ï

Learned counsel for the petitioner present. Mr. Kabirullah Khattak, Additional Advocate General alongwith Mr. Khalid Inspector for the respondents present.

Representative of the respondent department submitted office order bearing No. 868/LC dated 05.03.2022 whereby the appellant has been reinstated in service with immediate effect, as per Service Tribunal judgement dated 10.01.2022 in service appeal No. 7132/2021. Copy of the said order is placed on file as well as provided to learned counsel for the petitioner. Learned counsel for the petitioner requested that time may be granted for submission of objection(s). Adjourned. To come up for objection, if any, and arguments on implementation report, on **22**.09.2022 before S.B.

(MIAN MUHAMMAD) **MEMBER(E)**

Form- A

FORM OF ORDER SHEET

Court of____

Execution Petition No._

311/2022

S.No. Date of order Order or other proceedings with signature of judge proceedings 1 2 3 27.05.2022 The execution petition of Mr. Taj Mir submitted today by Mr. Taimur Ali 1 Khan Advocate may be entered in the relevant, register and put up to the Court for proper order please. This execution petition be put up before Single Bench at Peshawar on 2-6-22 2- $8-6 \cdot 22$. Original file be requisitioned. AAG has noted the next date. The respondents be issued notices to submit compliance/implementation report on the date fixed. ١-**CHAIRMAN** 08.06.2022 Nemo for petitioner. Lawyers are on general strike. Noted for Notice of the instant execution petition be issued to respondents for implementation report. To come up for wer. Khan implementation report on 19.07.2022 before S.B. 22 (Rozina Rehman) Member (J)

2-78



NO. 868 /10

OFFICE OF THE DISTRICT POLICE OFFICER DERA ISMAIL KHAN ©0966-9280062 Fax, # 9280293

dated D.I.Khan the

<u>c 5103/7077</u>

ORDER

Consequent upon the Judgment in Service Appeal No. 7132/2021 passed by the Khyber Pakhtunkhwa Service Tribunal Peshawar on 10.01.2022 and in compliance with the directions Issued by the Inspector General of Police, Khyber Pakhtunkhwa Peshawar, endorsed to this office by the Regional Police Officer Dera Ismail Khan vide No. 1308/ES dated 28.02.2022, Ex Constable Taj Mir No. 2027/L is hereby reinstated in service with immediate effect.

He is hereby allotted Constabulary No. 2076/L

OFFICER DISTRICT DERA ISMA L KHAN

No.

Copy of above is submitted to:-

/03/2022

 The Regional Police Officer, Dera Ismail Khan with reference to his office Endst: No. quoted above. Necessary guidance regarding counting of out of service period and back benefits is solicited, please.

dated

- 2. Pay Officer, DPO Office DIKhan.
- 3. PA to DPO Dikhan.

/LC

- OHC DPO Office Dikhan.
- 5. I/C Security & Computer Lab DPO Office DIKhan.

0 B _____)t_07-03-2022

DISTRICT POLICE OFFICER DERA ISMAIL KHAN

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ضلع ڈیردا۔اعیل خان

يقلمد روزنامجه

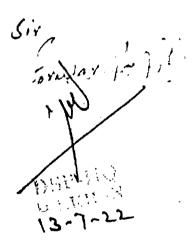
مد نمبر 77 سنتی ملاز مان / غیر حاضری عقیق الرحلن B32/MHC مورخہ: 19.03.2022 وقت 21:00 بج در ن ج کہ اس وقت احاطہ پولیس لائن میں کنتی ملاز مان پولیس کرائی کئی جملہ فارغ از ڈیوٹی ملاز مان پولیس کو گفتی میں موجود پاکرنو کر پال بحوالہ مد 62 بالا پڑھ کر سنائی وسمجھائی گئی طلاز مان پولیس کو افسران بالا کی طرف سے دی کیش ہدایات ، آمدہ تھر میش الرف ، حالیہ حالات کے چیش نظر مناسب ہدایات دیں گئیں بعد سنا نے تکم احکام افسران گفتی برخاست کی گئی جبکہ تسمیل تاج میر 2078 کو گفتی میں عدم موجود پا کر غیر حاضری درج روز نامچہ کی جاتی ہے۔

جتاب عالى!



روز مجمع وسار المرو ن مروز مجمع وسار الم

sirrorwadael Ri-Po-dil Inia 06-07-2022



يوليس لائن



To:

OFFICE OF THE DISTRICT POLICE OFFICER, DERA ISMAIL KHAN

2 0966-9280297 Fax#. 0966-9280293 legalbranchdik@gmail.com

No: 58^{2} /Legal Dated / 5 / 07 /2022

The Registrar, Khyber Pakhtunkhwa Service Tribunal, Peshawar,

١

Subject: IMPLEMENTATION REPORT OF HONOURABLE KP SERVICE TRIBUNAL PESHAWAR ORDER DATED 10.01.2022 (TAJ MIR VS. PPO KP ETC)

Kindly refer to honourable KP Service Tribunal Order dated 10.01.2022.

It is submitted that in compliance with the subject order of Honourable Tribunal the appellant Ex-Constable Taj Mir No. 2027/L was reinstated in service and allotted him constabulary No. 2078/L vide this office order No. 868/EC, dated 05.03.2022. Copy enclosed for kind perusal.

However, as per report of Moharrir Police Lines DIKhan vide DD No. 77, dated 19.03.2022 the said constable is absented from lawful duties w.e.from 05.03.2022 to till date. Copy of Daily Diary report enclosed for kind perusal, please

District Police Of

Dera Ismail Khan

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Execution Petition No. <u>5/1</u>/2022 In Service Appeal No.7132/2021

Taj Mir

V/S

Education Department

INDEX

S. No.	Documents	Annexure	P. No.
01	Memo of Execution Petition		01-03
02	Copy of advertisement	A	04
03	Copy of merit list	B	05-09
04	Copy of judgment dated 10.01.2022	C	10-14
05	Copies of order dated 18.01.2022 and application	D&E	15-16
06	Copy of order dated 05.03.2022	F .	17
07	Wakalat Nama		18

THROUGH:

APPELLAN

(TAIMUR ALI KHAN) ADVOCATE HIGH COURT

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Execution Petition No. <u>\$//</u>/2022 In Service Appeal No.7132/2021



Taj Mir Ex-Constable No.2801, FRP, Peshawar Range, Peshawar.

PETITIONER

VERSUS

- 1. The Provincial Police officer Khyber Pakhtunkhwa, Peshawar.
- 2. The Regional Police Officer D.I Khan Region, D.I Khan.
- 3. The District Police Officer, Dera Ismial Khan.

<u>RESPONDENTS</u>

EXECUTION PETITION FOR DIRECTING THE RESPONDENTS TO IMPLEMENT THE JUDGMENT DATED 10.01.2022 OF THIS HONOURABLE TRIBUNAL IN LETTER AND SPIRIT.

RESPECTFULLY SHEWETH:

- 1. That the petitioner was appointed in Levis Force in the year 2011 and was then absorbed in Police Department as constable and serving in the said capacity, the petitioner was falsely implicated in criminal case FIR vide FIR No.19 dated 25.05.2020 U/S 324,337-A(i), 148, 149 PPC PS Darazida D.I Khan.
- 2. That on the basis above mentioned criminal case, the petitioner was dismissed from service vide order dated 14.07.2020, against which he filed departmental appeal which was rejected on 31.12.2020 and then filed revision which was also rejected on 12.07.2021.
- 3. That the petitioner then, filed service appeal No.7132/2021 in the Honourable Tribunal against the order dated 14.07.2020, 31.12.2020 and 12.07.2021 with the prayer to set aside the impugned orders and reinstated him into service with all back and consequential benefits.

4. That the Education Department advertised post of different cadres in which the posts of PST (BPS-12) were included and the petitioner being eligible applied for the post of PS. It is pertinent to mention here that the petitioner was out of service due his dismissal from service from the Police Department at the time of applying for the post of PST in Education Department due to which he could not applied through proper channel to the post of PST. (Copy of advertisement is attached as Annexure-A)

. 3

- 5. That the Education department issued the tentative merit list of PST (Male) candidates in which the petitioner was on the top of the merit list, however in the remarks column it was mentioned that the petitioner provided the attested copy of Court decision. (Copy of merit list is attached as Annexure-B)
- 6. That the service appeal of the petitioner was heard by this Honourable Tribunal on 10.01.2022. The Honourable Service Tribunal accepted the appeal of the petitioner as prayed for. (Copy of judgment dated 10.01.2022 is attached as Annexure-C)
- 7. That after accepting the appeal of the petitioner by the Honourable Tribunal, he was appointed on the post of PST (BPS-12) vide order dated 18.01.2022, the petitioner filed application on 10.02.2022 for lien as he was dismissed from the Police Department at the time of applying to the post of PST in Education Department, therefore he could not applied for the post of PST in Education Department through proper channel. (Copies of order dated 18.01.2022 and application is attached as Annexure- D&E)
- 8. That in the compliance of judgment dated 10.01.2022 of this Honourable Tribunal, the petitioner was reinstated by the Police Department vide order dated 05.03.2022 with immediate effect despite the fact the petitioner is entitle for reinstatement into service with effect from 14.07.2020 with all back and consequential benefits as per judgment dated 10.01.2022 of this Honourable Tribunal. (Copy of order dated 05.03.2022 is attached as Annexure-F)
- 9. That as dismissal order dated 14.07.2020 of the petitioner was set aside and reinstated him into service with all back benefits by this Honourable Tribunal in its judgment dated 10.01.2022, therefore the petitioner is entitle for reinstatement into service with effect from 14.07.2020 with all back and consequential benefits, but the

respondent Department reinstated the petitioner into service with immediate effect, which amounts to competent of court.

- 10. That in-action and not fulfilling formal requirements by the respondents after passing the judgment of this Honourable Service Tribunal, is totally illegal amount to disobedience and Contempt of Court.
- 11. That the judgment is still in the field and has not been suspended or set aside by the Supreme Court of Pakistan, therefore, the department is legally bound to obey the judgment dated 10.01.2022 of Honourable Service Tribunal in letter and spirit.
- 12. That the petitioner has having no other remedy except to file this execution petition for implementation of judgment dated 10.01.2022 of this Honourable Tribunal.

It is, therefore, most humbly prayed that the respondents may kindly be directed to implement the judgment dated 10.01.2022 of this Honourable Service Tribunal in letter and spirit. Any other remedy, which this august Service Tribunal deems fit and appropriate that, may also be awarded in favour of petitioner.

THROUGH:

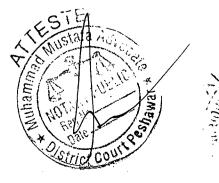
(TAINUE ALI KHAN) ADVOCATE HIGH COURT

PETITIONER

Taj Mir

AFFIDAVIT

It is affirmed and declared that the contents of the execution petition are true and correct to the best of my knowledge and belief. \mathcal{A}



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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

SERVICE APPEAL N 2021

Khyher P Service Diary No

Taj Mir, Ex-Constable, No.2021/L, Kohi Bhara Chowki D.I.Khan

(APPELLANT)

VERSUS

- 1. The Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.
- 2. The Regional Police Officer, D.I, Khan Region, Dera Ismail Khan.
- 3. The District Police Officer, Dera Ismail Khan.

(RESPONDENTS)

APPEAL UNDER SECTION 4. OF THE KHYBER PAKHTUNKHWA SERVICE **TRIBUNALS** ACT, 1974 AGAINST THE ORDER DATED 14.07.2020, WHEREBY THE APPELLANT WAS DISMISSED FROM SERVICE, AGAINST THE ORDER DATED 31.12.2020, WHEREBY THE DEPARTMENTAL APPEAL OF THE APPELLANT HAS BEEN REJECTED FOR NO GOOD GROUND AND AGAINST THE ORDER DATED 12.07.2021, WHEREBY THE REVISION OF iterito-day THE APPELLANT WAS ALSO REJECTED.

PRAYER:

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THAT ON ACCEPTANCE OF THIS APPEAL, THE ORDER DATED 14.07.2020 AND 31.12.2020 & 12.07.2021 MAY KINDLY BE SET ASIDE AND THE RESPONDENTS MAY FURTHER BE DIRECTED TO REINSTATE THE APPELLANT INTO HIS SERVICE WITH ALL BACK AND CONSEQUENTIAL BENEFITS. ANY OTHER REMEDY WHICH THIS AUGUST TRIBUNAL DEEMS FIT AND APPROPRIATE THAT MAY ALSO BE AWARDED IN FAVOUR OF APPELLANT.

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 7132/2021

Date of Institution .	
Date of Decision .	. 10.01.2022

Taj Mir, Ex-Constable, No. 2021/L, Kohi Bhara Chowki D.I.Khan.

(Appellant)

(Respondents)

VERSUS

The Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar and two others.

Taimur Ali Khan Advocate

Muhammad Adeel Butt, Additional Advocate General

AHMAD SULTAN TAREEN ATIQ-UR-REHMAN WAZIR

For Appellant

For respondents

CHAIRMAN . MEMBER (EXECUTIVE)

JUDGMENT

ATIQ-UR-REHMAN WAZIR MEMBER (E):-

Brief facts of the case are that the appellant while serving as constable in police department, was proceeded against departmentally on the charges of his involvement in a criminal case and was ultimately dismissed from service vide order dated 14-07-2020. Feeling aggrieved, the appellant filed departmental appeal, but in the meanwhile the appellant was also acquitted of the criminal charges vide judgment dated 22-12-2020, but despite his acquittal, his departmental appeal was rejected vide order dated 31-12-2020. The appellant filed revision petition, which was also rejected vide order dated 12-07-2021, hence the instant service appeal with prayers that the impugned orders dated 14-07-2020, 31-12-2020 and 12-07-2021

ATTENTED

may be set aside and the appellant may be re-instated in service with all back

benefits.

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Learned counsel for the appellant has contended that the impugned ' 02 orders are against law, facts and norms of natural justice, therefore not tenable and liable to be set aside; that the inquiry officer recommended that the appellant may be re-instated and the inquiry may be kept pending till decision of criminal case pending against the appellant, but the appellant was dismissed without waiting for conclusion of the criminal case, which is against the norms of natural justice and fair-play; that the appellant was falsely implicated in criminal case and as per CSR-194, the appellant was required to be kept under suspension till completion of the criminal case, but the appellant was dismissed, which was against law and rule; that after acquittal from the criminal charges, there remains no reason to maintain the penalty so awarded; that the honorable court in its judgment of acquittal has held that the parent department is supposed to reinstate the appellant on the basis of acquittal, but despite clear instructions of the court, the appellant was not re-instated; that as per judgments of superior courts, mere allegation of commission of offense and registration of FIR against a person would not ipso facto made him guilty rather he would be presumed to be innocent until convicted by a competent court of law, but the appellant was dismissed from service merely on the basis of FIR, in which he was granted acquittal.

03. Learned Additional Advocate General for the respondents has contended that it is correct that the inquiry officer in its finding have made recommendations that the appellant may be re-instated and the inquiry may be kept pending till conclusion of the criminal case, but the allegation of misconduct had been proved against him during departmental probe; that the appellant was directly charged in FIR u/s 324/337A(I)/148/149 PPC Dated 25-05-2020, hence the punishment awarded to the appellant is in accordance with law and rule; that the appellant

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was acquitted of the charges on the basis of compromise, which does not amount to honorable acquittal and which does not affect departmental proceedings.

04. We have heard learned counsel for the parties and have perused the record.

05. Record reveals that the appellant was charged in FIR u/s 324/337A (i)/148/149 PPC Dated 25-05-2020 and was arrested. Simultaneously departmental proceedings were also initiated against him and because of departmental proceedings, the appellant was dismissed from service vide order dated 14-07-2020. In the meanwhile, the appellant was acquitted of the charges by the competent court of law vide judgment dated 22-12-2020.

Being involved in a criminal case, the respondents were required to suspend the appellant from service under section 16:19 of Police Rules, 1934, which specifically provides for cases of the nature. Provisions of Civil Service Regulations-194-A also supports the same stance, hence the respondents were required to wait for the conclusion of the criminal case, but the respondents hastily initiated departmental proceedings against the appellant and dismissed him from service before conclusion of the criminal case. It is a settled law that dismissal of civil servant from service due to pendency of criminal case against him would be bad unless such official was found guilty by competent court of law. Contents of FIR would remain unsubstantiated allegations, and based on the same, maximum penalty could not be imposed upon a civil servant. Reliance is placed on PLJ 2015 Tr.C. (Services) 197, PLJ 2015 Tr.C. (Services) 208 and PLJ 2015 Tr.C. (Services) 152. The respondents however did not honor their own rules and dismissed the appellants in violation of rules.

^{*}07. As per provisions contained in Section 16:3 of police rules, 1934, the respondents were bound to re-instate the appellant after earning acquittal from the same charges, upon which the appellant was dismissed from service, but the

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respondents despite his acquittal, did not consider his departmental appeal ignoring the verdict of the court as well as of Police Rules, 1934. The respondents also violated section-54 of Fundamental Rules by not re-instating the appellant after earning acquittal from the criminal charges. In a manner, the appellant was illegally kept away from performance of his duty. In 2012 PLC (CS) 502, it has been held that if a person is acquitted of a charge, the presumption would be that he was innocent. Moreover, after acquittal of the appellant in the criminal case, there was no material available with the authorities to take action and impose major penalty. Reliance is placed on 2003 SCMP 207, 2002 SCMR 57 and 1993 PLC (CS) 460.

08. Needless to mention that disciplinary proceedings so conducted are also replete with deficiencies as the appellant was kept deprived of the opportunity to defend his cause. In view of the foregoing discussion, the instant appeal is accepted as prayed for. Parties are left to bear their own costs. File be consigned to record room.

ANNOUNCED 10.01.2022

SULTAN TAREEN) CHAIRMAN

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

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OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) DERA ISMAIL KHAN

APPOINTMENT ORDER

Under the Rule 10 (2) of THE KHYBER PAKHTUNKHWA CIVIL SERVANTS (APPOINTMENT, PROMOTION &TRANSFER) RULES, 1989, upon the recommendation of the Departmental Selection Committee, as contained in its minutes of the meeting dated <u>08/01/2022</u>, and in pursuance of the Govt. of Khyber Pakhtunkhwa Elementary and Secondary Education Department Notification No. SO(PE)4-5/SSRC/Meeting/2012/Teaching Cadre dated 13/11/2012, amended vide notification of even No. dated 07.03.2018, appointment is hereby ordered on open merit in the public interest in respect of the following male candidates against the vacant post of <u>PST</u> (<u>Male</u>), in <u>BPS-12</u>, (Rs.13320-960-24120) fixed plus usual allowances as admissible to them under Rules, for one year, on adhoc/ contract basis through ETEA, under the existing policy of the Government of Khyber Pakhtunkhwa, with terms and conditions given below with immediate effect.

S.N	Roll No	Name	htunkhwa, with Father Name	D.O.B	CNIC	Total Score	Place of Posting
0 1.	401773	TAJ MIR	KHAN MIR	24/02/1992	2230136871369	114.251	GPS Niskora
2.	431243	Ikramullah	Warrokai khan	06/06/1992	2230169196901	111.958	GPS Khasarai Sharif
3.	431835	Dost Muhammad	Abdul ghafoor khan	03/08/1994	2230165648227	111.752	GPS Zain Ud Din Khoi Bahara
4.	430951	Nageeb ullah	Hazrat khan	11/02/1991	2230161925819	110.941	GPS Malik Khan Zada
5.	431949	Ahmad Khan	Sado Khan	01/01/1995	2230126820867	109.033	GPS Domanda
6.	432720	Muhammad Nawaz Khan	Said Daraz Khan	26/03/1997	2230148434915	108.863	GPS Almar Kalan
7.	431972	Islam Gul	Sulaman Gul	31/01/1995	2230161055809	107.952	GPS Nishpazai
8.	432544	Muhib Ullah Shah	Bakhtiar Shah	08/10/1996	2230164200863	107.949	GPS Anwar Khan
9.	432357	Altaf Ahmad	Wazir shah	10/03/1996	2230137784877	106.814	GPS Nasir Ibrahimzai (Dotani)
10.	431312	Muhammad Tahir	Rasool Khan	16/12/1992	2230143817253	106.395	GPS Bospa
11.	430926	JAHANZEB KHAN	REHMAT ULLAH KHAN	02/01/1991	3220232541827	106.165	GPS Dabbar Sakhar Kona
12.	432165	Basir khan	Sher Ali Khan	31/07/1995	2230170451001	105.829	GPS Daniyal Koroona
13.	431675	Fazal E Haq	Bahawal khan	05/03/1994	2230134036971	105.772	GPS Khar Ghoza
14.	430842	ABDUL / ZIZ KHAN	ABDUL JABBAR KHAN	07/05/1990	3230380155639	105.225	GPS Jalal Khan Parwara
15.	432180	Abdul Wahab	Gulab Khan	10/08/1995	2230114350135	104.642	GPS Hassan Khan
16.	433180	Amjad Khan	Abdul Majeed Khan	08/04/1999	2230167089827	104.621	GPS Landi Kutarzai
17.	432537	Safdar khan	bakhtiar khan	01/10/1996	2230184274481	103.937	GPS Bonga
18.	431990	Asif Khan	Sultan Khan	08/02/1995	2230165588715	103.110	GPS Behran
19.	431756	Zia Muhammad	Atta Muhammad	17/04/1994	1210158871395	102.929	GPS Karhai Sheikhan
20.	431085	Shahzadah shah	Karim shali	01/12/1991	2230118477821	102.503	GPS Ragha Khilizai
21.	431084	Ali Jan	Naseeb Gul	01/12/1991	2230193272625	102.119	GPS Tijree
22.	430918	MUHAMMAD TAYYAB	Mirabat Khan	01/01/1991	2230188009723	101.913	GPS Sarkazai
23.	432876	Sajjad Nawaz	Naik Nawaz	01/01/1998	2230198788733	101.695	GPS Nai Jana
24.	432579	ibrar ahmad	saud khan	22/12/1996	2230158984109	101.451	GPS Naijoon
25.	432756	Sher Afghan	Ayam Khan	13/04/1997	2230119180459	101.412	GPS Nishpa

<u>. E: NO TA/DA etc. is allowed.</u> Charge report should be submitted to all concerned. **ZRMS AND CONDITIONS:**

4.

Their Appointment is made purely on temporary and contract basis, initially, for one year from the date of issuance of order. 2.

- They should not be handed over charge if they exceed 35 years or fall below 18 years of age. Age relaxation case may be
- The Appointment is made with the condition that the certificate/documents of the appointees must be verified from the 3. concerned authorities by the Principals/Headmistress/DDOs concerned; anyone found producing bogus Certificate, the DDO will report to the law enforcing agencies for further action and/or the said appointment will be cancelled automatically. The candidate concerned will have no right of appeal at any forum. Expenses on verification of the certificates/degree will be borne by the appointees.
- 4. Extension will not be granted to them unless their original Degrees are received to the undersigned with in the first year of 5.
- Their services are liable to termination on one month's notice from either side. In case of resignation without notice his onemonth pay/ allowances shall be forfeited to the Government Exchequer. 6.
- Pay will not be drawn unless a Pay Release Order is issued by the Undersigned after receipt of verification from the Board/ 7.
- Under the authority of No. SORII(S&GAD)1(26)/86, dated 20.10.1986), they should join their post within 30 days of the issuance of this Order. In case of failure to join the post within stipulated period, his appointment will stand expired automatically and no 8.
- Under Rule 11, Sub-rule (5) of THE KHYBER PAKHTUNKHWA CIVIL SERVANTS (APPOINTMENT, PROMOTION & TRANSFER) RULES, 1989; Health Fitness and Age Certificate should be produced from the Medical Superintendent, D.I.Khan, within week of 9.
- He will be governed by such rules and regulations as may be issued from time to time by the Government.
- 10. Their services shall be terminated at any time, in case their performance is found unsatisfactory during their 11. In case of misconduct, they shall be proceeded under the rules farmed from time to time. contract period.
- 12. In case of acceptance of the appeal by the competent authority in respect of another deserving, yet, leftover meritorious candidate, this appointment order shall be withdrawn to the extent of below merit candidate and re-adjustment will be carried out
- 13. He will serve at the place of posting.
- 14. The place of posting/ adjustment shall be considered as per discretion of the competent authority and no candidate shall approach / appeal for appointment/ adjustment at a specific station as a vested right.
- 15. Before handing over charge, once again their documents shall be checked by DDO concerned; and if the appointee does not acquire the required qualifications, as per rules, or in case of any degree/certificate is found to be issued after closing date of advertisement, against which he claimed score for merit they may not be handed over charge of the post.
- 16. They will be trained for 9 months in-service mandatory professional training at PITE/RITE/FITE/GCET and the Exam fees and/or other dues will be borne by the candidates themselves.
- 17. If any meritorious candidate is found deprived from appointment by this order and competent authority accepts his appeal, the appointment order of the low merit candidate will be withdrawn and adjustment order will be reviewed according to merit. 18. Joining of Post/ job shall be deemed as acceptance of all the terms and conditions mentioned above.

Endst: No_ 9131-65 Copy to the:-

(MALE) DERA ISMAIL KHAN Dated /2022

- 1. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
- 2. Additional Director (Estab) Merged Areas Peshawar.
- 3. Deputy Commissioner, DIKhan.
- 4. District Comptroller of Accounts, DIKhan.
- 5." Deputy District Education Officer (M) DIKhan.
- 6. District Monitoring Officer EMA, DIKhan. 7
- Principal/Head Master Concerned.
- SDEO (Male) Sub Division Darazinda. 8. Official concerned. 9.
- 10. Master File.

CATION

DISTRICT EDUCATION OFFICER

(MALE) DERA ISMAIL KHAN

جناب عالى !

خواهشمندبء

بخدمت جناب ڈسٹر کے پہلیس آفیسر صاحب، ڈیرہ اسماعیل خان در ثواست برائے حصولی Lien

مود بانہ گزارش ہے کہ سائل 28.12.2011 کولیوی میں بھرتی ہو کر محکمہ پولیس میں ضم ہو کر محکمہ پولیس میں اپنی ڈیوٹی نہایت ہی خوش اسلوبی سے انجام دیتار ہااور 2020 میں جھوٹے مقدمہ کی بناپر سائل ڈسمس کیا گیاجواب دوبارہ KP سروس ٹر بیونل پشادر، جناب IGP صاحب خیبر پختو نخواہ اور آپ جناب کے حکم پر بحوالہ میسج نمبر 238، مور خد 2022. 07.03 بحال ہو کرا بن ڈیوٹی احسن طریقے سے سرانجام دینے دالا ہے۔

عرصہ برخاشگی کے دوران من سائل محنت مزدوری کے ساتھ ساتھ محکمہ تعلیم میں PST فیچر کے لئے تھی ETEA ٹیسٹ اور انٹر ویود یا تھا جو کا مباب ہونے پر اب جا کر سائل کو محکمہ کی جانب سے Appointment لیٹر موصول ہو چکاہے.

جناب عالی! چونکہ سائل نے بر خاشگی کے دوران PST کے لئے اپلائی کما تھااور محکمہ میں نہ ہونے کی وجہ سے اس وقت Lien/NOC نہیں لے ^{کر} اتھااوراب جب سائل دوبارہ سروس پر بحال ہو چکا ہے ۔ چونکہ محکمہ پولیس میں سائل سکیل BPS-07 ہے جبکہ ٹیچر کا سکیل BPS-12 ہے اور سائل بخوشی خود محکمہ تعلیم میں جانے کا

للمذابذر يعهددر خواست استدعاب كه سائل كے بہتر مستقبل كے لئے سائل كوم وقع فراہم كرتے ہوئے) ST ٹیچر کے لئے Lien پر چھوڑا جانے کا تھم صادر فرمایا جادے۔ سائل تازیست دعا گورہے گا۔ (Stip

مور خه 10 فروري 2022

العارض

) ۲۲ ساک تاج میر ^{کن} سٹیبل نمبر L/2027، صلح ڈیر داساعیل خان، موبائل نمبر 03489106640

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Amile

E OF THE OF DISTRICT POLICE OFFICER DERA ISMAIL KHAN ©0966-9280062 Fax # 9260293 NO. 868 <u>t 5/03/2022</u> dated D.I.Khan the ORDER Consequent upon the Judgment in Service Appeal No. 7132/2021 passed by the Khyber Pakhtunkhwa Service Tribunal Peshawar on 10.01.2022 and in comphance with the directions Issued by the Inspector General of Police, Khyber Pakhtunkhwa Peshawar, endorsed to this effice by the Regional Police Officer Dera Ismail Khan vide No. 1308/ES dated 28.02.2022, Ex Constable Taj Mir No. 2027/I. Is hereby reinstated in service with immediate effect. He is hereby allotted Constabulary No. 2076/L E OFFICER DISTRICT I, KHAN DERA ISM/ No. /03/2022 /IC dated Copy of above is submitted to:-1. The Regional Police Officer, Dera Ismail Khan with reference to his office Endst: No. quoted above. Necessary guidance regarding counting of out of service period and back benefits is solicited, please. Pay Officer, DPO Office Dikhan. 3. PA to DPO Dikham. OFIC DPO Office DIKhan. 1. 5. I/C Security & Computer Lab DPO Office DIKhan. 078<u>313</u> DT<u>07-03-20</u>22 DISTRICT POLICE OFFICER DERA ISMAIL KIEME ALSO BE AWARDED IN FAVOUR OF APPELLANT. CamScanner

VAKALAT NAMA

NO/2021	
IN THE COURT OF <u>KP</u> Set MICE TG	Binal Peshabac
<u>Tay Mie</u> VERSUS	(Appellant) (Petitioner) (Plaintiff)
Police Deptt I/WE,Tay Mil	(Respondent) (Defendant)

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

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

Dated 2021

(CLIENT

ACCEPTED

TAIMUR ALI KHAN Advocate High Court BC-10-4240 CNIC: 17101-7395544-5 Cell No. 0333-9390916

OFFICE: Room # FR-8, 4th Floor, Bilour Plaza, Peshawar, Cantt: Peshawar GS&PD.KP-19 87-5,000 Forms-27.10.15/P4(Z)/F/PHC Jos/Form A&B Ser. Tribunal

"A"

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

JUDICIAL COMPLEX (OLD), KHYBER ROAD, $\bigtriangledown \beta$

PESHAWAR.

No.

APPEAL No. F. P. No. 311 of 20 2.2

Mil

Apellant/Petitioner

Versus Provincial Police Office KPK **RESPONDENT(S)** Police (icel Notice to A leshanad

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal 12.2 at 9: am

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

Registrar Khyber Pakhtunkhwa Service Tribunal. Peshawar.