood S/O Ghulam Khurshid	Mirpur Haripur	Ward Orderly (BPS-2)	DHQ Hospital, Haripur	

Handwritten signatures and initials are present at the bottom of the page, including a large signature that appears to be "M. M. M." and other smaller marks.

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S. #	Name with Father Name	Address	Designation with BPS	Place of posting	Remarks
101	Sajid Asghar S/O Muhammad Asghar	Kalas Haripur	Khakrob (BPS-1)	DHQ Hospital, Haripur	Rtd:Emp Son's Q
102	Muhammad Saeed S/O Muhammad Daud	Najafpur Haripur	Dhobi (BPS-1)	DHQ Hospital Haripur	-do-
103	Muslim Javed S/O Muhammad Aslam	Pandi Pir Dad Haripur	Ward Orderly (BPS-2)	Type-D Hospital, Khanpur	-do-
104	Sajjad Ahmad S/O Ghulam Raza	Doyan Khushki Haripur	Ward Orderly (BPS-2)	Type-D Hospital, Khanpur	-do-
105	Muhammad Ashfaq S/O Muhammad Safwan	Pind Gujran Haripur	Dental Attendant (BPS-2)	Type-D Hospital, Khanpur	-do-
106	Abdul Shakoor S/O Muhammad Rafique	Guloo Bandi Haripur	Dental Attendant (BPS-2)	RHC Halli	-do-
107	Qazi Sheraz Mustafa S/O Ghulam Mustafa	Qazian Haripur	Dhobi (BPS-1)	Type-D Hospital, Khanpur	-do-
108	Muhammad Imran Khan S/O Fatch Khan	Pind Muncem Haripur	Khakrob (BPS-1)	Type-D Hospital, Khanpur	-do-
109	Tahir Ayaz S/O Muhammad Ayaz	KTS Haripur	Ward Orderly (BPS-2)	RHC Halli	Decca Empl Son's
110	Abdul Haseeb S/O Muhammad Irshad	Makhan Haripur	Khakrob BPS-1)	RHC Kalinjar	-do-
111	Tazeem Bibi W/O Khurshid Ahmad	Meelan Haripur	Dai (BPS-2)	DHQ Hospital Haripur	
112	Tazeem Akhtar W/O Mumtaz Ahmad	Sikandarpur Haripur	Dai (BPS-2)	RHC Kalinjar	
113	Zarina D/O Hussan Din	Sikandarpur Haripur	Dai (BPS-2)	RHC Halli	
114	Jehangir Khan S/o Daud Khan	Shah Maqsood Haripur	Driver (BPS-4)	RHC Kalinjar	
115	Rafaqat Nawaz S/O Habibur Rehman	Koka Haripur	Driver (BPS-4)	Type-D Hospital,-- Ghazi	
116	Khalid Mahmood S/O Muhammad Sabir	KTS Haripur	Driver (BPS-4)	DHQ Hospital, Haripur	
117	Muhammad Zubair S/O Aksar	Gebrian Haripur	Driver (BPS-4)	RHC Halli	

Handwritten signatures and stamps at the bottom of the page, including a circular stamp with the number 95.

	Name with Father Name	Address	Designation with BPS	Place of posting	Remarks
118	Tariq Mehmood S/O Muhammad Akram	Railway Station Haripur	Driver (BPS-4)	EDO (H) Office Haripur	(8)
119	Tahir Mehmood S/O Khawaj Muhammad	Mang Haripur	Ward Orderly (BPS-2)	BIU Khoi Nara	
120	Waqas S/O Muhammad Aslam	Kali Tarar Sharki Haripur	Ward Orderly (BPS-2)	DHQ Hospital, Haripur	
121	Farkhanda D/O Shabir Khan	Moh:Soka Pandak Haripur	Dai (BPS-2)	DHQ Hospital, Haripur	
122	Muhammad Riasat S/O Ghulam Haider	Moh:Amin Abad Noor Colony Haripur	Ward Orderly (BPS-2)	RHC Nara Amazai ---	
123	Nasim Muhammad S/O Muhammad Qadeer	Moh:Raja Abad Central Jail Haripur	Ward Orderly (BPS-2)	DHQ Hospital, Haripur	
124	Nosheen Bibi D/O Khani Zaman	S.No.1 KTS Haripur	Dai (BPS-2)	BHU Kakotri	
125	Kousar Bibi W/O Wazir Muhammad	S.No.1 KTS Haripur	Dai (BPS-2)	BIU Kalinjar	
126	Abdul Rasheed S/O Juma Khan	Kaloo Pind Haripur	Chowkidar (BPS-1)	EDO (H) Office	

Their appointment in the Health Department Govt. of NWFP will be subject to the following terms and conditions:-

1. Their services can be dispensed with during the probation period, if their work and conduct is found unsatisfactory.
2. Their appointment will be subject to medical fitness and verification of character etc.
3. They will be governed by such Rules and orders as may be issued by the Government from time to time.
4. They are liable to be posted / served anywhere in District.
5. They will complete normal tenure at their places of 1st posting as per government rules. In case of political pressure for premature transfer their services will be terminated without any notice.
6. Their services can be terminated at any time without assigning any reasons thereof.
7. If they wish to resign from service, they shall resign in writing by giving prior notice of one month OR deposit one month pay in lieu of one month's advance notice, in the government treasury. However they will continue to serve the Govt. till their resignation is accepted by the Competent Authority.
8. Drivers will have Original Driving Licence to be verified by the appointing authority before going to Medical Superintendent DHQ Hospital, Haripur for medical checkup.

ساجد الرحمن خان
ایڈووکیٹ پبلی کورٹ
ڈسٹرکٹ ہارپور

ساجد الرحمن خان

ایڈووکیٹ پبلی کورٹ
ڈسٹرکٹ ہارپور

9. Dais will have original Dai Diploma issued by competent authority to be verified by the appointing authority before going to Medical Superintendent DHQ Hospital, Haripur for medical checkup.

If the above terms and conditions are acceptable to them, they should submit arrival report in the Institutions mentioned against their names for duty within (14) days of the issuance of this order after medical examination from Medical Superintendent DHQ Hospital, Haripur. If they fail to report within specified period their appointment order will be cancelled automatically presuming that they are not accepting the offer of appointment on above terms and conditions.

No.3490-3622/Estt:

Dated Haripur, the 25/05/2009.

Copy forwarded to the:-

1. Director General Health Services NWFP Peshawar
2. District Coordination Officer, Haripur
3. Medical Superintendent DHQ Hospital, Haripur
4. District Accounts Officer, Haripur
5. DSM PPHI Haripur
6. Incharges of above named Health Facilities
7. Accounts Section undersigned office
8. Appointees concerned

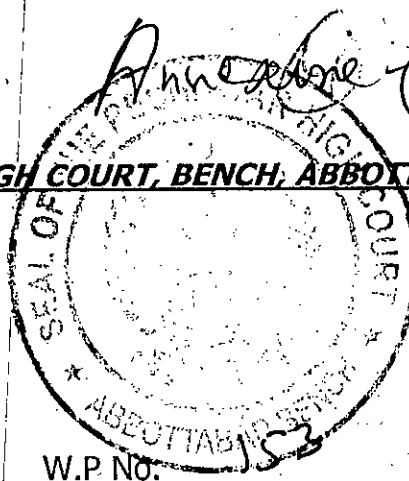
my hand
Executive District Officer,
(Health) Haripur

Sajjad/***

A. H. Khan
M. J. C.

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BEFORE THE PESHAWAR HIGH COURT, BENCH, ABBOTTABAD



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Asif Elahi S/O Fazal Khan R/O Village Dingi, Tehsil & District Haripur

..... **Petitioner**

VERSUS

1. Govt. of NWFP through Secretary Health NWFP Peshawar
2. Executive District Officer Health Haripur
- ✓ 3. Incharge RHC Halli District Haripur
3. Director General Health NWFP Peshawar

..... **Respondents**

WRIT PETITION UNDER ARTICLE 199 OF CONSTITUTION OF ISLAMIC REPUBLIC OF PAKISTAN 1973

Respectfully Sheweth

The petitioner submits as under:-

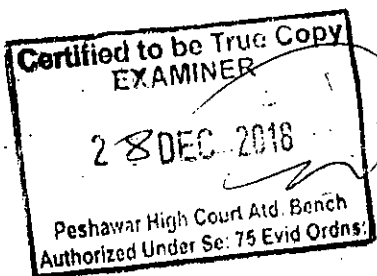
1. That the Respondent No.2 invited application for different posts in District Health Department Haripur, the publication of the daily Shamal dated 21.10.2008. Copy of publication is annexed as **Annexure "A"**.
2. That the petitioner considering himself fit for the post of Bahishti applied for the same. Original copy of application is lying with the office of Respondent No.2 and testimonials are attached as **Annexure "B"**.
3. That after due process Respondent No.2 offered job to petitioner for the post of Bahisti vide order dated 25.05.2009 wherein the name of petitioner is mentioned at S.No. 24 at RHC Halli and directed the petitioner to make arrival within 14 days. Copy of order is annexed as **Annexure "C"**.

No 897
16/3/10

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Additional Registrar
Peshawar High Court
Abbottabad Bench

16/3/10



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4. That the petitioner got him medically examined by Medical Superintendent DHQ Haripur on 26.05.2009. Copy of Medical Certificate is lying with Respondent No. 2.
5. That on 27.05.2009 the petitioner in compliance of the order dated 25.05.2009 proceeded to RHC Halli to submit arrival report but I/C RHC Halli refused to acknowledge the same, saying the petitioner would have to attend the EDO Health Office, Haripur.
6. That the petitioner time and again repeatedly visited the office of EDO and BHC Halli but none of them took him on duty.
7. That the petitioner visited many time to the office of Respondent No.2 requesting to take the petitioner on duty, or to adjust any where else in Haripur District if the post at RHNC Halli was not vacant but he gave no ear to the repeated request of petitioner and lasty replied in negative tone.
8. That feeling aggrieved of the refusal of Respondent No.2 many time requesting to take petitioner on duty, the instant writ petition is being filed in this Honourable Court on the following grounds:

GROUND:

- a. That the very conduct of respondent No. 2&3 for not taking him on duty after the issuance of appointment order dated 25.05.2009 is politically motivated based on malafide and favoritism.
- b. That the respondent No.2 & 3 by clear violation of rules and regulations have deprived the petitioner of his right which is against the settled principles of justice.

9. That court fee Rs. 100/- is affixed herewith.

RECORDED TODAY
2
District Registrar
Peshawar High Court
16/8/10

certified to be True Copy
EXAMINER
23 DEC 2018
Peshawar High Court Atd. Bench
Authorized Under Sec: 75 Evid Ordns

PRAYER

It is therefore humbly prayed that this Honorable Court may be pleased to:-

1. Issue directions to Respondent No.2&3 to take/allow the petitioner to join his duties.
2. Issue directions to Respondent No.2 to withdraw the order if any other has been appointed against the post of petitioner.
3. Issue direction to Respondent No.2 not to issue any order contrary to order dated 25.05.2009 in respect of petitioner.
4. Any other relief not specifically asked in the best interest of justice.

Dated: 15/3/10

Petitioner
Asif Elahi *[Signature]*

Ym
Shams-ul-Islam Anjum
Advocate High Court
At Haripur

Through Counsel

FILED TODAY

[Signature]
Additional Registrar
Peshawar High Court
Abbottabad Bench

16/3/10

VERIFICATION

Verified that the contents of this writ petition are true and correct to the best of my knowledge as per record made available to me and that nothing has been concealed therein.

Dated: 15/3/10

Petitioner
Asif Elahi *[Signature]*

Ym
Shams-ul-Islam Anjum
Advocate High Court
At Haripur

Through Counsel

Certified to be True Copy
EXAMINER
28 DEC 2018
Peshawar High Court Ald. Bench
Authorized Under Sec: 75 Evid Ordns.

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Asif Elahi

V/S

Govt. of NWFP etc.

WRIT PETITION

AFFIDAVIT

I, Asif Elahi S/O Fazal Khan R/O Village Dingi, Tehsil & District Haripur do hereby solemnly affirm and declare on oath that the contents of the foregoing Writ Petition are true and correct to the best of my knowledge and belief and that nothing has been concealed from this Honourable Court.

Dated: 16/3/10

Deponent
Asif Elahi

13302-8085131-9

[Signature]

FILED TODAY

[Signature]
Additional Registrar
Peshawar High Court
Abbottabad Bench

Identified by
Shams-ul-Islam-Anjum
Advocate High Court
At Haripur

743/166

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[Handwritten notes]
Asif Elahi
Haripur
Shams-ul-Islam Anjum
Advocate High Court

Certified to be True Copy
EXAMINER
2.8 DEC 2013
Peshawar High Court Atd. Bench
Authorized Under Sec: 75 Evid Ordns.

7613

FORM 'A'
FORM OF ORDER SHEET

Date 1	Order of the Court with signature of Honorable Judge/Judges 2
30.3.2010	<p><u>WP No. 153/10</u></p> <p>Present: Shamsul Islam Anjum Advocate for petitioner.</p> <p style="text-align: center;">***</p> <p>Contends that in spite of the appointment of petitioner as Beheshti in RHC Halli, District Haripur, the respondents have not assigned any duty to him. Respondent No 2 & 3 shall appear in person along with record on the next date of hearing. DAG present in court is directed to ensure the attendance of the said respondents on the date fixed.</p>

Certified to be True Copy
EXAMINER
28 DEC 2018
Peshawar High Court Atd. Bench
Authorized Under Sec. 75 Evid Ord. s.

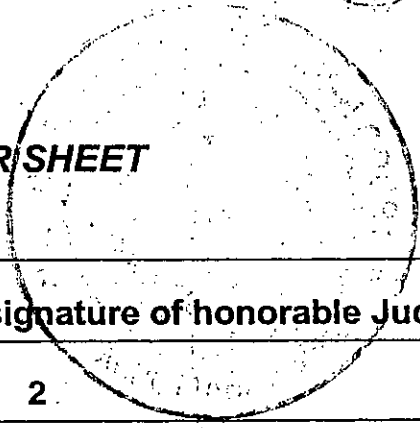
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FORM 'A'
FORM OF ORDER SHEET

14

Date	Order of the court with signature of honorable Judge
1	2
13.5.2010	<p><u>WP No. 153/2010.</u></p> <p>Present: Mr. Shamsul Islam Anjum Advocate for petitioner.</p> <p> Mr. Sajid ur Rehman Advocate for respondents.</p> <p style="text-align: center;">****</p> <p style="text-align: center;"><u>MIAN FASIH UL MULK .J.</u></p> <p>The latter states and undertakes that department will re-dress the grievance of petitioner within a fortnight. Learned counsel for petitioner in view of the statement of learned counsel for respondents would not press this petition. This writ petition is therefore dismissed as withdrawn with permission to file a fresh one if need be.</p>

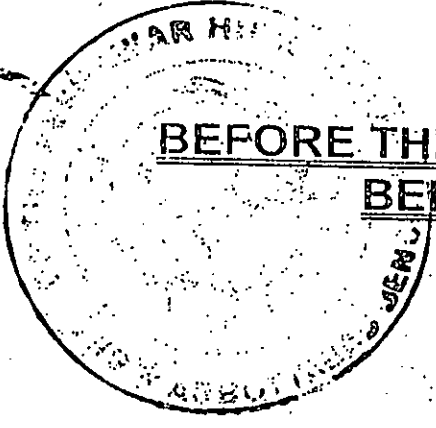


Certified to be True Copy
EXAMINER
23 DEC 2010
Peshawar High Court Bench
Authorized Under Sec. 75 Evid Ordns

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157

Am (C)



BEFORE THE PESHAWAR HIGH COURT,
BENCH ABBOTTABAD

W.P.No. 911-A /2012

Asif Elahi son of Fazal Khan, Resident of Village Dingi,
Tehsil & District, Haripur. ...Petitioner

VERSUS

- 1- Government of Khyber Pakhtunkhwa through Secretary Health, K.P.K Peshawar.
- 2- Executive District Officer, Health Haripur.
- 3- Incharge R.H.C Hali, District Haripur.
- 4- Director General Health K.P.K, Peshawar.
- 5- Medical Superintendent DHQ Hospital Haripur.

....Respondents

=====

**WRIT PETITION UNDER ARTICLE 199 OF THE
CONSTITUTION OF ISLAMIC REPUBLIC OF
PAKISTAN 1973.**

=====

**PRAYER: ON ACCEPTANCE OF INSTANT WRIT
PETITION THIS HONOURABLE COURT MAY BE
PLEASED TO:-**

Certified to be True Copy
Examiner
Peshawar High Court
Abbottabad Bench
Authorized Under Sec 75 Acts, Ordins

21/03/14

3899
11.12.12

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- (1). ISSUE DIRECTIONS TO RESPONDENTS TO CHANGE THE CADER OF PETITIONER FROM THE POST OF KHAKROOB (SWEEPER) TO THE POST OF WARD ORDERLY (BAHISTI).
- (2). ISSUE DIRECTIONS TO RESPONDENTS TO CANCEL THE SECOND APPOINTMENT ORDER OF PETITIONER REGARDING KHAKROOB POST AND ADJUST HIM AS PER FIRST APPOINTMENT ORDER OVER THE POST OF BAHISTI.
- (3). ANY OTHER RELIEF NOT SPECIALLY ASKED IN THE BEST INTEREST OF JUSTICE.

certified to be True Copy
 Exampun
 Peshawar High Court
 Abbottabad Bench
 dated 21/03/14

Respectfully Sheweth:-

The petitioner submits as under:-

- 1- That the petitioner has previously filed Writ Petition No.153/10 against the above-mentioned Respondents No. 1 to 4, the details are fully mentioned in Writ Petition No. 153/10. Attested copies of Writ Petition No.153/10, Photocopy copies of Publication of the Daily Newspaper "Shamal" dated

ED TODAY

Registrar
 High Court
 Abbottabad Bench

21.10.2008, Testimonials of Petitioner & Copy of First Appointment Order are attached as Annexure-"A", "B", "C", C-1 to C-3 & "D" respectively.

2- That respondent alongwith his counsel appeared before this Honourable Court and have under took that the department will redress the grievance of petitioner within a fortnight, so in response the petitioner counsel had not pressed its writ petition which was dismissed as withdrawn by the Honourable Court with the permission to file a fresh one if need be vide order dated 13.05.2010. Attested copy of Order Sheet is attached as Annexure-"E".

3- That the respondent appointed the petitioner on the post of Khakroob (Sweeper) with the commitment that his cadre will be changed within a few days, the second appointment order is attached as Annexure-"F".

4- That the petitioner requested the respondents time & again for change of his

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21/03/14

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cadre from the post of Sweeper to the post of Ward Orderly /Behishti) but in vain.

5- That the respondents when not Honour to their Commitment, the petitioner has also filed a COC No.15A/12 dated 01.03.2012 against the respondents, which was dismissed in limine. Attested copies of COC No.15A/12 and Judgment Sheet of Honourable Court are attached as Annexure-"G" & "H" respectively.

6- That so far respondents have not paid any heed to the request of petitioner so feeling aggrieved once again the instant writ petition is being filed in this Honourable Court on the following grounds:-

GROUNDS:

a- That the respondents inspite of promise made before this Honourable Court have not fulfill it so far.

b- That the second appointment of petitioner over the post of Khakroob

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 Examined
 Peshawar High Court
 Abbottabad Bench
 Authorized Under Sec 275 A.C.S. Ordins

24/03/14

[Signature]

[Signature]

(Sweeper) is a highly condemnable attitude of the respondents which is not only amounts to punish the petitioner but also a clear cut violation of rules (regulations) and basic fundamental rights of the petitioner.

c- That the Court Fee Stamp Paper Worth Rs.500/- is attached herewith.

It is, therefore, humbly prayed that on acceptance of instant writ petition, this Honourable Court may be please to:-

- (1). Issue directions to respondents to change the cader of petitioner from the post of Khakroob (Sweeper) to the post of ward orderly OR (Behishti).
- (2). Issue directions to respondents to cancel the second appointment order of petitioner regarding Khakroob post and adjust him as per first appointment order over the post of Bahishti.

Certified to be True Copy
Signature
Peshawar High Court
Abbottabad Bench
(Authorized Under Section 5 of the Act)

21/03/14

[Handwritten signatures]

2012

(3). Any other relief not specially asked in the best interest of justice.

[Signature]

....Petitioner

Dated: 07-11-2012

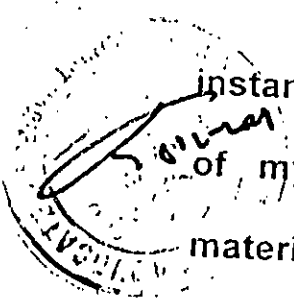
Through:

[Signature]

Imtiaz Khan Jadoon
Advocate High Court,
Abbottabad

VERIFICATION:

Verified that the contents of the instant Writ Petition are true and correct to the best of my knowledge and belief and that nothing material has been suppressed from this Honourable Court.



Certified to be True Copy
Examiner
Peshawar High Court
Abbottabad Bench
Authorized Under Section 75 Acts Ordins

Dated: 07-11-2012

[Signature]

....Petitioner

21/03/14

ED TODAY

[Signature]
Registrar
Peshawar High Court
Abbottabad Bench
11/12/12

21 13

BEFORE THE PESHAWAR HIGH COURT,
BENCH ABBOTTABAD

Asif Elahi.

...Petitioner

VERSUS

Govt: of K.P.K & Others.

....Respondents

WRIT PETITION

ADDRESSES OF THE PARTIES

The addresses of the parties given below are sufficient for the purpose of effecting service on the parties by this Honourable Court.

Asif Elahi son of Fazal Khan, Resident of Village Dingi, Tehsil & District, Haripur.

...Petitioner

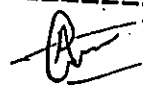
VERSUS

- 1- Government of Khyber Pakhtunkhwa through Secretary Health, K.P.K Peshawar.
- 2- Executive District Officer, Health Haripur.
- 3- Incharge R.H.C Hali, District Haripur.
- 4- Director General Health K.P.K, Peshawar.
- 5- Medical Superintendent DHQ Hospital Haripur.

....Respondents

Certified to be true Copy
Examined
Peshawar High Court
Abbottabad Bench
Authorized Under Sec 75 Ais Ordins

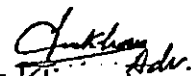
21/03/14

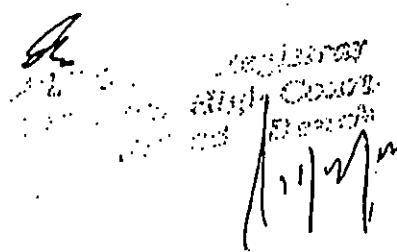


....Petitioner

Dated: 07-11-2012

Through:


Imtiaz Khan Jadoon
Advocate High Court,
Abbottabad.



22

BEFORE THE PESHAWAR HIGH COURT,
BENCH ABBOTTABAD

Asif Elahi.

...Petitioner

VERSUS

Govt. of K.P.K & Others.

....Respondents

WRIT PETITION

AFFIDAVIT

[Handwritten signature]
Notary Public
Peshawar High Court
District Abbottabad

21/03/14

I, Asif Elahi son of Fazal Khan, Resident of Village Dingi,
Tehsil & District, Haripur, do hereby solemnly affirm on
oath that the contents of foregoing writ petition are true
and correct to the best of my knowledge and belief and
nothing material has been suppressed from this
Honorable Court.



ED TO Dated: 07.11.2012

[Handwritten signature]
13302-8085131-9 DEPONENT

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4031/98

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[Handwritten signature]
Asif Elahi
Village Dingi Distt Haripur

[Handwritten signature]
7/12

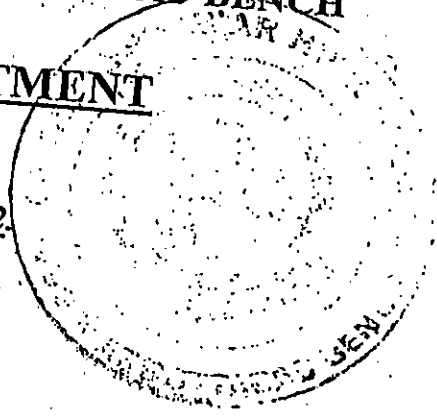
Judgment Sheet

PESHAWAR HIGH COURT, ABBOTTABAD BENCH

JUDICIAL DEPARTMENT

WP. No. 911-A/2012.

JUDGMENT



Date of hearing.....13.3.2014.....

Petitioner. (Asif Elahi) By: Mr. Imtiaz Khan Jadoon, advocate.

Respondents.

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Examiner
Peshawar High Court
Abbottabad Bench
Authorized Under Section 75 Acts Ordins

21/03/14

WAQAR AHMED SETH .J.

Asif Elahi petitioner

seeks constitutional jurisdiction of this Court praying that:-

- “1) Issue direction to respondents to change the cader of petitioner from the post of Khakroob (sweeper) to the post of Ward Orderly / Bahashti).
- 2) Issue directions to respondents to cancel the second appointment order of petitioner regarding khakroob post and adjust him as per first appointment order over t he post of Bahashti.

(24)

3) *Any other relief not specially asked
in the best interest of justice.*

2. In essence, the grievance of the petitioners is that the petitioner had previously filed a writ petition No. 153/2010 against the respondents and on appearance in court the respondents undertook to redress the grievance of the petitioner, hence the writ petition was withdrawn by the petitioner; the petitioner was appointed against the post of khakroob and committed that his cadre will be changed after few days. The petitioner repeatedly requested the respondents to change his cadre but in vain hence the instant writ petition.

3. The respondents were asked to submit their comments which they filed. Arguments of the learned counsel for the petitioner heard and record perused.

// 4. Admittedly, the petitioner was appointed in Health Department as Khakroob and was assured that his cadre will be changed in near future. The respondents stated in their comments that the case regarding change of the cadre of the petitioner will be considered as and when vacancy of BPS-1 or in any other cadre becomes available. In view of the comments submitted by

To be True Copy
Examiner
Peshawar High Court
Abbottabad Bench
Authorized Under Sec 75, Act 1973

21/03/14

25

the respondents, the petitioner is satisfied that if direction is issued to the respondents that the petitioner be adjusted as Bahashti instead of Khakroob as and when post of Bahashti becomes available.

5. Accordingly, this writ petition is disposed of in the above terms.

Announced.
Dated: 13.3.2014.
Parvez***

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Peshawar High Court
Abbottabad Bench
Authorized Under Sec 75 Acts Ordns

Sec/Judges

21/03/14

(26)

OFFICE OF THE EXECUTIVE DISTRICT OFFICER (HEALTH) HARIPUR.

ORDER.

The Competent Authority has been pleased to appoint the following Class-IV Staff against the vacant post in the Health Department mentioned against their name with immediate effect in best interest of public service.

S. #	Name with Father Name	Address	Designation with BPS	Place of posting
1	Asif Elahi S/O Fazal Khan	R/O Village Dingi Haripur	Surgeon (BPS-1) KHAKROB.	DHQ Hospital, Haripur

Terms & Conditions:-

Their appointment in the Health Department Govt. of NWFP will be subject to the following terms and conditions:-

1. His services can be dispensed with during the probation period, if his work and conduct is found unsatisfactory.
2. His appointment will be subject to medical fitness and verification of character etc.
3. He will be governed by such Rules and orders as may be issued by the Government from time to time.
4. He is liable to be posted / served anywhere in District.
5. He will complete normal tenure at their place of 1st posting as per government rules. In case of political pressure for premature transfer his services will be terminated without any notice.
6. He services can be terminated at any time without assigning any reasons thereof.
7. If he wish to resign from service, he shall resign in writing by giving prior notice of one month OR deposit one month pay in lieu of one month's advance notice, in the government treasury. However he will continue to serve the Govt. till his resignation is accepted by the Competent Authority.

If the above terms and conditions are acceptable to him, he should submit arrival report to the Medical Superintendent DHQ Hospital, Haripur within (14) days of the issuance of this order. If he fail to report within specified period his appointment order will be cancelled automatically presuming that he is not accepting the offer of appointment on above terms and conditions.

M. D. Khan
Executive District Officer,
(Health) Haripur

No. *1111* /Estt: *1111*

Dated Haripur, the *16*/04/2010.

Copy forwarded to the:-

1. Senior District Accounts Officer, Haripur
2. Medical Superintendent DHQ Hospital, Haripur
3. Appointee concerned

M. D. Khan
Executive District Officer,
(Health) Haripur



OFFICE OF THE MEDICAL SUPERINTENDENT
DHQ TEACHING HOSPITAL HARIPUR

Ph # 0995-611850, Fax # 0995-610069

Email: hrp7008@gmail.com

No. 561-64 /Appointments/DHQ(H)

Dated: Haripur the 23/01 /2017.

ORDER:

Amekmal D

Consequent upon the Directives of Peshawar High Court announced on 27.09.2013 and Abbottabad Bench order announced 13.03.2014, **Mr: Asif Ellahi S/O Fazal Khan R/O Village Dingi Haripur** working as Sweeper BPS-03 in DHQ Teaching Hospital Haripur is hereby re-designated as Chowkidar BPS-03 against the vacant post of **Chowkidar BPS-03**, in DHQ Teaching Hospital Haripur with immediate effect under terms and condition laid down in the 1st appointment order.

Sd/-

Medical Superintendent
DHQ Teaching Hospital
Haripur

Copy forwarded to the:

1. Director General Health Services KPK Peshawar for information please
2. Senior District Account Officer Haripur for information please.
3. Account Section DHQ Hospital Haripur for information.
4. Official concerned for information and compliance.

[Signature]
Medical Superintendent
DHQ Teaching Hospital
Haripur



GOVERNMENT OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT.

Dated Peshawar the 08th December, 2017

NOTIFICATION.

No.SOH-(Lit-I) 1-1/2017 (Gen: Misc): In pursuance of this Department order of even No. dated 16-02-2017, it is clarified that every citizen shall have the right to enter upon any lawful profession or occupation as envisaged under Article-18 of the constitution of Islamic Republic of Pakistan. Therefore, the decision taken in the meeting on 12-07-2006 reflected below sub-para-ix and above sub-para-x of para-5 is hereby repealed. The reasons behind are that the decision ibid affected the hygienic condition of the Health facilities in the Province. In some areas of the Province non-Muslim Sweepers are not available. Furthermore, the posts sanctioned in the budget book are "Sweepers". There is no separate category of Muslim Sweepers and non-Muslim Sweepers.

2. Any vested right accrued in favour of any person in pursuance of decisions already announced by the Hon'ble court and attained finality and this Department order dated 16-02-2017 shall be implemented.

3. Now therefore, it has been decided that whenever the appointment of sweepers are made, preference shall be given to non-Muslims. Wherever, applications/requests are not received as such, the persons belonging to Muslim community shall be appointed as sweepers provided that a certificate of non-availability of non-Muslim candidates will be issued by the concerned Appointing Authority /Selection Committee, or as the case may be. In this regard the person seeking appointment as such, shall submit an affidavit/undertaking on judicial stamp paper duly attested by Oath Commissioner, with no claim of change of cadre.

SECRETARY TO GOVT OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT

Ends! No. & Date even.

Copy of the above is forwarded to the:-

1. Director General Health Services, Khyber Pakhtunkhwa, Peshawar.
2. Director Health Services, FATA.
3. Director General Provincial Health Services Academy, Peshawar.
4. All Section Officer in Health Department.
5. All Medical Directors/Hospital Directors of MTIs in Khyber Pakhtunkhwa
6. All District Health Officers in Khyber Pakhtunkhwa.
7. All Medical Superintendent of Hospitals in Khyber Pakhtunkhwa.
8. PS to Senior Minister Health, Khyber Pakhtunkhwa.
9. PS to Secretary Health, Khyber Pakhtunkhwa.
10. Provincial President Paramedical Class-IV Employees Association, LRH Peshawar.
11. Section Officer (E-IV) Health Department for maintaining the record.

(BAKHTIAR ALI)
SECTION OFFICER (LIT.I)

وکالت نامہ

از دفتر ساجد الرحمن خان ایڈووکیٹ ہائی کورٹ
آفس نمبر 9، شیر پاؤ پلازہ ڈسٹرکٹ کورٹس ہری پور

کٹناور (حشر خٹو خاں سردار سید محمد سجاد)

بعدالت جناب

سید محمد خٹو خاں
آصف الہی

منجانب

گورنمنٹ سروس
کٹناور

بسام

حاضر ہر پیشی پر خود یا بذریعہ مختار خاص روبرو عدالت

بمقام

Appeal

نوعیت مقدمہ

مندرجہ بالا عنوان میں اپنی طرف سے بیرونی مقدمہ کیلئے ساجد الرحمن خان ایڈووکیٹ ہائی کورٹ کو بدیں شرط وکیل مقرر کیا جو کہ میں ہر پیشی پر خود یا بذریعہ مختار خاص روبرو عدالت حاضر ہوتا رہوں گا اور بوقت پکارے جانے وکیل صاحب کو اطلاع دیکر حاضری کروں گا۔ اگر کسی پیشی پر منظر حاضر نہ ہوا اور غیر حاضری کی وجہ سے کسی طور پر مقدمہ میرے خلاف ہو گیا تو موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدر مقام پچھری کے علاوہ کسی اور جگہ یا پچھری کے مقرر اوقات سے پہلے یا بروز تعطیل بیرونی کرنے کے مجاز نہ ہوں گے۔ اگر مقدمہ مقام پچھری کے کسی اور جگہ ساعت ہونے پر یا بروز پچھری کے اوقات کے آگے یا پیچھے ہونے پر منظر کو کوئی نقصان پہنچے تو ذمہ دار یا اس کے واسطے کسی معاوضہ ادا کرنے، مختار نامہ واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے۔ مجھے کل ساختہ و پرداختہ صاحب مثل کردہ ذات خود منظور قبول ہوگا۔ اور صاحب موصوف کو عرضی دعویٰ، جواب دعویٰ اور درخواست اجراءے ڈگری و نظر ثانی و اپیل نگرانی دائر کرنے نیز ہر قسم کی درخواست پر دستخط تصدیق کرنے کا بھی اختیار ہوگا اور کسی حکم یا ڈگری کے اجراء کرنے اور ہر قسم کاروبار وصول کرنے اور رسید دینے اور داخل کرنے کا، ہر قسم کا بیان دینے اور سپرد وراثی و راضی نامہ و فیصلہ برخلاف کرنے، اقبال دعویٰ کا اختیار ہوگا اور بصورت اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یکطرفہ درخواست حکم اتناعی یا ڈگری قبل از فیصلہ اجراءے ڈگری بھی صاحب موصوف کو بشرط ادا نگلی علیحدہ بیرونی مختار نامہ کرنے کا مجاز ہوگا اور بصورت ضرورت اپیل یا اپیل کے واسطے کسی دوسرے وکیل یا ایئر سٹر کو بجائے اپنے یا ہمراہ مقرر کریں اور ایسے مشیر قانونی کو بھی اس امر میں وہی اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں، پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ کی بیرونی نہ کریں اور ایسی حالت میں میرا مطالبہ صاحب کے برخلاف نہیں ہوگا۔ لہذا مختار نامہ لکھ دیا ہے تاکہ سند رہے مضمون مختار نامہ سن لیا ہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔

المرقوم 27/12/2018

Accepted & Attested

ساجد الرحمن خان ایڈووکیٹ ہائی کورٹ

ساجد الرحمن خان

ایڈووکیٹ ہائی کورٹ
ڈسٹرکٹ ہار ہری پور

آصف الہی

آصف الہی

سید محمد خٹو خاں

BEFORE THE KHYBER PAKHTUNKWA SERVICE TRIBUNAL

PESHAWAR

Service appeal No 1472 of 2018.

Hafiz Muhammad Shafique S/O Muhammad Younas Resident of Panian
Tehsil & District Haripur

.....Appellant.

VS

Government of Khyber Pakhtunkhwa and others.

.....Respondents

Service Appeal.

Joint Para Wise Comments/Reply on the behalf of Respondent no.
1,2,3,4:

INDEX

S. no.	Description of Documents	Annexure	Pages
1.	Written comments		1—7
2.	Affidavit		1
3.	Order Copy temporary appointment under HMB	1	1
4.	Copy of affidavit of petitioner.	2	1
5.	Copy of joining letter of petitioner.	3	1
6.	Letter for departmental appeal disposal	4	1
6.	Copy of employment exchange letter	5	1
7.	Copy of notification of Govt. of Kpk Health Department Peshawar.	6 & 7	2

Dated 06/02/2019

Respondents

**BEFORE THE HONOURABLE SERVICE TRIBUNAL OF KHYBER
PAKHTUNKHWA PESHAWAR**

Service appeal No 1472 of 2018.

Hafiz Muhammad Shafique S/O Muhammad Younas Resident of Panian
Tehsil & District Haripur

.....Appellant.

VS

Government of Khyber Pakhtunkhwa and others.

.....Respondents-

Service Appeal.

Joint Para Wise Comments/Reply on the behalf of Respondent no. 1,2,3,4:

Most Respectfully Sheweth:-

Preliminary objections:

1. That the appellant has got no cause of action/locus standi file the instant appeal.
2. That the appellant has not come to this honorable Service Tribunal with clean hands.
3. That the appellant has concealed the facts from this honorable Service Tribunal. Hence not entitled for any relief and appeal is liable to be dismissed.
4. That the appellant has filed appeal on malafidi.
5. That the appeal is against the prevailing law and rules.
6. That the appellant is stopped by his own conduct to file instant appeal.

7. That the instant appeal is not maintainable in its present form and also in the present circumstances of the issue.
8. That the appeal is time barred by the law hence liable to be dismissed on this score alone-
9. That the appeal is liable to be dismissed due to mis-joinder and non-joinder of necessary parties.
10. That the competent authority has done all proceedings according to the law & Rules therefore appeal is liable to be dismissed.

Facts:

1. It is incorrect. That the appellant was not appointed as word orderly in DHQ hospital Haripur by provincial Govt. he was purely working on temporary/fixed/contract/daily wages base under the HMB fund and he concealed the terms and condition of temporary appointment under the HMB fund, which are as:

- a) That, this appointment is purely temporary basis/daily wages.
- b) In case of poor and unsatisfactory performance/non availability of funds, service can be terminated any time without prior notice.
- c) They will not claim in future for regularization of their services at any forum/court of law, being daily wages employees.

(Office Order copy attached as Annexure no. 01)

2. It is correct that during the service, the administration can assign/change duties of Class II or III and Class IV Servants according to the requirement of hospital.

3. Correct.

4. Correct.

5. Correct.

6. Incorrect. The appellant appeared before the selection committee and did not qualify.

7. The appellant appeared before selection committee for the post of sweepers and was selected for the sweeper post. Which he accepted and submitted affidavit /under taking Vide No. 10164 dated 16.12.2017 on judicial stamp of cost 30 rupees duly attested by the notary public. In the affidavit he accepted the post of Muslim sweeper in District Head Quarter Hospital with all terms and conditions regarding the post. In the affidavit the appellant accepted that, I shall perform my duty as Muslim sweeper and during the service, I shall neither claim nor submit sue to any court to change my cadre. He submitted affidavit that, if I did not follow the terms and conditions of my appointment as Muslim sweeper, the department can terminate me from my service without any prior notice. He after selection submitted joining for the post of sweeper

(copy of affidavit joining attached as annexure 02 and 03.)

8. It is correct, that the appellant filed appeal before the competent authority which was properly entertained and after perusing the appeal, the appeal was rejected. **(copy attached 04.)**

9. Incorrect, that the respondents have been treated in accordance with the rules regulation.

No non-Muslim had registered himself in the office of the Employment Exchange Haripur for the post of sweeper informed by the Government of Khyber Pakhtunkhwa Employment Exchange Haripur vides Letter No. EE/HPR/VACANCIES/54 dated 29.05.2017. Therefore, recruitment of Muslims sweepers was made for the posts of sweepers.

(Copy attached as annexure 05).

Government of Khyber Pakhtunkhwa Health Department Vide No. SOH-(Lit-1) 1.1.2017 (Gen: Misc.) has issued directions that it is clarified that every citizen have the right to enter upon any lawful profession or occupation as envisaged under article -18 of the constitution of Islamic Republic of Pakistan. There is no separate category of Muslim sweepers and non-Muslims sweepers. It has been decided that whenever the appointment of sweepers are made, preference shall be given to non-Muslims. Where ever applications / requests are not received as such, the persons belonging to Muslim community shall be appointed as sweepers provided that a certificate of non-availability of non-Muslim candidates will be issued by concerned appointing authority / selection committee or as the case may be.

In this regard the person seeking appointment as such shall submit an affidavit /under taking on judicial stamp paper duly attested by oath commissioner, with no claim of change of cadre.

(Copy of notification attached as annexure no. 06)

those who were appointed as Muslim sweepers before 12.07.2006 are entitled for the adjustment against the mentioned post without disturbing the Quotas Reserved under the rule for the appointment of Class IV Government servants and children of Incapacitated/diseased civil servants however, those who were appointed as Muslim sweeper after 12.07.2006 in violation of above decision/judgment are not covered under the policy.

(Copy attached as annexure no. 07)

Grounds:

- a. Incorrect that the impugned order of Muslim sweeper is legal, lawful, within jurisdiction and without any discrimination as envisaged under article -18 of the constitution of Islamic Republic of Pakistan.
- b. Incorrect that the appellant was treated in accordance with the law and rules and to the policy of Govt. of Kpk Health department notification vide no. SOH-(Lit-1) 1-1.2017 (Gen: Misc.)
- c. Incorrect that the appellant appeared for the post of ward orderly before the selection committee and did not qualify. The appointment order of ward orderlies was issued on 20/7/2017. (copy attached 07)
- d. Incorrect after notification of Employment Exchange office that no non-Muslim registered with this office till date, the Govt. of Kpk Health department issued notification vide no. SOH-(Lit-1) 1-1.2017 (Gen: Misc.) for the recruitment of

Muslim sweeper, that in this regard the person seeking appointment as such shall submit an affidavit/undertaking on judicial stamp paper duly attested by oath commissioner, with no claim of change of cadre.

- e. Incorrect that the appointment of Muslim sweeper was done approximately five months after the appointment of ward orderly, office order was issued on 14/12/2017. Appellant / petitioner was appointed according to the law and rules.
- f. Incorrect that the appellant after appointment as a Muslim sweeper submitted affidavit / undertaking on the judicial stamp paper duly attested by the oath commissioner, accepting job as a Muslim sweeper with no claim of change of cadre on any forum on court of law.
- g. Incorrect that the Waqar Khalid was appointed in the year of 2014 in accordance with the rules and regulation while the appellant appeared before the selection committee in year 2017.
- h. Incorrect the appellant was working under HMB funds which was purely temporary job with the terms and conditions that the appellant will not claim for regularization of job at any forum or court of law and service will be terminated any time in case of unsatisfactory/poor performance or no availability of funds without any prior notice.
- i. That the respondents seek permission to raise additional grounds at the time of arguments.

It is therefore, most respectfully prayed that on acceptance of reply / comments the appeal of the appellant may graciously be dismissed.

Respondents:

MS DHQ Hospital Haripur.

Respondent no. 04



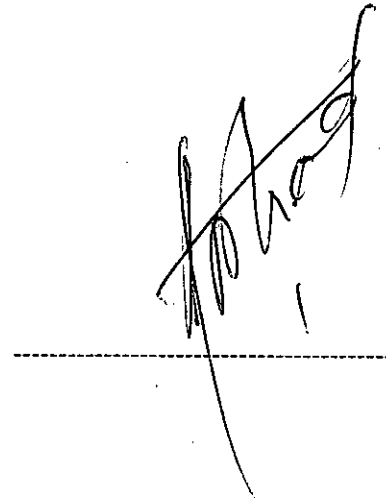
DHO Haripur

Respondent no. 03



DHHS KPK Peshawar

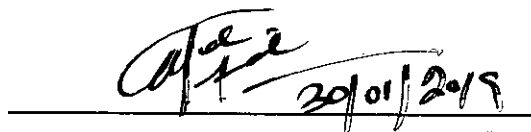
Respondent no. 02



Secretary Health

Govt. of Kpk

Respondent no. 01



**BEFORE THE KHYBER PAKHTUNKWA SERVICE TRIBUNAL
PESHAWAR**

Service appeal No 1472 of 2018.

Hafiz Muhammad Shafique S/O Muhammad Younas Resident of Panian
Tehsil & District Haripur

.....Appellant.

VS

Government of Khyber Pakhtunkhwa and others.

.....Respondents--


Service Appeal.

Joint Para Wise Comments/Reply on the behalf of Respondent no.
1,2,3,4:

AFFIDAVIT:

I, Dr. Dildar Khan, Deputy Medical superintendant DHQ Teaching
Hospital Haripur do here by solemnly affirm and declare that contents of
fore going comments are true and correct to the best of my knowledge
and belief and nothing has been concealed from this honorable court.

Dated. _____


Deponent.



OFFICE OF THE MEDICAL SUPERINTENDENT

- D.H.Q. Teaching Hospital Haripur

Telephone #: 0995-611850 Fax #: 0995-610089

13

No: 4567-75

/Accounts/MS/DHO/H

Dated Haripur the: 27/8/2014

Order

Consequent upon the approval of Hospital Management Board (HMB) and approved by the competent authority i.e. Deputy Commissioner Haripur (Chairman HMB) during the HMB meeting held on 26-08-2014 in his office, the following are hereby appointed as Ward Orderly in DHQ Hospital Haripur on **Fixed Pay @ Rs. 10000/- Per Month** under HMB Funds with immediate effect subject to the Term & Conditions mentioned below:

1. Mr. Muhammad Javed S/O Kala Khan
Village Jagal, Tehsil & District Haripur.
2. Mr. Muhammad Mubeen S/O Muhammad Younas
Daud abad, Sikandarpur, Tehsil and District Haripur.
3. Hafiz Muhammad Shafiq S/O Muhammad Younas
Village Panian, Tehsil and District Haripur.
4. Mr. Zeshar Riaz S/O Muhammad Riaz
Dheemla Road Haripur.
5. Mr. Muhammad Ashraf S/O Abdul Sattar
House No. 84, Sector No. 2
Khalabat Township, Haripur.

Term & Conditions:

1. Their services will purely be on Temporary basis/Fixed/Daily wages system.
2. In case of resignation, without one month prior notice, their one months' pay will be forfeited.
3. In case of their poor/unsatisfactory performance/non-availability of funds or availability of sweepers from health department, their services can be terminated at any time, without any prior notice.
4. They will report for their duties within two days of the issuance of this order, failing which their appointment shall stand cancelled/withdrawn.
5. They will not claim in future for regularization of their services at any forum/court of law, being daily wages employees.
6. If the above term & conditions are acceptable, they will submit their undertaking in writing within 07-day in the office of the undersigned on the issuance of this order.

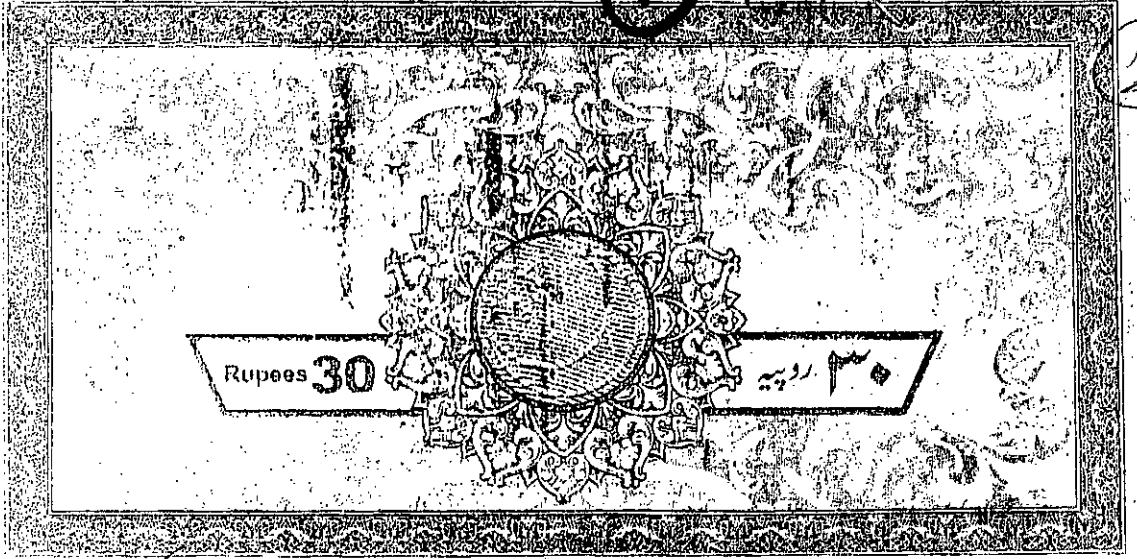
Sd/-x-x-x-x-x-x-x-x-x
Medical Superintendent
DHQ Hospital Haripur

Copy to:

1. The Deputy Commissioner Haripur for information please.
2. The District Health Officer Haripur for information please.
3. The District Finance Officer Haripur for information please.
4. The Ward Orderly concerned for information & compliance.
5. The Accounts section of this office for necessary action.

[Signature]

Medical Superintendent
DHQ Hospital Haripur



بیان حلفی

میں سنی محمد شفیع ولد محمد موسیٰ قوم اعوان
 ساکنہ سنی (پہلے) لڑکی لہور۔ برائے مسلم سوپر بنیادی پے سکیل نمبر 03 میں برطانیہ آفس
 آرڈر نمبر 1-10113-16-12-14 کے تحت ڈسٹرکٹ ہیڈ کوارٹر چنگ ہسپتال ہری پور میں بھرتی ہوا ہوں۔
 میں حلفیہ اقرار کرتا ہوں کہ بطور مسلم سوپر ڈسٹرکٹ ہیڈ کوارٹر چنگ ہسپتال ہری پور کے مجوزہ شرائط و ضوابط کے برطانیہ آفس اور آفس آرڈر کے تحت اپنی ڈیوٹی بطور
 مسلم سوپر سرانجام دینے کا پابند ہوں گا۔ اور دوران ملازمت اپنا عہدہ تبدیل کرنے یا کسی قسم کا کوئی عدالتی دعوئی نہ کرنے کا پابند ہوں گا۔ اور میں اقراری ہوں
 کہ بطور مسلم سوپر اپنی ڈیوٹی احسن طریقے سے سرانجام دوں گا، اور اگر دوران ڈیوٹی کسی قسم کی کوتاہی نہ کرنے کا پابند ہوں گا۔ مذکورہ شرائط و ضوابط پر عمل پیرا نہ
 ہونے کی صورت میں مجھ کو یہ حق حاصل ہوگا کہ وہ مجھے بغیر کسی پیشگی نوٹس یا وجہ بتائے بغیر ملازمت سے برخاست کرنے کا مجاز ہوگا۔

محمد شفیع

محمد شفیع ولد محمد موسیٰ

محلہ مفریہ منیان

شناختی کارڈ نمبر: 13302-0412080-3



۱۵۱۶۴
 ۱۶-۱۲-۱۶
 در شرفیاء لدریسی
 مغربی پشاور

۱۳۵۲-۵۴۱۲۰۸۰/۵

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حضرت صاحب ایم الرضا صاحب ڈی ایچ کنوچ سٹیٹل پبلسٹی لیاور

صاحب عالیہ
موز بائو کنزیشن ہونے سے قبل ان فرما رڈ پر 15-13-10 بناؤ
14¹²/₂₀₁₇ کو خانہ بے لکھی گیا ہے یہاں سے ان کو 2 سو فی
15¹²/₂₀₁₇ کو اپنے حاضر کی رپورٹ میں لکھا ہے
ہائے چھ ماہ سے ملنے والی حاضر کی رپورٹ قبول کی جا
رہے ہوئے ہوئے ہوئے ہوئے

الکاحی :-

نام: محمد شفیق ولد محمد ابرار
ڈی ایچ کنوچ سٹیٹل پبلسٹی لیاور
مورخہ 15-12-2017

13302-0412080-3

0301-2399836

Amirul Azeem
