

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,

Service Appeal No. 583/2014

Date of Institution... 22.04.2014

Date of decision... 08.01.2018

Khushdil Khan son of Muhammad Said (PST) Teacher GPS Saleem Khan, District Mardan. ... (Appellant)

Versus

1. Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education, Peshawar and two others. ... (Respondents)

MR. Amjad Ali, ... For appellant.
Advocate.

MR. Kabeerullah Khattak, ... For respondents.
Addl. Advocate General

MR. NIAZ MUHAMMAD KHAN, ... CHAIRMAN
MR. GUL ZEB KHAN, ... MEMBER

JUDGMENT

NIAZ MUHAMMAD KHAN, CHAIRMAN: - Arguments of the
learned counsel for the parties heard and record perused.

FACTS

2. The appellant was compulsorily retired from service on 13.04.2012 due to his absence. The order dated 13.4.2012 was given retrospective effect from 01.09.2009. The reason was his unauthorized absence.

ARGUMENTS


3. The learned counsel for the appellant argued that the very order was given retrospective effect which is a void order. That no limitation would run against void order. That this Tribunal in number of appeals has declared such retrospective orders as void orders.

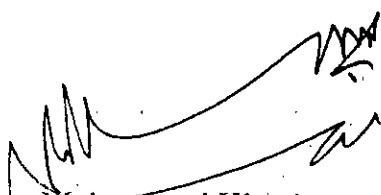
4. On the other hand the learned Addl. Advocate General argued that the present appeal is time barred. That the appellant absented himself from duty without any sanction of leave. That the proceedings were carried out under the law in force i.e. Khyber Pakhtunkhwa Removal from Service (Special Powers) Ordinance, 2000.

CONCLUSION

5. Without discussing the other merits of the present appeal, this Tribunal in a number of appeals have decided that orders passed from retrospective date are nullity in the eyes of law and no limitation would run in such cases. The appellant has been removed from service from a retrospective date which is a void order. Reliance is also placed on the judgment of the august Supreme Court of Pakistan reported as 1985-SCMR-1178.

6. As a sequel to the above discussion, the present appeal is accepted and the appellant is reinstated in service. The department is however, at liberty to hold denovo proceedings within a period of ninety days from the date of receipt of this judgment. The issue of back benefits will be subject to final outcome of denovo proceedings and also subject to rules on the subject. Parties are left to bear their own costs. File be consigned to the record room.


(Gul Zeb Khan)
Member


(Niaz Muhammad Khan)
Chairman

ANNOUNCED
08.1.2018

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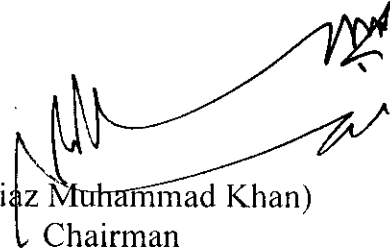
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(Gul Zeb Khan)
Member



(Niaz Muhammad Khan)
Chairman

ANNOUNCED
08.1.2018

14.07.2017


Counsel for the appellant and Asstt. AG alongwith Hameedur Rahman, AD for the respondents present. Counsel for the appellant requested for adjournment. Adjourned. To come up for arguments on 17.11.2017 before the D.B.


Member


Chairman

17.11.2017

Appellant in person and Addl. AG for the respondents present. Appellant seeks adjournment as his counsel is not in attendance. Granted. To come up for arguments on 08.01.2018 before the D.B.


Member


Chairman

08.1.2018

Counsel for the appellant and Addl. AG for the respondents present. Arguments heard and record perused.

This appeal is accepted as per our detailed judgment of today. Parties are left to bear their own costs. File be consigned to the record room.


Member


Chairman

ANNOUNCED

08.1.2018

18.07.2016

Appellant in person and Mr. Ziaullah, GP for the respondents present. Appellant requested for adjournment as his counsel is not available today before the court. Adjourned for arguments to

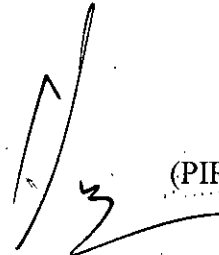
~~10-11-18~~ before D.B.


MEMBER.


MEMBER

10.11.2016

Appellant in person and Asst:AG for respondents present. Appellant seeks adjournment. Adjourned. To come up for arguments on 21.03.2017.


(PIR BAKHSH SHAH)
MEMBER

(MUHAMMAD AAMIR NAZIR)
MEMBER

21.03.2017

Appellant in person and Mr. Muhammad Jan, GP for respondents present. Due to non-availability of D.B arguments could not be heard. Adjourned. To come up for arguments on 14.07.2017 before D.B.


Chairman

13.04.2015

Counsel for the appellant present. For the reasons recorded in order sheet dated 9.3.2015, the appeal is admitting to regular hearing subject to all just legal exceptions. Subject to deposit of security and process fee within 10 days, notices be issued to the respondents for written reply for 2.7.2015 before S.B.


Chairman

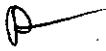
02.07.2015

None present for appellant. Mr. Naeem Akhtar, Legal Advisor alongwith Addl: A.G for respondents present. Para-wise comments submitted. The appeal is assigned to D.B for rejoinder and final hearing for 25.11.2015.


Chairman

25.11.2015

Appellant in person and Mr. Hameed-ur-Rehman AD (Litigation) alongwith Addl: AG for respondents present. Arguments could not be heard due to learned Member (Judicial) is on official tour to D.I. Khan. Therefore, the case is adjourned to 26/4/16 for arguments.


Member

26.04.2016

Counsel for the appellant and Mr. Ziaullah, GP for respondents present. The learned Members Judicial & Executive are on official tour to D.I. Khan, therefore, case is adjourned for arguments to 18.7.2016 before D.B.


Chairman

Reader Note:

01.01.2015

Appellant in person and Mr. Kabirullah Khattak, Asst: Advocate General for the respondents present. Since the Tribunal is incomplete, therefore, case is adjourned 09.03.2015 for the same.


Reader

09.03.2015

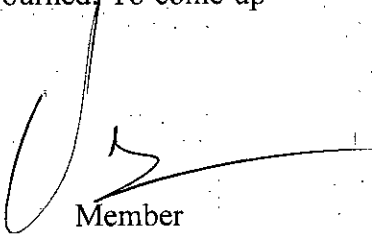
Appellant with counsel and Asst: AG for respondents present. Learned counsel for the appellant argued that the appellant, while serving as PST, applied for leave for two years and availed the same w.ef 01.9.2009 to 01.09.2011. That vide impugned order dated 13.04.2012 the appellant was compulsorily retired under the provisions of Khyber Pakhtunkhwa Removal from Service (Special Powers) Ordinance-2000 which was not in existence at the time of passing the impugned order as the same was repealed in the year 2011. That departmental appeal was preferred against the said order on 15.02.2014 which was not responded and hence the present appeal on 22.04.2014.

The question of limitation requires further probe. Pre-admission notice be issued to respondents for 13.04.2015 before S.B.


Chairman

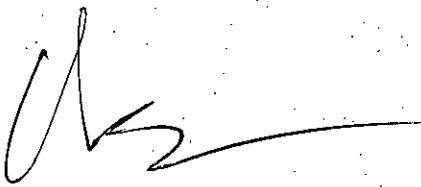
25.06.2014

Appellant with counsel present. Preliminary arguments partly heard. Since leave sanctioned order of the appellant is not available on file, therefore, pre-admission notice be issued to the respondents to produce the relevant record of the appellant and to learned GP to assist the Tribunal. Case is adjourned. To come up for preliminary hearing on 18.08.2014.


Member

18.08.2014

No one is present on behalf of the appellant. Mr. Ziaullah, GP for the respondents present. Notices be issued to the appellant/counsel for the appellant. To come up for preliminary hearing on 22.10.2014.


Member

22.10.2014

No one is present on behalf of the appellant. Mr. Wisal Muhammad, ADO with Mr. Kabirullah Khattak, Asst: Advocate General for the respondents present. Notices be issued to the appellant/counsel for the appellant. To come up for preliminary hearing on 01.01.2015.


Member

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 583/2014

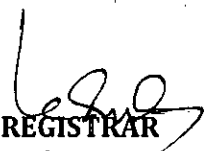
S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	24/04/2014	<p style="text-align: center;">The appeal of Mr. Khushdil Khan resubmitted today by Mr. Amjad Ali Advocate may be entered in the Institution register and put up to the Worthy Chairman for preliminary hearing.</p> <p style="text-align: right;"><i>[Signature]</i> REGISTRAR</p>
2	8-5-2014	<p style="text-align: center;">This case is entrusted to Primary Bench for preliminary hearing to be put up there on <u>25-6-2014</u></p> <p style="text-align: right;"><i>[Signature]</i> CHAIRMAN</p>

The appeal of Mr. Khushdil Khan son of Muhammad Said received today i.e. on 22.04.2014 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

Memorandum of appeal is unsigned which may be got signed by the counsel.



No. 636 /S.T,

Dt. 23/04 /2014.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Amjid Ali Adv. Mardan.

For The objection removed
and resubmitted


Amjid Ali
Advocate
Mardan

24-4-2014

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR

Service Appeal No. 583 /2014

Khushdil Khan S/O Muhammad Said
(PST) Teacher Govt. Primary School
Saleem Khan District Mardan (Appellant)

Versus

- 1) Govt. of KPK Through Secretary Education
Elementary & Secondary, Civil Secretariat Peshawar
- 2) Director of Education, Elementary & Secondary
Near Dabgari Garden Peshawar
- 3) District Education Officer, Elementary & ✓
Secondary Education District Mardan (Respondents)

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Appellant

Through

Amjad Ali Advocate,
Supreme Court
Office at Mardan

①

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR

Service Appeal No. 583 /2014

Khushdil Khan S/O Muhammad Said
(PST) Teachr Govt. Primary School
Saleem Khan District Mardan (Appellant)

Versus

- E.W.P. Peshawar
Date: 22/4/2014
- 1) Govt. of KPK Through Secretary Education
Elementary & Secondary, Civil Secretariat
Peshawar
 - 2) Director of Education, Elementary & Secondary
Near Dabgari Garden Peshawar
 - 3) District Education Officer, Elementary &
Secondary Education District Mardan (Respondents)

SUBJECT:-SERVICE APPEAL U/S 4 OF SERVICE TRIBUNAL ACT
1974 AGAINST ORDER DATED 13/4/2012 RECEIVED
ON 1/2/2014 AND DEPARTMENTAL APPEAL DATED
15/2/2014 REMAINED UNRESPONDED AFTER 60 DAYS
IS IEEGAL

Sir,

Applicant humbly submits as under:-

1. That appellant was appointed as Primary School Teacher vide order dated 11/11/1987 (Copy of appointment order dated 11/11/1987 is Annexure- A).
2. That appellant applied for long leave w.e.f 2/9/2009 till 1/9/2011 due to family problems vide application dated 19/8/2009 (Copy of application dated 19/8/2009 is Annexure-B)
3. That the said application was favourably forwarded by respondent No.3 (Competent Authority) to District Coordination Officer Mardan

re-submitted to-
and filed.

22/4/14
24/4/14

4. That approval order from District Coordination Officer is a mere formality. (2)
5. That Competent Authority of appellant is respondent No. 3
6. That infact appellant was asked by the Executive District Officer Mardan that his leave is sanctioned and he can proceed abroad (Affidavit to the effect of statement of E.D.O Mardan is Annexure-C).
7. That appellant left his duty through relieving slip dated 1/9/2009 duly mentioning that left the charge due to long leave. (Copy of relieving slip is Annexure-D).
8. That attendance register also shows that appellant's application for long leave has been forwarded. (Copy of attendance register Sep, 2009 is Annexure-E).
9. That leave is available in the leave account of appellant.
10. That appellant is entitled for 5 years leave as per revised leave Rules-1981 as served about 22 years.
11. That appellant has got clean record of service and never remained absent in the past and was never issued show cause notice for habitual absent (Copy of service book is Annexure-F).
12. That appellant left the country for Saudi Arabia to improve his financial position and relieve his family problems through hard earned genuine (*مرد*) money.
13. That appellant was not permitted to leave Saudi Arabia and filed application dated 1/9/2011 through his brother namely Hayat Khan for extension of leave w.e.f 2/9/2011 to 1/2/2014 which was sanctioned as per his ~~son~~^{brother} (Copy of application dated 1/9/2011 is Annexure-G. Affidavit is Annexure-H).
14. That appellant was sent on out pass through emergency passport in a Saudi Govt. package as appellant was not permitted by Kafeel to leave Saudi (wherein instructions were issued by Saudi Govt. to exit/depart till 31/12/2013 and

his Visa/Passport was retained. (Copy of emergency passport is Annexure-I).

3

15. That the air ticket of appellant shows his departure at 10th November, 2013 at 12.50 A.M (Copy of air ticket is Annexure-J).
16. That appellant approached the respondent for resumption of his duty on 10/12/2013.
17. That appellant was informed that he has been removed from service vide order dated 13/4/2012 which appellant received on 1/2/2014 as containing signature of its reception on said date along with a copy of show cause notice in news paper daily Mashriq dated 23/8/2011. (Copy of removal order is Annexure-K and & Daily Mashriq dated 23/8/2011 is Annexure-L).
18. That appellant filed departmental appeal dated 15/9/2014 before respondent No. 2 but remained unresponded even after lapse of 60 days (Copy of departmental appeal dated 15/2/2014 is Annexure-M).
19. That compulsory retirement order dated 13/4/2012 is illegal, against law and facts on following grounds:-

GROUNDS

- A) Because removal from service ordinance has been repealed on _____ thus the whole proceedings under repealed ordinance as well as removal order dated 13/4/2012 are nullity in the eye of law.
- B) Because the only offence under R.S.O is habitual absentee.
- C) Because appellant has not been served with any allegation of habitual absentee.
- D) Because appellant was stuck up in Saudi Arabia and was not permitted to leave the country (Saudia).
- E) Because in the circumstances absence was not willful but due to reasons beyond control of appellant.
- F) Because E & D rules 1973 or 2011 have not been applied.

- G) Because Rule 8-A that is publication in two leading international news papers is not carried out which by itself a sufficient for declaring impugned order as illegal.
- H) Because appellant requests for “ “
- I) Because leave is available at credit of appellant and if leave was sanctioned, appellant would not have been forced to go through these regours and similarly department and students too.
- J) Because the salary was meager and there was no alternative for appellant but to earn genuine money to improve his financial status as he was indebted.
- K) Because appellant has not been associated with any inquiry and Ex Parte inquiry are always treated as very weak.
- L) Because appellant is still energetic, experienced and can deliver best as compared to fresh entrants.
- M) Because leave rules 1981 are devised to cater for such circumstances.
- N) Because appellant is supporting 5 sons and wife.
- O) Because the qualities of appellant would go waste along with his trainings and experience.
- P) Because identically placed others have been granted leave.
- Q) Because absence can be converted into leave.
- R) Because appellant as per Tribunal Judgment of this Honorable Court, major penalty without regular inquiry cannot be inflicted upon appellant.
- S) Because the rigours of appeal/trial is a sufficient punishment.
- T) Because punishment is very harsh.
- U) Because no retrospective punishment can be given.

It is therefore humbly requested that on acceptance of this appeal impugned order of compulsory retirement dated 13/4/2012 may please be set aside by treating absence period as leave without

pay and appellant may please be reinstated in service with all back benefits. Any other relief deemed fit may also be graciously granted.

(5)

Appellant *[Signature]*

Through

[Signature]

Dated: 16/04/2014

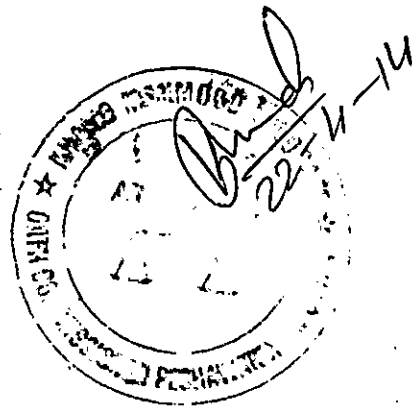
Amjad Ali Advocate,
Supreme Court
Office at Mardan

Affidavit

It is solemnly affirm and declare that the contents of this application are true and correct to best of my knowledge and belief.

[Signature]

Appellant



(6)

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR**

Service Appeal No. _____/2014

Khushdil Khan S/O Muhammad Said
(PST) Teachr Govt. Primary School
Saleem Khan District Mardan (Appellant)

Versus

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Elementary & Secondary, Civil Secretariat Peshawar
- 2) Director of Education, Elementary & Secondary
Near Dabgari Garden Peshawar
- 3) District Education Officer, Elementary &
Secondary Education District Mardan (Respondents)

APPLICATION FOR CONDONATION OF DELAY

Sir,

Appellant humbly submits as under:-

- 1) That aforementioned appeal is filed today.
- 2) That although there is no delay as after communication of impugned order dated 13/4/2012 on 1/2/2014 appellant filed departmental appeal dated 15/2/2014 and service appeal dated 16/4/2014 in time.
- 3) That it is statutory duty of respondent to decide appeal.
- 4) That impugned order is void as the very R.S.O was repealed.

It is therefore humbly requested that the delay if any may please be condoned.

Appellant



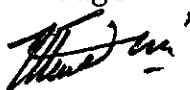
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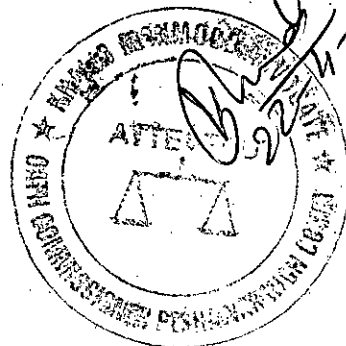
Amjad Ali Advocate,
Supreme Court
Office at Mardan

Affidavit

It is solemnly affirm and declare that the contents of this application are tru and correct to best of my knowledge and belief.



Appellant



Phone No. 2013.

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) MARDAN.

Amjad Ali
Advocate
SUPREME COURT

APPOINTMENT:-

Appointment of the following person, s is/are hereby ordered against the Post of TEO U/I on temporary and adhoc basis @ Rs, 750/- i.e. Fixed plus usual allowances as admissible under the rules in the EPS No. (7) Rupees, _____ on or his/their own pay and grade, which is beneficial to him/then at the school noted against each names:-

S.No.	Name Qualification & Address	Posted at	Remarks.
1:-	Faqir Gul S/O Faqir Gul F.A. Takht Khali (Mardan).	GPS, Sugar Can, Poram (Mardan).	A.V. Post.
2:-	Khachail Khan S/O Mohammad Said F.A. Salim Khan (Mardan).	GPS, Munga.	do
3:-	Rahman Gul S/O Taj Mohammad, MA Suro Shah (Mardan).	GPS, Shaikh Yousof.	do
4:-	Mohammad Tariq S/O Said Qayum F.A. Fazal Abed (Mardan).	GPS, Sanga.	do
5:-	Zubair Shah S/O Nasrat Ali, F.A. Suro Shah (Mardan).	GPS, Sugar Can No. 2, Mardan.	do

CONDITION OF APPOINTMENT:-

1. His/Their Services is/are liable to termination/reversion at any time without any reason being assigned.
2. In case of resignation He/They will have to submit One month, s prior notice to the Deptt: of forefiet One month, s pay in lieu thereof to Government.
3. He/They should not be allowed to take over charge if his/their age is/are less than 18 years and above 25 years.
4. He/They is/are required to produce Health and Age certificate from Medical Supds: D.H.Q. Hospital Mardan before taking over charge.
5. Charge reports should be submitted to all concerned.
6. If He/They fails to take over charge of the post within 14 days after the issue of these orders the order of appointment shall stand cancelled.
7. Certificates should checked before handing over charge.

(GUL SAMAN KHAN)

District Education Officer (Male) Mardan.

Ends: No. 436-4 /B/ Appts/PTC Dated Mardan the 11/4 1987

- Copy forwarded for information and n/action to the:-
- 1:- Sub-Divisional Education Officer (Male) Mardan.
 - 2:- Headmaster/Teacher concerned.
 - 3:- Cards to concerned.

Gadin +++
7/8/1987.

DISTRICT EDUCATION OFFICER (M L) MARDAN.

No. 18-91
23-07-87

(درخواست برائے رازگاری)

(8)

Ann B
AMJAD ALI
Advocate
SUPREME COURT
سید صاحب عالی

گزارش کے لئے مسائل سے 1987ء میں جسٹس پیسٹ پیسٹ گورنمنٹ ہیرا پوری سکول

سید من صاحب ماردان میں اپنی خدمات انجام دیا ہے

یہ کہ مسائل تمام گھریلو مشکلات سے دوچار ہے

بیکریوں سے مسائل کو دو سال رازگاری کی شدید ضرورت ہے

یہ صاحبان میرا بانی کے مسائل کو 08/05/87 تا 08/05/87 رازگاری

(with out) گھی خطا فرما رہے ہیں

الحاق : 08/08/87

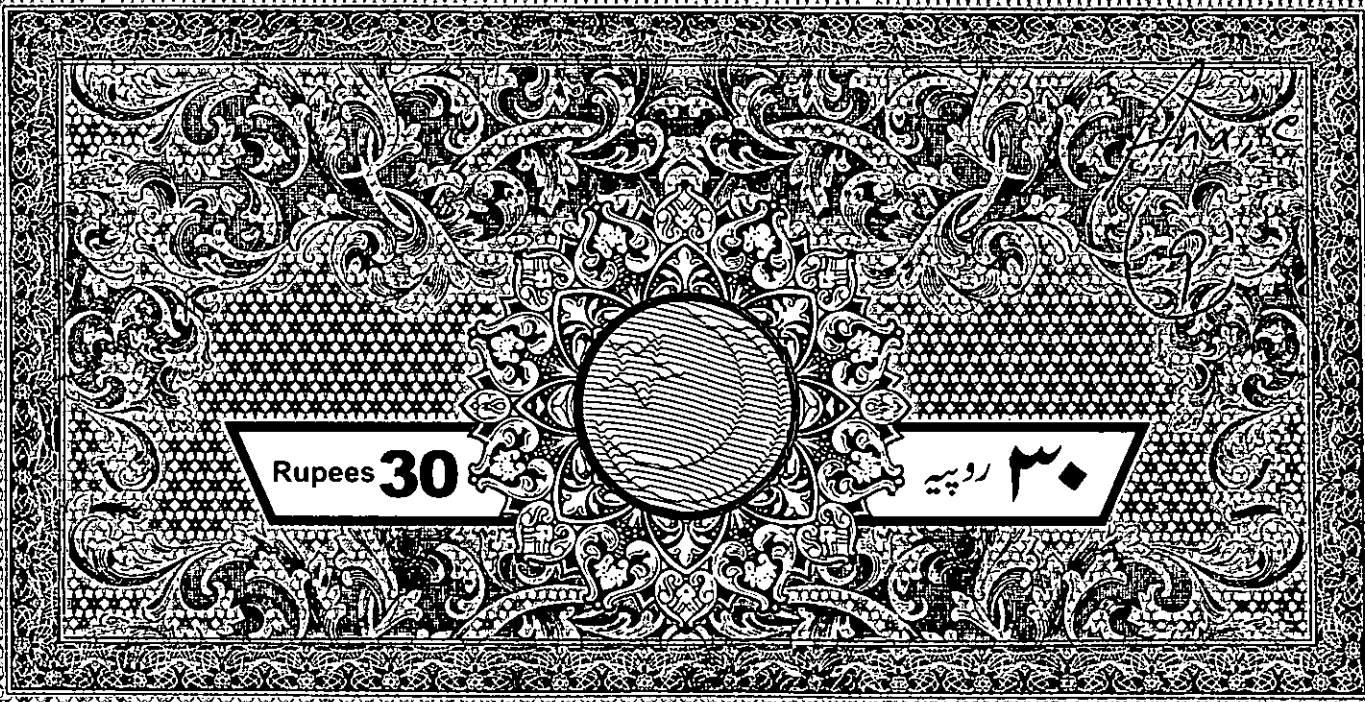
العراق

Forwarded to
(male) P.M. Mardan
for actions please.

Head Master
G.P.S Salim Khan
Distt: Mardan

ملک

گورنمنٹ ہیرا پوری سکول میں ماردان سے دو سال



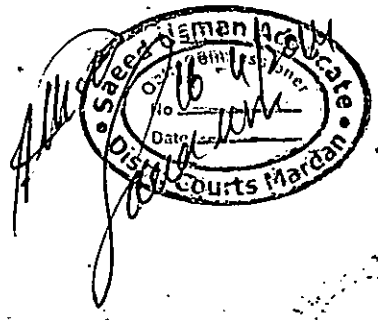
Rupees 30 ۳۰ روپیہ


کدیانت سرورس ریموٹل ٹی و
حوشدل خان نام حکومت
بیان صلح

مندہ حوشدل خان دلد محمد سید کتن سکیم خان اڈہ سردان بر صلا
بیان کیا کہ سہی کارٹ ۱۵ اسٹیت سب ڈویژنل ایجوکیشن ایسڈ
نے بیانیہ پیری پٹی 2/9 تا 3/9 انتظار ایگری کت ادر میں
صہی بر صلا کتن پور - بیان صلح پیری نامہ سڈ ایت

16/4
14

حوشدل خان
[Signature]



M.A.D.  **MUHAMMAD ALI**
Advocate
SUPREME COURT

(10) =

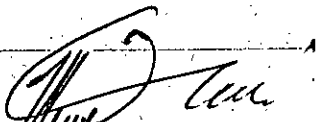
ریٹونڈ سلیپ

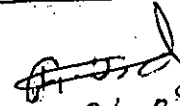
من مہمی خوشدل خان RST جی پی ایس سلیم

میں آج مورفہ 01-09-2009 کو کسٹ نائب مدرسہ

مورفہ (لاڈلہ لہو) اپنی عمر کے کا چارج مقرر کیا گیا۔

دستی لکھی اور مورفہ


1-9-2009


01-09-2009
Head Teacher
GPS Saleem Khan
District Mardan

(For use in Police Department only).

1. Passed S.S.C Examination 1984 (Annual) under Roll No: 3551, securing 414/850 Marks in Grade 'D' (entry made on the basis of regional certificate s.No: 446003) from B.S.E. Peshawar.

Sub-Divisional Education Officer, (Male) Mardan.

2. Passed Intermediate Examination (Humanities group) 1986 (S) under Roll No: 12156, securing 416/1100 Marks in Grade 'E' (entry made on the basis of D.K. certificate no: 178762) from B.S.E. Peshawar. Verification Roll No. dated received back

Sub-Divisional Education Officer, (Male) Mardan.

Passed P.T.C Examination 1991 (Condensed Course) NEW from R.D.E Education Department NWFP Peshawar under Roll No: 678 in II Division Marks obtained, Result declared on 24/9/92

Sub-Divisional Education Officer, (Male) Mardan.

Qualification: B.A. Bachelors 1991 Under Roll No: 52723 in II Division English Securing 247/550 Marks. Result declared on 26-3-92

Qualifications: First Arts

Urdu: Passed cut Examination (Condensed Course) NEW from R.D.E Peshawar under Roll No 459 obtaining 258/500 marks. Plan-drawing Finger print The result declared on 7-4-1993 Drill instructing

Pleadership examination Mardan Sub-Divisional Education Officer, (Male) Mardan Training School Final examination

Other qualifications: Sub-Divisional Education Officer, (Male) Mardan

Court duties Reserve duties Passed C.T (General) Examination 1995 from R.D.E Peshawar under Roll No 1817 marks obtained 647. He has been placed in second division. Result declared on 25/5/96.

S.D.E.O. (M) MARDAN

N. B—Line to be drawn under the qualification possessed.

Note:—The entries in this page should be renewed or re-attested at least every five years and the signature to lines 9 and 10 should be dated.

1. Name *Mr. KHUSHDAL KHAN*

(14)

2. Race *Afghan*

3. Residence *village Salim Khan Ada p.o Munga Tal, Distt. Hardu.*

4. Father's name and residence *Mr. MOHAMMAD SAID (As above)*

5. Date of birth by Christian era as nearly as can be ascertained *(15-4-1968)*
Fifteenth April, N.M. sixty-eight,

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

7. Personal marks for identification *Scar on the upper eye lid.*

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



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

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

[Signature]
Sub-Divisional Education Officer
(Main) *[Signature]*
15/12/68

57

57

57

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57

1	2	3	4	5	6	7	8
Name of post	Whether substantive or officiating and whether permanent or temporary	if officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C. S. R.	P y in substantive post	Additional Pay for officiating	Other emolument falling under the term 'Pay'	Date of appointment	Signature of Government servant
P.T.C (UT)		BPS No: 7 i.e. Rs: 750-31-1320					
G.P.S							
Kanga	Off./Temp.		Rs: 750/- per fixed			15 ¹¹ / ₈₇ (F.M)	Partho
S.P.S Salim Khan	- do -		Rs. 750/- per fixed			19 ² / ₉₁ EN	Fail
- do -	- do -	BPS No: 7 i.e. Rs. 1095-32-1499	Rs. 1095/- PM			16 ⁶ / ₉₁	Fail
- do -	- do -		Rs. 1215/-	Rs. (1395) per (B. BA)		2 ⁴ / ₉₂	Fail
- do -	- do -		Rs. 1455/-			1.12.92	Fail
- do -	- do -		Rs. 1515/-			2.4.93	Fail
- do -	- do -						
- do -	- do -						
- do -	- do -		1095/- fixed			1-6-91	
- do -	- do -		BPS No 7 Rs: 1095-60-1995			2-4-92	
- do -	- do -		1155/-			1-12-92	

value of the Appointment
 B.W.P.P. Post
 Pay fixed in the Revised Pay Scale 1991
 of Rs. 1895/-
 @ Rs. 1895/- P.M.W.P.P. 1-6-1991
 With Next Increment on 1-12-1991

Account Officer
 Asst. Comptroller General
 B.W.P.P. Post

by G. H. 4/1/92

Signat
 designat
 head of th
 other a
 officer in a
 of column

D.E. MARI

D.E.O. MARI

D.E.O. MARI

D.E.O. MARI

B. D. MAI

B. D. MAI

B. D. MAI

(16)

9	10	11	12	13		14	15
				Nature and duration of leave taken	Allocation of period of leave or average pay upto four months for which leave salary is debitable to another Government		
Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc).	Signature of the head of the office or other attesting officer	Period	Government to which debitable	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant.
<i>S.D.E.O. (M) MARDAN</i>	<i>18/2/91</i>	<i>Transfer</i>	<i>S.D.E.O. (M) MARDAN</i>				
<i>S.D.E.O. (M) MARDAN</i>	<i>31/5/91</i>	<i>Pay leave</i>	<i>S.D.E.O. (M) MARDAN</i>				
<i>S.D.E.O. (M) MARDAN</i>	<i>1/4/92</i>	<i>Passed P.T.C.</i>	<i>S.D.E.O. (M) MARDAN</i>				
<i>S.D.E.O. (M) MARDAN</i>	<i>30.11.92</i>	<i>gmc</i>	<i>S.D.E.O. (M) MARDAN</i>				
<i>S.D.E.O. (M) MARDAN</i>	<i>6.4.93</i>	<i>Passed C.T.</i>	<i>S.D.E.O. (M) MARDAN</i>				
<i>S.D.E.O. (M) MARDAN</i>	<i>31.8.93</i>	<i>Entries revised</i>	<i>S.D.E.O. (M) MARDAN</i>				
<i>S.D.E.O. (M) MARDAN</i>	<i>1.4.92</i>	<i>Passed P.T.C. available BPS NO 7 Gradual pay scale</i>	<i>S.D.E.O. (M) MARDAN</i>				
<i>S.D.E.O. (M) MARDAN</i>	<i>30.11.92</i>	<i>Annual Inc.</i>	<i>S.D.E.O. (M) MARDAN</i>				
<i>S.D.E.O. (M) MARDAN</i>	<i>30.11.93</i>	<i>Annual Inc.</i>	<i>S.D.E.O. (M) MARDAN</i>				

Appointed against P.T.C. Untrained post (75-31-1370) @ Rs. 750/- p.m. fixed plus usual allowances as admissible under the rules, vide D.O. No. 20436-41/5/1988/P.T.C. dt: 11.11.1987.

① Service Verified w.e. 15/8/88 to 30/11/88 from the Ass. R. Office record of this Office.

S.D.E.O. (M) Mardan

② Service Verified from the record of this Office.

③ Service Verified from the record of this Office.

Awarded Graded Pay Scale NO 7 Rs. (75-31-1370) from the date of Passing P.T.C. Examination i.e 2-4-1992 vide D.O. (M) Primary Master Enlist NO 3651-52 dated

Sub Officer Mardan

S.D.E.O. 3-6-1992

1583/8711
 Awarded Graded Pay Scale NO 7
 2nd increment of FA 3.11.1992 amount on BA amounting to Rs 1480/-
 (1395+1095)

g. Laxman
 1/11/11
 Mardan

1	2	3	4	5	6	7	8	9
Name of post	Whether substantive or officiating and whether permanent or temporary	If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C. S. R.	Pay in substantive post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of appointment	Signature of Government servant	Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8
P.T.C.								
B.P.S. NO 7 Rs. 1095-60-1995								
G.P.S. Selim Khan	off/temp		Rs. 1215/-			1.12.93	fail	S.D.E.O. (H) HADWAR.
B.P.S. NO 7 (Rs. 1480-81-2695)								
- do -	- do -		Rs. 1542/-			1.6.94	fail	S.D.E.O. (H) HADWAR.
- do -	- do -		Rs. 1723/-			1.12.94	fail	S.D.E.O. (H) HADWAR.
B.P.S. NO-7 @ Rs. 1095-60-2695								
- do -	- do -		Rs. 1095/-	✓		2.4.92	fail	Sub Divl: Officer (Al) HADWAR.
- do -	- do -		Rs. 1395/-	✓		2.4.92	fail	Sub Divl: Officer (Al) HADWAR.
- do -	- do -		Rs. 1455/-	✓	✓	1.12.92	fail	Sub Divl: Officer (Al) HADWAR.
- do -	- do -		Rs. 1575/-	✓	✓	7.4.93	fail	Sub Divl: Officer (Al) HADWAR.
- do -	- do -		Rs. 1575/-	✓	✓	1.12.93	fail	Sub Divl: Officer (Al) HADWAR.
B.P.S. NO-7 @ Rs. 1480-81-2695								
- do -	- do -		Rs. 2188/-	X		1.6.94	fail	Sub Divl: Officer (Al) HADWAR.
- do -	- do -		Rs. 2209/-	X		1.12.94	fail	Sub Divl: Officer (Al) HADWAR.
- do -	- do -		Rs. 2290/-	X		1 ¹² / ₉₅	fail	Sub Divl: Officer (Al) HADWAR.

9	10	11	12	13		14	15
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		
Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as Promotion, transfer, dismissal, etc).	Signature of the head of the office or other attesting officer	Period	Government to which debitable	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant.
<i>[Signature]</i> B.D.E.O. (M) MARDAN.	31-5-94	Pay Revised	<i>[Signature]</i> B.D.E.O. (M) MARDAN.				
<i>[Signature]</i> B.D.E.O. (M) MARDAN.	30-11-94	Annual Inc:	<i>[Signature]</i> B.D.E.O. (M)				
<i>[Signature]</i> B.D.E.O. (M) MARDAN.	4/6/95	Relieved	<i>[Signature]</i> Sub Divl. Edu: Officer (M) Mardan.				
<i>[Signature]</i> Sub Divl. Edu: Officer (M) Mardan.	2-4-92	5 (Five) months for fit BA?	<i>[Signature]</i> Sub Divl. Edu: Officer (M) Mardan.				
<i>[Signature]</i> Sub Divl. Edu: Officer (M) Mardan.	30-11-92	one month	<i>[Signature]</i> Sub Divl. Edu: Officer (M) Mardan.				
<i>[Signature]</i> Officer (M) Mardan.	1-6-93	one month	<i>[Signature]</i> Officer (M) Mardan.				
<i>[Signature]</i> Officer (M) Mardan.	31-5-94	Pay scale Revised	<i>[Signature]</i> Officer (M) Mardan.				
<i>[Signature]</i> Officer (M) Mardan.	31-5-94	Pay scale Revised	<i>[Signature]</i> Officer (M) Mardan.				
<i>[Signature]</i> Officer (M) Mardan.	30-11-95	A/mc	<i>[Signature]</i> S.D.E.O. (M) MARDAN.				
<i>[Signature]</i> Officer (M) Mardan.	30-11-95	A/mc	<i>[Signature]</i> S.D.E.O. (M) MARDAN.				
<i>[Signature]</i> Officer (M) Mardan.	30-11-96	A/mc	<i>[Signature]</i> Sub Divl. Edu: Officer (M) Mardan.				

T. 2213
10-4-95
Drawn amount on a/c of allowed.
Adv. Inc. on F.A. II Div., B.A. & C.T.
7-12/93 to -3/95:
(1575-1155) (2128-1561) (2209-1561)
(2209-1723)
Total Rs = 8352/- = 8190/-

Add. Dist. A/c. Officer
7/6/95
Mardan

T 1888
19/9/95

Amount of Two advance drawn on F.A. & Three adv. drawn on B.A. 1-9-92 to 30-11-93 including one adv. drawn on C.T. 7/4/93 to 30-11-93
(1395-1095) (1455-1155)
(1515-1155) Duty lob = 4965/-

Add. Dist. A/c. Officer
Mardan

Service Verified w.e.f. 1-6-94 to 30-11-93 from the Accy. Roll & other record of his office.

Service Verified w.e.f. 1-12-93 to 30-11-93 from the Accy. Roll & other record of his office.

1	2	3	4	5	6	7	8	9
Name of post	Whether substantive or officiating and whether permanent or temporary	if officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C. S. R.	Pay in substantive post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of appointment	Signature of Government servant	Signature and designation of head of the office or other attesting officer in at least of columns 1
BPS No 7 Rs (1480-81-2695)								
SPS. Salim Khan Mardan	Sub/off		Rs. 2371/-			1 ¹² / ₉₆	fair	
-do-	-do-		Rs. 2452/-			1 ¹² / ₉₇	fair	
-do-	-do-		Rs. 2533/-			1 ¹² / ₉₈	fair	
-do- Adv. In-charge on F.A. B.A. etc. Office of The Accountant General, N.W.F.P. Peshawar	-do-		Rs. 2514/-			1 ¹² / ₉₉		
-do- pay fixed in the revised basic pay scales 1994 of Rs 1480-81-2695. do (B. 7) @ Rs 2128/- N.W.F.P. 1-6-1994 with no increment on 1-12-1994	-do-		Rs. 2695/-			1 ¹² / ₂₀₀₀		
BPS 7 (2220-120-5820)								
-do- pay fixation party Accounts Office, N.W.F.P. Peshawar	-do-		Rs. 4020/-			1 ¹² / ₂₀₀₁		
-do-	-do-		Rs. 4140/-			1 ¹² / ₂₀₀₂		
<p>As per Pay Roll/ACS, Peshawar for 1292, 1293, 1294, 1295, 1296 may be produced. A.O.</p> <p>pay & all verified. A.O.</p> <p>All entries attested. Entries already done on See page 16 to 10. Mardan.</p>								
-do-	-do-		Rs. 2614/-			1 ¹² / ₉₉	fair	

Signature and designation of head of the office or other attesting officer in at least of columns 1

D.E.O. (MARDAN)

Dy. D.O. Peshawar

Signature of
present
Agent

8	9	10	11	12	13		14	15
					Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitible to another Government		
	Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc).	Signature of the head of the office or other attesting officer	Period	Government to which debitible	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant.
	<i>[Signature]</i> S.D.E.O. (M) MARDAN	30 ¹¹ / ₉₇	A/Inc	<i>[Signature]</i> S.D.E.O. (M) MARDAN			Service Verified w.e.f. 12/95 to 30 ¹¹ / ₉₆ from the Acq Roll & other record of this Office. <i>[Signature]</i> S.D.E.O. (M) Mardan	
	<i>[Signature]</i> S.D.E.O. (M) MARDAN	30 ¹¹ / ₉₈	A/Inc	<i>[Signature]</i> S.D.E.O. (M) Mardan				
	<i>[Signature]</i> S.D.E.O. (M) Mardan	30 ¹¹ / ₉₉	A/Inc	<i>[Signature]</i> S.D.E.O. (M) Mardan			Service Verified w.e.f. 12/96 to 30 ¹¹ / ₉₇ from the Acq Roll & other record of this Office. <i>[Signature]</i> S.D.E.O. (M) Mardan	
		30 ¹¹ / ₂₀₀₀	A/Inc					
		30 ¹¹ / ₂₀₀₁	Pay Revised					
		30 ¹¹ / ₂₀₀₂	A/Inc				Service verified w.e.f. 12/97 to 30 ¹¹ / ₂₀₀₁ from the acq. Roll & other record of this office. <i>[Signature]</i> Deputy District Officer (M) Mardan	
		30 ¹¹ / ₂₀₀₁	Entries Revised				Passed Bed Examination from University of Peshawar Under Roll NO-1817 obtained Marks 489/1000. He has been placed in 2nd Division. Result declared on 1998 24-2-1998. <i>[Signature]</i> Deputy District Officer (M) Mardan	
	<i>[Signature]</i> S.D.E.O. (M) Mardan	30 ¹¹ / ₂₀₀₀	A/Inc	<i>[Signature]</i> S.D.E.O. (M) Mardan				

Ready
16/10

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(21) 10

1	2	3	4	5	6	7	8	9
Name of post	Whether substantive or officiating and whether permanent or temporary	If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C. S. R.	Pay in substantive post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of appointment	Signature of Government servant	Signature designation head of the other att officer in all columns
PTC		BPS No 7 @ R. (1480-81-2695)						
9BS Salimkhan Mardan	Sub/H		Rs 2695/-			12/2002	cfw	
		BPS No 7 @ (R. 2220-120-5820)						
do	do		Rs 4020/-			12/2001	cfw	Dr. [Signature] (M) P. [Signature]
do	do		Rs 4140/-			12/2002	cfw	Dr. [Signature] (M) P. [Signature]
		Moved over To BPS 8 (1540-88-2860)						
do			Rs 2772/-			12/2001	cfw	Dr. [Signature] (M) P. [Signature]
		Fixed BPS 7 (2220-120-5820)						
do	do		Rs 4140/-			12/2001	cfw	Dr. [Signature] (M) P. [Signature]
do	do		Rs 4260/-			12/2002	cfw	
do	do		Rs 4380/-			12/03	cfw	

2001
OFFICE OF THE ACCOUNTANT GENERAL
N.W.F.P. PESHAWAR.
PAY FIXED IN THE REVISED BASIC
PAY SCALES 2001
OF RS. 2220-120-5820
AT RS. 4140/-
With Next Increment on
1-12-2001
1-12-2002

Accounts Officer
Pay Fixation Peshawar
N.W.F.P. Peshawar.

TWO
LI
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less
dra

(88) P/Pray w.e.f 1-12-2001 to 6-03-2002

Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc).	Signature of the head of the office or other attesting officer	Leave		Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant.
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		
				Period	Government to which debitable		
	12/2001	Pay Scale Revised					Service verified w.e.f 1-12-2001 to 30-11-2002 from Aeg roll & other record of this office.
	31/11/2002	A/Inc					
	30/11/2001	Entires Revised					Granted Move over from B.P.S 7 to B.P.S 8 w.e.f 1-11-2001 vide E.D.O SR L. Mardan Endst No. 6028 Dated 4/7/2003
	30/11/2001	Move over To B.P.S 8					
	30/11/2002	A/Inc					
	30/11/03	A/Inc					M.F. 06 11/8/03 Drawn difference of pay on ak of granted M/O to B-8 w.e.f 12/2001 to 31-11-2003. Pg (4140-4020)(4160-4140) R. 2400/
	30/11/04	A/Inc					
<p>TNo. 565 216/04.</p> <p>L/Salary for 1-11-2003 to 31-11-2004 CPs 4260/PM, and R. 4380/PM + Allow less ded. of G.P. Ad etc. net Rs. 13929/- drawn.</p>						<p>LAD-SVAT A/10 Office M. Mardan 2/11.</p> <p>Granted Leave w.e.f 1-11-03 to 31-01-04 (92 days on full pay vide A.P.O (L.S.) The also Endst No 4240-4260 dt 17-11-03.</p>	

D.O. (M) Pr. MARDAN

(23) 12

1	2	3	4	5	6	7	8
Name of post	Whether substantive or officiating and whether permanent or temporary	if officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C. S. R.	P y in substantive post	Additional Pay for officiating	Other emolument falling under the term 'Pay'	Date of appointment	Signature of Government servant
BPS Saleemkhan		Rs =	4500		Rs 0	1 ¹² / ₂₀₀₄	Handwritten signature
		Pay Revised BPS 7 (2555-140-8755)					
do do		Rs =	5215			1 ⁷ / ₂₀₀₅	Handwritten signature
do do		Rs =	5350	Ar		1 ¹² / ₀₅	Handwritten signature
do do		Rs =	5495	Ar		1 ¹² / ₀₆	Handwritten signature
		pay Revised BPS No: 7 (2940-160-7740)					
do do	do do	Rs =	6300	pm		1 ⁷ / ₀₇	Handwritten signature
do do	do do	Rs =	6460	pm		1 ¹² / ₀₇	Handwritten signature

Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8

By: District Officer (M) P. M. Mar 3

By: District Officer (M) P. M. Mar 3

By: District Officer (M) P. M. Mar 3

By: District Officer (M) P. M. Mar 3

By: District Officer (M) P. M. Mar 3

By: District Officer (M) P. M. Mar 3

M.F. 10/11/07
L.S. 10/11/07
P. M. Mar 3
P. M. Mar 3
P. M. Mar 3
P. M. Mar 3

M.F. 10/11/07
L.S. 10/11/07
+ All and B

13 (24) All for the month of 2/07 to 4/07 P. 26730/

9 Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	10 Date of termination of appointment	11 Reason of termination (such as promotion, transfer, dismissal, etc).	12 Signature of the head of the office or other attesting officer	13 Leave Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government Nature and duration of leave taken Government to which debitable	14 Signature of the head of the office or other attesting officer	15 Reference to any recorded punishment or censure, or reward or praise of the Government Servant.
By: District Officer (M) P. Mardang	30/11/2005	A/Ret	By: District Officer (M) P. Mardang	Drawn - R. 3000/- 1143 - 20/2/07	J.W.R.P. 19 25/2/07	DC No 7012-13 dt 17/8/05
By: District Officer (M) P. Mardang	30/11/2005	A/Ret	By: District Officer (M) P. Mardang	21/2/07		
By: District Officer (M) P. Mardang	30/6/07	Revised pay	By: District Officer (M) P. Mardang			Sanction is hereby accorded to grant of leave with effect from 10-11-06 to 01-3-07 (112 days) on full pay rate (2 D O (S & L) Mardang Endsl. No 2757-G dt. 29.3.07
By: District Officer (M) P. Mardang	30/11/07	Allocated 133-12	By: District Officer (M) P. Mardang			service verified up to 30/11/07 from the record of his office
MF 193 17/5/07 L/S delay for 1/2/07 to 2/2/07 and P. 25/3/07 to 20/2/07 EP. 5/4/07 + Almo Mardang P. 230/07 and B.F.1 etc with P. 26739/drawing						service verified up to 30/11/07 from the record of his office
MF 18 3.6.08 L/S delay for 2/07 EP. 5/4/07 + Almo Ret. del. of P.P.F. P. 230/07 and B.F.1 etc with P. 8911/drawing						service verified up to 30/11/06 from the record of his office

By: District Officer (M) P. Mardang

By: District Officer (M) P. Mardang

(25) 14

1	2	3	4	5	6	7	8	9
Name of post	Whether substantive or officiating and whether permanent or temporary	If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C. S. R.	Pay in substantive post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of appointment	Signature of Government servant	Signature designation head of the other attes officer in attes of columns
P37		BDS-12CR, 3630 - 260 - 11430						
GDS Sakomich								M
d.		R. 6490/10m				2/12/07	[Signature]	M
d.		BDS 12CR 4355 - 370 - 13655					[Signature]	M
d.		R. 7765/10m				1/08	[Signature]	M
d.		R. 8075/10m				1/08	[Signature]	M
						Pay corrected on 02/2009. C.A.S. 8075/- ADP 13		

(26)

Signature of
attesting
officer

9	10	11	12	13		14	15
				Leave			
Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc).	Signature of the head of the office or other attesting officer	Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debit to another Government	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant.
					Period		
<i>M. A.</i>	30/16/08	Regd	<i>M. A.</i>				Annulment of BPS-12
<i>M. A.</i>	30/11/08	Rtd	<i>M. A.</i>				Grant of BPS-12 w.e.f. 1/10/07 in favour of Mr. Khushdil Khan, PST GDS Suleem Khan vide ERO (ES), Male Murdam No-11464/9 dt 20/10/08 at Suleem
<i>M. A.</i>							<i>M. A.</i>

Signature of
attesting
officer

OPTION

I MR. Khushdil Khan is here by given an option for re-fixation of my pay B-12 with effect from 2-12-2007 as per notification of F.D.N.W.F.P. Peshawar letter No F.D (PRC) F-1-86-v(LA). Dated 5-6-86 and No F.D (SR-1) 12-2-2005 dated 15-4-2005.

Signature *K. A. I.*
Designation. PST

S
D.O (S & L)
Male Murdam

UNDERTAKING

I MR. Khushdil Khan is here by given an undertaking to the effect that if my over-payment has made to me as incorrect award of B-12 with effect from 1-10-2007 shall be recovered from 1-10-2007 my pay pension and gratuity.

Signature *K. A. I.*

S
Designation. PST
D.O (S & L)
Male Murdam

کفر رضا اب EDO صاحب الہند سندھ کی ایجنسی میں جرم

Hand 6

97

درخواست برائے وسیع (ڈرنک لٹو)

AMJAD ALI
Advocate
SUPREME COURT

ضابطہ عالی: ڈرائیو حسب ذیل میں:

1. یہ کہ بریل S.P.S سلیم جرم میں کثرت P.S آبی پانی ڈرائیو میں انجام دے رہا تھا۔

2. یہ کہ کفر بھوشنگ لٹو کے بدولت جرم 9/11 تک 9/11 جی (ڈرنک لٹو) کا درخواست جمع کیا۔

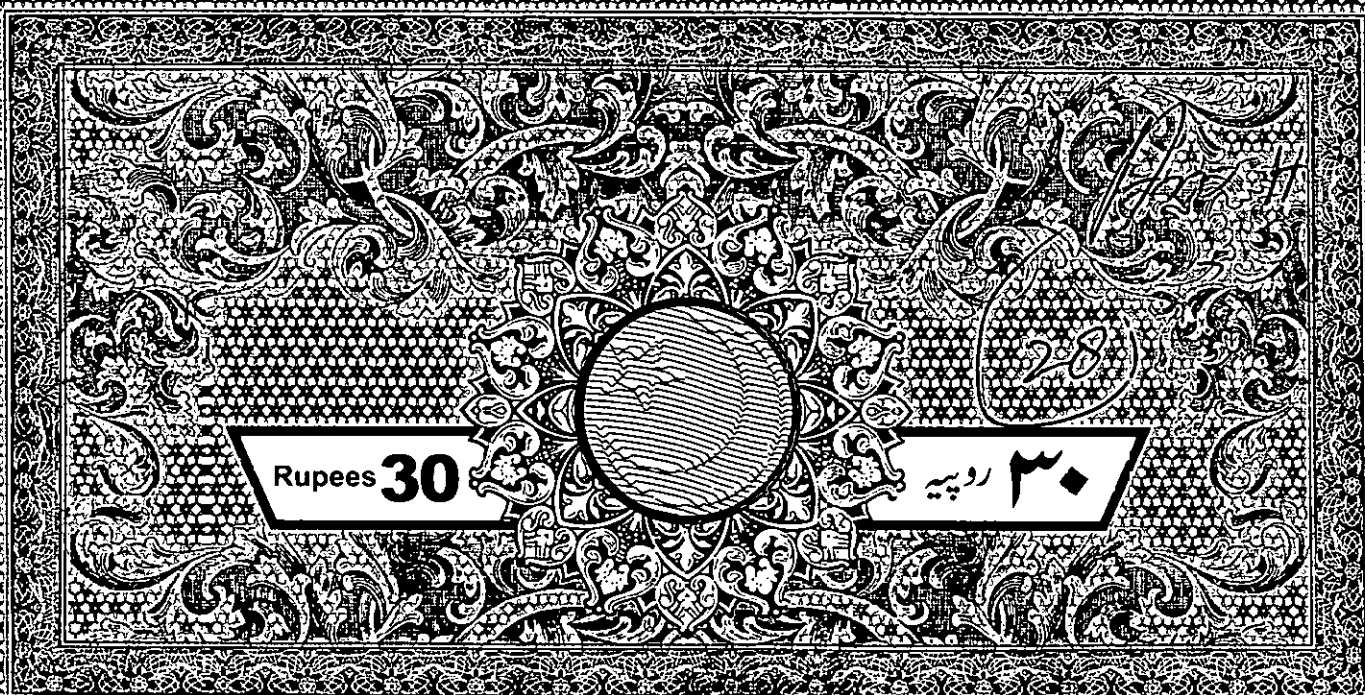
لیکن یہ قسمی بریل مذکورہ تاریخ پر ڈرائیو انجام دینے سے قاصر رہا جو کہ بریل سعودی عرب سے اور لٹو بریل کو وطن جانے سے رکتا رہا۔ اور بریل کا سعودی عرب سے واپس آنا ناممکن ہے۔

یہ: بہین وجہ بریل کو قسمی از 2/11 تا 2/14 اور کار یہ۔ اسد کا صید بریل کو قسمی از

2/11 تا 2/14 کا فرسائڈ رفرمائیں۔

تکریر 10-90/11

خواجہ گل خان برائے صیاد خان بردار بریل :
شیات خان



Rupees 30

۳۰ روپیہ

گورنر جنرل پاکستان

قونسل خان نام حکومت

بیان صلح

حکمہ صیانت خان و دیگر محمد سعید کن مسلم خان اڈوہ مہرمان

بصورت بیان کتب کم میں نے اپنے قبائلی قونسل خان PSI و دیگر

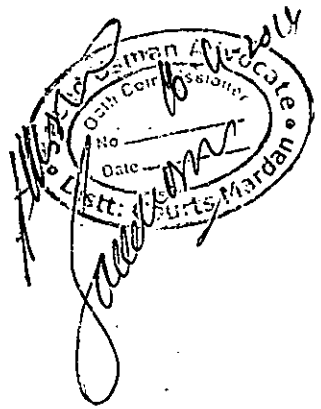
کینے پر دروازہ نمبر ۱/۹ ۲۰۱۱ء کے لئے جسے از ۹/۲ ۲۰۱۱ء تا ۲/۱ ۲۰۱۴ء

EDO صاحب مردان کوری پر اسے توسیع اور ای ڈی او صاحب
نے مطلع کیا ہے جسے میں توسیع مذکورہ میزگی اور میں نے قبائلی

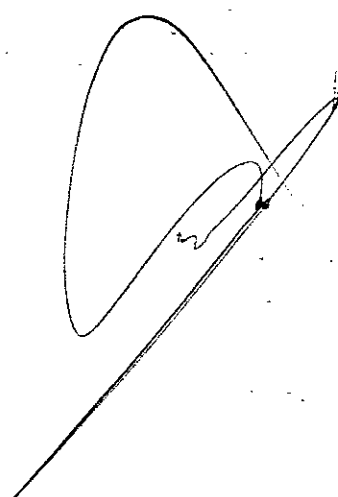
کو اطلاع دی

۱۶/۴/۱۴

صیانت خان
صیانت خان



JP (110)E Appr vice 16/14/16 4918





GOVERNMENT OF PAKISTAN

EMERGENCY PASSPORT
PASSEPORT D'URGENCE

Valid for a single journey
Valable pour un seul voyage

Number: SS844408
Numero: SS844408

Khusdai Khan

Name of bearer
Nom du titulaire

Muhammud Said

Father's/Husband's name
Nom du pere/du mari

PAKISTANI

National status claimed
Nationalite declaree

PAKISTAN

Country of destination
Pays de destination

By Air

Mode of transport
Mode de transport

Number, date and place of issue of passport
Numero, date et lieu de delivrance

Number, date and place of issue of passport
Numero, date et lieu de delivrance

By Saudi Government

Reasons for deportation
Raisons de la deportation

Nil

Name of Agency incurring the amount
Nom de l'agence encourant des frais

30 9/11/13

7. Description of security deposit, if any. Nil

8. Date of departure. Soon

9. This emergency passport expires on. 31-12-2013

PARTICULARS OF BEARER

1. Place of Birth. Marday

2. Date of birth. 15-4-1968

3. Permanent address in Pakistan. Marday

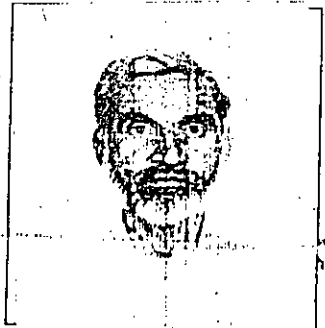
4. Height. Centi metre

5. Colour of hair

6. Colour of eyes

7. Signature or thumb impression of the bearer

BEARER'S PHOTOGRAPH



Note: This emergency passport should be surrendered to the immigration authorities on arrival of its holder in Pakistan.

La délivrance de ce passeport d'urgence ne constitue pas une preuve probante de sa nationalité Pakistanaise.

The issue of this emergency passport is not the conclusive evidence that its holder is, in fact, a citizen of Pakistan.

La délivrance de ce passeport d'urgence n'est pas l'evidence concluante que son titulaire est, de fait, un citizen du Pakistan.

Signature of the issuing authority

RIYADH, SAUDI ARABIA

21-10-2013

Signature of the authority qui a délivré le passeport.

Seal

MUEENUDDIN Community Welfare Att Embassy of Pakistan Riyadh

محور جناب ٹریفک انسپیکٹر صاحب عدروہ المیز (سعودی کتبہ)

AMJAD ALI Advocate SUPREME COURT
السید امجد علی : در مقدمہ اللہ و لہجاتہ

مذکورہ فوٹو خانہ ور محمد میو جہا راکہ نمبر 228338904 ہے۔

جو کہ سن 1994ء میں حاصل کیا گیا ہے۔ مورخہ 26.11.1994ء کو ایسی فوٹو کارڈنگ کی گئی ہے

جس کا نمبر = 258 SBI اور رنگ سیاہ ہے۔ اس کی کاپی منقوودہ طریقہ میں

مذکورہ فوٹو کارڈنگ کی اجازت دیا گیا ہے۔

نائب جسٹس محمد حبار (سعودی) کوٹوالہ 0545-455123

Pakistan International Airlines
<http://www.piac.com.pk>
 111-786-786



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RESERVATION DETAILS

Amjad J.

Booking Reference
(PNR)

IYKLTS

Passenger(s)

1. MR. KHAN KHUSDAL

AMJAD ALI
 Advocate
 SUPREME COURT

Itinerary

Flight	PK-756	Travel Date	November 10
Leaves	King Khaled Intl Airport, Riyadh	Time	12:50 AM
Arrives	Peshawar Airport, Peshawar	Time	6:50 AM
Status	Confirmed	Cabin Class	Economy

Ticket(s) & PNR
Expiry

1. T-26 October
 2. TE 2144364486993 KHUSD/K SYSSYS 08:50/26 October *

المالك: حسن محمد مبارك مبارك

بسم الله الرحمن الرحيم

Ann I-2

Handwritten signature

هوية المستخدم	٧٠٦٩٣١٠١١٦	هوية المالك	٧٠٦٩٣١٠١١٦
نوع التسجيل	٢٥٧ ل ب س	رقم الهيكل	٨٢١٨٣٣
طراز المركبة	٢٥٧ ل ب س	رقم اللوحة	٢٥٧ ل ب س
حمولة المركبة	٢٥٧ ل ب س	مärke المركبة	مازدا
سنة الصنع	١٩٨٣	وزن المركبة	٢٥٧ ل ب س
تاريخ الترخيص	١٣٧٧/١١/١١	اللون	أخضر
		الرقم التماسلي	٧٦٩٣٣٥١٠٠

المملكة العربية السعودية

مؤسسة تسيح الصفوة للمقاولات

المسماة بحسن محمد مبارك

الطريق - حي السلام

31

SUPREME COURT

هادية سدير مورر شعبة الخبز

السلام عليكم ورحمة الله وبركاته

لا مانع لدي من تفويض السيد / فوسن

بنات لير / اهل احاس رتج ٨٩٧٠٤ / ٣٨٣٣

هادية من حاس رتج ١٤٣٣ هـ / ٢ / ٢٠١١

السيارة من نوع هازدا بوكس لوه رتج

س ب ل ٢٥٧ لون اهر والتفعل

س ب ل ٢٥٧ لون اهر والتفعل

Handwritten notes and signatures

Handwritten signature



Handwritten number: ٥٥٥٥٥٥٥٥٥٥

(33)

Am K

AMJAD ALI
Advocate
SUPREME COURT

OFFICE OF THE EXECUTIVE DISTRICT OFFICER (E & S) EDUCATION MARDAN.
OFFICE ORDER.

1. In exercise of KPK removal from service (Special Powers) ordinance 2000, revised in devolution of powers, w.e.f 01.9.2009 conferred upon as competent authority ordered the initiation of disciplinary proceedings against Mr, Khushdil Khan PST GPS, Saleem Khan Mardan and constituted enquiry committee vide order No. 14692-9518.12.2010 to scrutinize the conduct of the accused for the allegation attached therewith.
2. And whereas enquiry was conducted against him, and the committee recommended him for compulsory retirement.
3. And whereas, copy of the enquiry report was provided to him with a show cause notice vide 3954-56 Dated 31.03.2011.
4. And whereas the accused replied the show cause notice.
Now, after going through the enquiry report: reply of the accused to the show cause notice and other material on the record, I am satisfied that the allegations against the accused are proved.
5. Therefore keeping in view his previous service and to safe guard the studies of students, order his compulsory retirement from service with effect from 01.09.2009.

4613-15

Endst: No. _____ P.F

(BAHADAR KHAN MARWAT)
EXECUTIVE DISTRICT OFFICER-
(E & S) EDUCATION MARDAN.

Dated 13/4/2012.

Copy forwarded to the:-

1. Dy: District Officer (M) Pry: Mardan.
2. District Accounts Officer Mardan.
3. Official Concerned.

EXECUTIVE DISTRICT OFFICER
(E & S) EDUCATION MARDAN.

(34)

(57)

Ax L

AMJAD
Advocate
SUPREME COURT
Alisvi

ادو ز نامہ مشرقی ریباد

23-8-2011

سیکس گارنٹی

آب سکیٹوشل خان PST گورنمنٹ ہائٹ سیکرٹری جنرل ایڈمنسٹریشن اور ہاؤسنگ اور پبلک ورکس سے منسجم ہوا ہے کہ آج ہیروں تک جاننے میں اور وہی سے فیڈبک میں اس لیے آج کے خلاف آواز اٹھانے آج کو اس سے روکا جاتا ہے کی ضمانت کی ہے جو آج کو جوتیہ کوٹھڑی میں رکھ دیا جاتی ہے کہ آج صحت کے اندر انڈیا کے دور اور وہی آواز سے منسجم ہوا جا میں اور خیر مہتری کی ضمانت ہے۔ اور اس کے خلاف ایک طرف کی طرف سے توئی اور وہی ہوگی میں جس آج کا وقت سے روکا گیا ہے۔

(دراویہ کرمان) (مشرقی ریباد) (سیکس گارنٹی) (ایڈمنسٹریشن اور ہاؤسنگ اور پبلک ورکس) (سیکس گارنٹی) (مشرقی ریباد)

INI/MR 99

To:

The Director of Education
Elementary & Secondary
Near Dabgari Garden Peshawar

Ano, m

35

Meser
Amir
Amir

Subject: - Departmental Appeal

Sir,

Applicant humbly submits as under:-

1. That appellant was appointed as Primary School Teacher vide order dated 11/11/1987.
2. That appellant applied for long leave w.e.f 2/9/2009 till 1/9/2011 due to family problems vide application dated 19/8/2009.
3. That the said application was favourably forwarded by D.E.O Elementary & Secondary Education Mardan (Competent Authority) to District Coordination Officer Mardan
4. That approval order from District Coordination Officer is a mere formality.
5. That Competent Authority of appellant is D.E.O Mardan.
6. That infact appellant was asked by the Executive District Officer Mardan that his leave is sanctioned and he can proceed abroad.
7. That appellant left his duty through relieving slip dated 1/9/2009 duly mentioning that left the charge due to long leave.
8. That attendance register also shows that appellant's application for long leave has been forwarded.
9. That leave is available in the leave account of appellant.
10. That appellant is entitled for 5 years leave as per revised leave Rules-1981 as served about 22 years.
11. That appellant has got clean record of service and never remained absent in the past and was never issued show cause notice for habitual absent.
12. That appellant left the country for Saudi Arabia to improve his financial position and relieve his family problems through hard earned genuine money.
13. That appellant was not permitted to leave Saudi Arabia and filed application dated 1/9/2011 through his brother namely Hayat Khan for extension of leave w.e.f 2/9/2011 to 1/2/2014 which was sanctioned as per his brother.
14. That appellant was sent on out pass through emergency passport in a Saudi Govt. package as appellant was not permitted by Kafeel to leave Saudi (wherein instructions were

issued by Saudi Govt. to exit/depart till 31/12/2013 and his Visa/Passport was retained.

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15. That appellant approached the D.E.O Mardan for resumption of his duty on 10/12/2014.
16. That appellant was informed that he has been removed from service vide order dated 13/4/2012 which appellant received on 1/2/2014 as containing signature of its reception on said date along with a copy of show cause notice in news paper daily Mashriq dated 23/8/2011.
17. That compulsory retirement order dated 13/4/2012 is illegal, against law and facts on following grounds:-

GROUNDS

- A. Because removal from service ordinance has been repealed on _____ thus the whole proceedings under repealed ordinance as well as removal order dated 13/4/2012 are nullity in the eye of law.
- B. Because the only offence under R.S.O is habitual absentee.
- C. Because appellant has not been served with any allegation of habitual absentee.
- D. Because appellant was stuck up in Saudi Arabia and was not permitted to leave the country (Saudia).
- E. Because in the circumstances absence was not willful but due to reasons beyond control of appellant.
- F. Because E & D rules 1973 or 2011 have not been applied.
- G. Because Rule 8-A that is publication in two leading international news papers is not carried out which by itself a sufficient for declaring impugned order as illegal.
- H. Because appellant requests for “ _____ ”
- I. Because leave is available at credit of appellant and if leave was sanctioned, appellant would not have been forced to go through these regours and similarly department and students too.
- J. Because the salary was meager and there was no alternative for appellant but to earn genuine money to improve his financial status as he was indebted.
- K. Because appellant has not been associated with any inquiry and Ex Parte inquiry are always treated as very weak.
- L. Because appellant is still energetic, experienced and can deliver best as compared to fresh entrants.
- M. Because leave rules 1981 are devised to cater for such circumstances.

- N. Because appellant is supporting 5 sons and wife.
- O. Because the qualities of appellant would go waste along with his trainings and experience.
- P. Because identically placed others have been granted leave.
- Q. Because absence can be converted into leave.
- R. Because appellant as per Tribunal Judgment of this Honorable Court, major penalty without regular inquiry cannot be inflicted upon appellant.
- S. Because the rigours of appeal/trial is a sufficient punishment.
- T. Because punishment is very harsh.
- U. Because no retrospective punishment can be given.

It is, therefore, humbly requested that on acceptance of this appeal impugned order of compulsory retirement dated 13/4/2012 may please be set aside by treating absence period as leave without pay and appellant may please be reinstated in service with all back benefits.

Yours obediently *[Signature]*

Dated: 15/2/2014

Khushdil Khan S/O
 Muhammad Said
 (PST) Teacher Govt.
 Primary School
 Saleem Khan Mardan

2014ء منجانب اسرار علی

19/4/2014

مورخہ:

بنام:

مقدمہ:

صوبہ سندھ

فوسن علی

دعویٰ:

جرم:

سورجی باجٹ تحریر آئی

مقدمہ مندرجہ عنوان بالا اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ

آن مقام کیلئے امجد علی ایڈووکیٹ، سپریم کورٹ آف پاکستان سٹریٹ مراد

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

2014ء

العبد

اسرار علی

گواہ

7

المرقوم:

العبد

کے لیے منظور ہے۔

اسرار علی

بمقام

Attestation of
Amjad Ali
Advocate
Murad

AMJAD ALI
Advocate
SUPREME COURT

امجد علی ایڈووکیٹ سپریم کورٹ آف پاکستان، ڈسٹرکٹ کورٹس، مرادان

1-9882434 0321-9870175

Before Khyber Pakhtunkhwa Service tribunal Peshawar.

S. Appeal No.583/14

Khushdil Khan S/O Muhammad Said
PST.GPS, Saleem Khan District Mardan.....Appellant.

VS

Govt: of Khyber Pakhtunkhwa through Secretary E&SE Department Peshawar
etc.....Respondents.

Para wise comments on behalf of Respondents No.1 to 3

PRELIMINARY OBJECTION.

1. That the appellatant has no cause of action as well as locus standi.
2. That the appeal is badly time barred.
3. That the appeal is not maintainable in its present form.
4. That the appellatant has not come to this Hon, able Tribunal with clean hands.
5. That the appellatant is estopped by his own conduct.
6. That the appellatant has concealed material facts from this Honorable Tribunal hence liable to be dismissed.
7. That the present appeal is liable to be dismissed for non joinder/ misjoinder of necessary parties.
8. That the appellatant has filed the instant appeal with malafied motives.
9. That the instant appeal is against the prevailing law and rules.

Respondents submit as under:-

ON FACTS

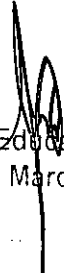
1. Pertains to personal record, hence No. needs comments.
2. Correct to the extent of Application but the said was not sanctioned and he has left for Saudi Arabia without Sanction of the said leave. (annexure "A"B report of ADO Circle) DDO Mardan.)
3. Correct to the extent of forwarding but sanction was not granted as stated in para 2 above.
4. Incorrect, the DCO was sanctioning authority for leave.
5. Incorrect, the DCO is competent authority.
6. Incorrect, this para is contradictive with the annexure. Appellant says that EDO has asked him that his leave has been sanctioned and annexure shows that Assistant District Officer Tahir Shah has said him that his leave has been sanctioned. Both the statements are fake and no sanction letter has been awarded.
7. Incorrect. Relieving slip without sanction of leave is baseless.
8. Incorrect, forwarding of application is no justification.
9. Pertains to his personal record, hence no comments.
10. In correct. Leave is always subject to the approval of the competent authority
11. Pertains to personal record.
12. Pertains to personal record However the appellatant has given written statement on stamp paper with his leave application that he will not proceed abroad.(Stamp Paper is attached as Annexure C)
13. Incorrect. Neither the earlier leave was sanctioned nor the subsequent application for the extension of leave was sanctioned. The appellatant is taking baseless please without any documentary proof.
14. As above (Pertains to personal record).
15. Pertains to Personal record.
16. Incorrect, actually the department asked him, appear before the EDO for sanctioning of leave, vide letter No 7940 dated 20-10-2009 but he failed. (Annexure D) and he has left the station without sanction of leave. Moreover the appellatant has already been compulsory retired after fulfilling the codal formalities vide officé order No 4613-15 dated 13-4-2012.


- 4
17. In correct the appellant was declared absent when he left the station, and could not appear before the EDO personally. As he has proceeded abroad. (Annexure I, I-1, I-2 and J of the instant appeal). Moreover the department issued notices bearing No 3954 -56, dated 30-3-2011 and show cause notices in Daily Mashriq dated 23-8-2011. An impartial enquiry was conducted and the inquiry committee recommended him for disciplinary action under the rules (Annexure E, F, G,H).
 18. Incorrect his departmental appeal had no weight, hence filed.
 19. Incorrect. Compulsory retirement order is legal, according to law.

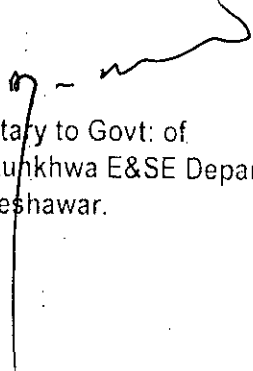
ON GROUNDS.

- A. Incorrect. The appellant has been proceeded according to the Law on the subject.
- B. Incorrect. It was regular absence.
- C. Incorrect. He was absent from duty and was not found anywhere in the country. The appellant was issued show cause notices as well as Publication in daily Mashriq regarding absence.
- D. Correct, He was in Saudi Arabia and was proceeded without permission/sanction of leave.
- E. Incorrect. He has willfully left the country without permission of department / Sanction.
- F. Incorrect. The appellant has been proceeded according to law on subject.
- G. Incorrect. The department letter No.9905 dated 15-08-2011 shows that was sent to information department for publication in two leading news paper (See Annex.F).
- H. No comments.
- I. Incorrect. Leave availability do not allow to left the station without sanction. Proper procedure will be adopted.
- J. Incorrect. The appellant cannot improve his financial status abroad without permission of the authority.
- K. Incorrect. An impartial enquiry was conducted, but the appellant could not appear before the enquiry committee despite proper service.
- L. Incorrect. The appellant has already been compulsory retired and is no more Civil Servant.
- M. Incorrect, Rules does not allow any one before sanctioning the leave.
- N. No comments.
- O. Pertains to personal record.
- P. Incorrect. Every case has its own merit.
- Q. Incorrect. It needs proper justification.
- R. Incorrect. Regular inquiry was conducted.
- S. Incorrect. The punishment awarded is according to law and rules and liable to be upheld.
- T. Incorrect lenient view is taken by the respondents.
- U. Incorrect. The Punishment is according to law and rules.

It is therefore, humbly prayed that in the light of above facts and grounds the appeal in hand may be dismissed with cost.


District Education Officer
(Male) Mardan.


Director E&SE
Peshawar


Secretary to Govt: of
Khyber Pakhtunkhwa E&SE Department
Peshawar.

(A) (40)
From AD, Circle Mardan Kas.

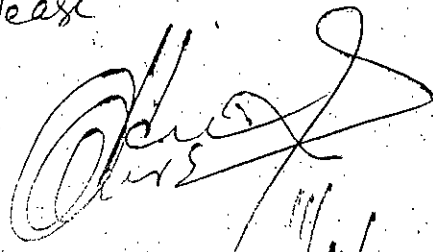
Dated 11-11-2010

10

Dy, D.O (male) pry Mardan.

Subject: Report regarding E/leave of
Mr, Khushdil Khan P.S.I.

Sir,
Reference your letter no, 1937- dated 4/11/2010
It is stated the Mr, Khushdil Khan P.S.I
Gps Salim Khan has applied for E/leave
w.e.f 02/09/2009 to 01/9/2011 (Two years) but returned
with the remarks that he should personally
visit the office of E.D.O but he had gone
abroad without the sanction of E/leave
so report is submitted for further
necessary action please.


11/11/2010

(8)

(4)

DEPUTY DISTRICT OFFICER
(MALE) PRIMARY MARDAN.

NO 2032/E.leave file.

DATED 25/11/2010.

To

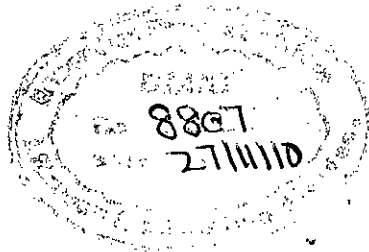
The Executive District Officer
Elementary and Secondary Education
Mardan.

Subject:- EARNED LEAVE OF MR. KHUSHDIL KHAN PST.
Memo.

Reference your office memo No. 11683/P.F. Khushdil Khan Dated 26-10-2010 on the subject noted above.

In Continuation of this office Endst: No. 1938-40 Dated 04-11-2010 Mardan report of Mr. Khushdil Khan PST GPS Saleem Khan Mardan has applied for Earned Leave on private affairs w.e.f. 02-09-2009 to 01-09-2011(Two Years) but he had gone abroad absent with out the sanction of earned leave.

The report of Head Teacher GPS Saleem Khan along with the report of A.D.O. Mardan Khas Mardan are submitted for further necessary action please.



[Signature]
DEPUTY DISTRICT OFFICER
(MALE) PRIMARY MARDAN.

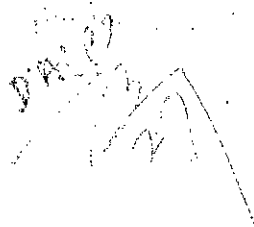
Encl: as above.

Endst: No. _____

1. Head Teacher GPS Saleem Khan w/r No. 1297 dated 13-11-2010.
2. A.D.O. Mardan Khas Mardan on 11-11-2010.

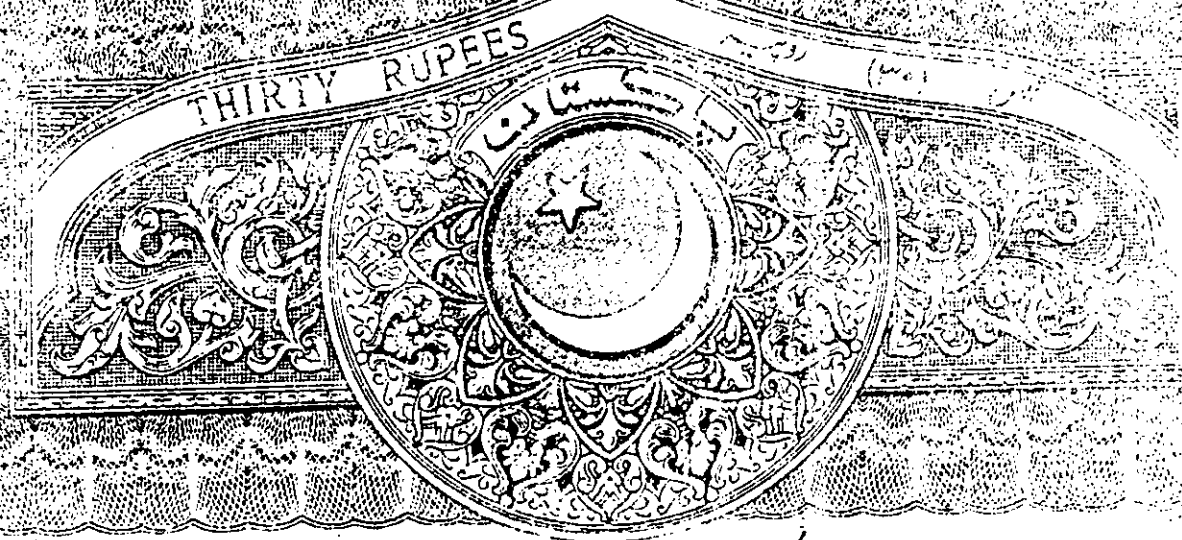
M.I.K.

[Signature]
DEPUTY DISTRICT OFFICER
(MALE) PRIMARY MARDAN.



[Signature]
Head
GPS Sa
Distric

(c)



باجلی

کے لئے جو کہ میری ساری چار روپے اور سلیم خان کو

۱۹۳۷ء میں دیا گیا تھا جو کہ میری ساری چار روپے اور سلیم خان کو

۱۹۳۷ء میں دیا گیا تھا جو کہ میری ساری چار روپے اور سلیم خان کو

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۱۹۳۷ء میں دیا گیا تھا جو کہ میری ساری چار روپے اور سلیم خان کو

۱۹۳۷ء میں دیا گیا تھا جو کہ میری ساری چار روپے اور سلیم خان کو

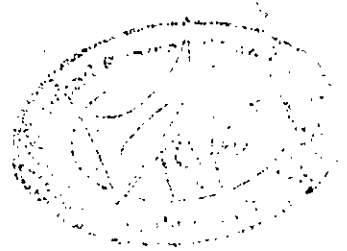
۱۹۳۷ء میں دیا گیا تھا جو کہ میری ساری چار روپے اور سلیم خان کو

۱۹۳۷ء میں دیا گیا تھا جو کہ میری ساری چار روپے اور سلیم خان کو

Handwritten signature

دعوت خیراتی خانہ دارالاسلام حیدرآباد

16101-915 3729-5



(10) 30
EXECUTIVE DISTRICT OFFICER,
ELEM:& SECY: EDUC: MARDAN.

NO 7940 / KHUSHDIL KHAN PST

DATED: 20/10/09

To,

The Dy; District Officer,
(M/P) Mardan.

Subject: APPLICATION FOR THE GRANT OF LONG LEAVE.

MEMO: =

Ref: Your office No 1571/Khushdil Khan PST dated;
10/9/2009 on the subject cited above.

You directed to inform Mr, Khushdil Khan PST, GPS, Salim Khan
to attend this office on any working day to sign the S/book on
page NO 14.


EXECUTIVE DISTRICT OFFICER,
ELEM:& SECY: EDU: MARDAN.

(E (ii))
53

SHOW CAUSE NOTICE.

1. WHEREAS YOU, Khushail Khan RST GRS, Salim Khan were proceeded against under the NWFP, removal from service (Special ordinance 2000 for the charges sanctioned in the statement of allegation.
2. And WHEREAS, Mr. Sahar Ali Head Master /Inquiry Officer was appointed as inquiry officer to conduct inquiry in connection with charges leveled against you and the said statement of allegation in accordance with the procedure laid down in rules 6 of the (Special Power) ordinance 2000.
3. And WHEREAS, the inquiry committee after having examined the charges, replies have submitted its report according to which the charges mentioned in the statement of allegation have been proved against to (Copy of the inquiry report is Endst:).
4. And WHEREAS, the competent authority EDO (E&SE) Mardan agreeing with the finding of the inquiry committee has tentatively decided to impose upon. You the following minor/major penalties as specified in rule, (4) (a) (II) of the government servant (E&D) rules, 1973 as reflected in rule 3 (b) of the NWFP removal of service (Special Powers) ordinance 2000 amended under the devolution of power 2001.

1. Proposed for removal from service under special power ordinance 2000 (removal from service).

2.

5. NO THEREFORE, You are hereby called upon to show cause in writing as to why to propose action should not take against you.
Your reply should reach the undersigned (Competent Authority) with in 14 Days of the receipt of this notice, failing which it will be presumed that you have no explanation to offer in this behalf.
You may also intimate as to whether you want to be hearing in person.

(MUHAMMAD UZAIR ALI)
EXECUTIVE DISTRICT OFFICER
(E & S) EDUCATION MARDAN.

3954-S6

Endst: No _____ Dated 31/3 /2011.

Copy forwarded to the:-

1. Dy: District Officer (M) Piry: ~~Takht Bhai~~ & Mardan for information and with the direction to served upon the aforesaid accused official and the said show cause notice containing their signature of receipt there of may be furnish to this office. A copy of inquiry report in the subject case is also enclosed herewith. The same may be got Photostatted and handover to accused along with a copy of the show cause notice.
2. District Coordination Officer Mardan.

29/3/11
EXECUTIVE DISTRICT OFFICER
(E & S) EDUCATION MARDAN:
mi

1-9-2009

(E II) (53)

SHOW CAUSE NOTICE.

1. WHEREAS YOU, Abushail Khan PST G/S, Salim Khan were proceeded against under the NWFP, removal from service (Special ordinance 2000 for the charges sanctioned in the statement of allegation.

2. And WHEREAS, Mr. Rahim Akbar Head Master /Inquiry Officer was appointed as inquiry officer to conduct inquiry in connection with charges leveled against you and the said statement of allegation in accordance with the procedure laid down in rules 6 of the (Special Power) ordinance 2000.

3. And WHEREAS, the inquiry committee after having examined the charges, replies have submitted its report according to which the charges mentioned in the statement of allegation have been proved against to (Copy of the inquiry report is Endst:).

4. And WHEREAS, the competent authority EDO (E&SE) Mardan agreeing with the finding of the inquiry committee has tentatively decided to impose upon. You the following minor/major penalties as specified in rule, (4) (a) (II) of the government servant (E&D) rules, 1973 as reflected in rule, 3 (b) of the NWFP removal of service (Special Powers) ordinance 2000 amended under the devolution of power 2001.

1. Proposed for removal from service under special power ordinance 2000 (Removal from service).

2.

5. NO THEREFORE, You are hereby called upon to show cause in writing as to why to propose action should not take against you.

Your reply should reach the undersigned (Competent Authority) with in 14 Days of the receipt of this notice, failing which it will be presumed that you have no explanation to offer in this behalf.

You may also intimate as to whether you want to be hearing in person.

(MUHAMMAD UZAIR ALI)
EXECUTIVE DISTRICT OFFICER
(E & S) EDUCATION MARDAN.

3954-56


Endst: No

Dated

31/3 /2011.

Copy forwarded to the:-

1. Dy: District Officer (M) Piry: ~~Takht Bhai~~ & Mardan for information and with the direction to served upon the aforesaid accused official and the said show cause notice containing their signature of receipt there of may be furnish to this office. A copy of inquiry report in the subject case is also enclosed herewith. The same may be got Photostatted and handover to accused along with a copy of the show cause notice.
2. District Coordination Officer Mardan.


29/3/11
EXECUTIVE DISTRICT OFFICER
(E & S) EDUCATION MARDAN.

1-9-2009

(F)

58

EXECUTIVE DISTRICT OFFICER

(ELWM;&SEC;EDU)MARDAN

No. 9905 /P.File 1<hushdal Khan.

Dated Mardan the 15/8 2011

To,

The Assistant Director
Regional Information Office
Mardan.

Subject: **SHOW CAUSE NOTICE.**

MEMO:-

Enclose please find herewith 7 copies of the show cause notice for publication in two leading News Papers and submit the bill for payment

Encl(As Above).

2

13/8/11
EXECUTIVE DISTRICT OFFICER
(ELEM; & SEC:EDU:)MARDAN.

(۹)

57

روز نامہ مشق پاد

23-8-2011

شوکار نوٹس

آپ کسی خوشحال خان PST کورسٹ پر ہماری سکول سلیم خان مورہ 1-9-2009 سے غیر حاضر ہیں اور ہاؤس ذرائع سے معلوم ہوا ہے کہ آپ ہر دن ملکہ جاپکے ہیں اور ڈیوٹی سے غیر حاضر ہیں اس لئے آپ کے خلاف انگریزی آفیسر نے آپ کو مردوں سے یہ سخت کرنی کی سفارش کی ہے۔ لہذا آپ کو بذریعہ نوٹس اطلاع دی جاتی ہے کہ آپ سات دن کے اندر ذمہ داری کے رو برو دفتر کی اوقات میں حاضر ہو جائیں اور غیر حاضری کی معقول وجہ بتائیں۔ بصورت دیگر آپ کے خلاف یکطرفہ قانونی کارروائی ہوگی جس میں آپ کی ملازمت سے برطرفی ہو سکتی ہے۔

(روزولی خان) ایگزیکٹو ڈسٹرکٹ آفیسر ایجوکیشن ڈویژن ایجوکیشن مردان

INF/MR.ES

(H)

(52)

ENQUIRY REPORT AGAINST MR. KHUSHDIL KHAN PST GOVT: PRIMARY SCHOOL SALIM KHAN (MARDAN) ON DATED 14-01-2011.

1. NAMES OF ENQUIRY OFFICERS.

- a). Mr. Raham Akbar Head Master GHS Sangao, (Mardan).
- b). Mr. Shamshad Ali ADO (Ele; & Sec Edu; M/P Circle Rustam (Mardan).

2. DATE OF Enquiry.

14-01-2011.

3. Venue.

GPS Saleem Khan (Mardan).

4. INTRODUCTION.

We, Mr. Raham Akbar Head Master GHS Sangao, (Mardan). and Mr. Shamshad Ali ADO Circle Rustam (Mardan) were appointed as members of Enquiry committee in connection with to enquire about the absence of Mr. Khushdil Khan PST GPS Saleem Khan Mardan who is absent from duty wof, 01-09-2009, vide EDC (E&S) Education Mardan Endst; NO. 14692-95 Dated the 18-12-2010.

5. INVESTIGATION.S.

We, the Enquiry Officers both visited the School on Dated. 14-01-2011. Head Master of the School MR. Abdul Wadood was present. He and His Colleagues were enquired about the teacher MR. Khushdil Khan PST, Already absent from duty since, 01-09-2009. Absenteeism report against the teacher has also been forwarded to the EDC (E&S) Edu; Mardan, by the Head Teacher concerned and related Circle ADC, and the teacher concerned is absent from duty up till now.

6. FINDINGS.

In the light of the above facts and from attendance register, Acquittance Roll, Head Teachers and His Other Staff members statement we reached to the conclusion that the teacher concerned is absent from duty, It seems that he is not in the Country (Pakistan) but he is in abroad with out sanction of leave, or prior permission from the Higher authorities.

7. RECOMMENDATIONS.

In the best interest of public and Govt; We, both the Enquiry Officers recommend ~~that~~ the teacher concerned for disciplinary action/ to be taken against him under the rules regarding absenteeism please.

M
 1. RAHAM AKBAR, 15/01/2011
 HEAD Master,
 GHS Sangao, (MDN).

Shamshad Ali
 15/01/2011
 2. MR. Shamshad Ali,
 ADO (E&S) Ed; M/P
 CIRCLE Rustam (MDN).

1323
 12/2/11

ADO (E)
 BA-pny
 12/2

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

No 46 /ST

Dated 10/01/2018

To

The District Education officer E & S Education,
Government of Khyber Pakhtunkhwa,
Mardan.

Subject: **JUDGEMENT/ORDER IN APPEAL NO. 583/14 MR.KHUSHDIL KHAN**

I am directed to forward herewith a certified copy of Judgment/Order dated 08/01/2018 passed by this Tribunal on the above subject for strict compliance.

Encl: As above

REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR.

alc