

S.No.	Date of order proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
	18.08.2015	<p style="text-align: center;"><u>KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,</u> <u>CAMP COURT ABBOTTABAD.</u></p> <p style="text-align: center;">APPEAL NO. 556/2013</p> <p style="text-align: center;">(Malik Muhammad Hamid-vs-Secretary Education KPK etc.)</p> <p style="text-align: center;">SCANNED KPST Peshawar</p> <p style="text-align: center;"><u>JUDGMENT</u></p> <p style="text-align: center;"><u>Muhammad Azim Khan Afridi, Chairman:</u></p> <p>Appellant with counsel and Mr.Sohail Ahmad, Assistant alongwith Mr. Muhammad Tahir Aurangzeb, GP for the respondents present. Rejoinder submitted by counsel for the appellant placed on record.</p> <p>2. Malik Muhammad Hamid S/O Ali Afsar hereinafter referred as the appellant has preferred the instant appeal under Section-4 of KPK Service Tribunal Act, 1974 against the impugned order dated 26.11.2012 vide which the appointment order of the appellant was withdrawn from the date of its issuance and, consequently, the services of the appellant were terminated.</p> <p>3. Brief facts of the case of the appellant are that an advertisement was published by the Executive District Officer, E&SE, Abbottabad in the newspaper inviting therein applications from eligible candidates alongwith attested copies of documents which were to be submitted to the said office up to 06.06.2011. On the basis of the said publication appellant also applied for the post of PST (BPS-07) where-after his application was processed and after adopting the prescribed procedure appellant selected and as such appointed as PST on 07.08.2012. It was vide impugned order dated 26.11.2012 when the appointment order of the appellant was withdrawn w.e.from the date of its issuance. Feeling aggrieved the appellant submitted departmental appeal on 02.12.2012 which was not responded constraining the appellant to institute the instant service appeal.</p> <p>4. Notices were issued to respondents. Appeal was contested on factual and legal grounds by respondents.</p> <p>5. We have heard arguments of the learned counsel for the appellant as well as learned Government Pleader for respondents and perused the record.</p>

Handwritten signature and date: 18.08.15

6. Publication made in the newspaper (Annexue-B page-15) would suggest that the last date for submitting applications to the EDO, E&SE, Abbottabad was fixed as 06.06.2011. The appellant was thus obliged to show his eligibility to the position applied for at least on the said date. According to Provisional Result Card issued by AILama Iqbal Open University, Islamabad in favor of the appellant, the result of the appellant was declared on August 16, 2011 and the Provisional Result Card issued to appellant on August 26, 2011. The appellant was thus obliged to show that he was eligible to the post of PST on the last date of submission of applications i.e 06.06.2011 but as evident from Provisional Result Card referred to above the result was declared on August 16, 2011 meaning thereby that the appellant was not even eligible to apply to the said position what to say of his appointment against the same.

7. We have observed that the respondents have enquired into the matter in accordance with law and omissions, if any, would not come to the rescue of the appellant more particularly when the Provisional Result Card by itself depicts that the result of the appellant was not even declared till the last date of submission of applications.

8. We, therefore, see no merit in the instant appeal and would therefore dismiss the same, leaving the parties to bear their own costs. File be consigned to the record.



(ABDUL LATIF)
MEMBER


(MUHAMMAD AZIM KHAN AFRIDI)
CHAIRMAN

18.08.15

ANNOUNCED
18.08.2015

24.04.2015


Counsel for the appellant and Mr. Jamshid Awan, Assistant
alongwith Mr. Muhammad Tahir Aurangzeb, GP for respondents
present. Written reply submitted. The appeal is assigned to D.B for
rejoinder and final hearing for 18.8.2015 at Camp Court Abbottabad.


Chairman
Camp Court Abbottabad

Appellant deposited process fee
S. Security


the time of applying to the post. That the impugned order of EDO, E&SE, A/Abad dated 26.11.2012 (Annexure-F page 21) withdrawing the appointment order of the appellant on the basis of allegations mentioned in para-2 of the said Notification is illegal, void and as such in-effective and liable to be set aside.

Points urged by the learned counsel for the appellant need consideration. Admit. Subject to deposit of security & process fee within 10 days, notices be issued to respondents for written reply/comments for 16.3.2015 at camp court A/Abad.


Chairman
Camp Court A/Abad

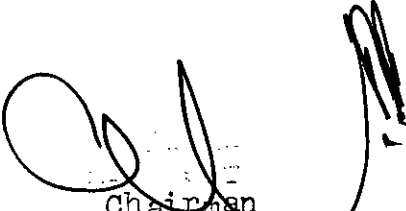
16.3.2015

Counsel for the appellant and Mr. Zubair Ali, ADO for respondents alongwith Mr. Muhammad Tahir Aurangzeb, G.P present. Requested for adjournment. Directed to submit written reply without further loss of time on 24.4.2015 at camp court A/Abad before S.B.


Chairman
Camp Court A/Abad

14.7.2014

Appellant with counsel and Mr. Zubair Ali, ADO for respondents with Mr. Muhammad Tahir Aurangzeb, G.P present. The learned G.P stated that since the appellant is relying on the result of Allama Iqbal Open University, he is to produce that result in support of his case, where-after reply to show cause notice a/c. would become irrelevant. Therefore, the appellant is directed to positively produce the said result for further preliminary hearing at camp court A/Abad on 19.01.2015.


Chairman
Camp Court A/Abad

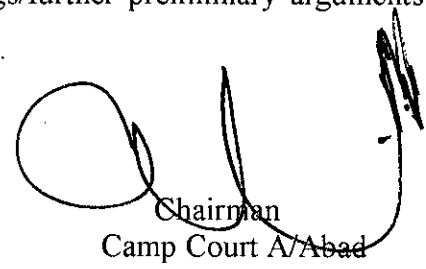
19.01.2015

Appellant with counsel and Mr. Muhammad Tahir Aurangzeb, G.P for respondents present. Learned counsel for the appellant informed the Court that Allama Iqbal Open University is not handing over the result to the appellant and as such the appellant is not in a position to produce the same before the Court. Impact of non-production of the result by the appellant is to be seen later on.

Learned counsel for the appellant contends that the appellant had already passed Higher Secondary School Examination from Allama Iqbal Open University at the time of applying to the post of P.S.T advertised by the Education Department Abbottabad. That the appellant had secured 559 marks out of 900 and had mentioned the same at

21.01.2014

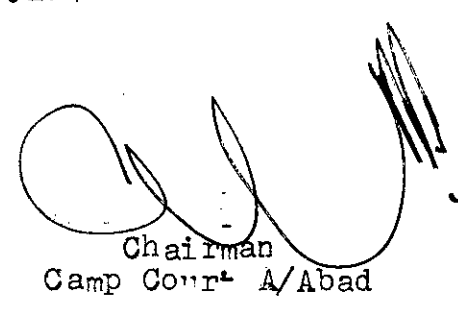
Counsel for the appellant present and heard. In view of contentions of the learned counsel for the appellant, the appellant is directed to submit gazette notification/proof showing declaration of result of Higher Secondary School Certificate examination prior to the closing date on 6.6.2011 and also a copy of reply to the show cause notice for further proceedings/further preliminary arguments at camp court A/Abad on 17.3.2014.



Chairman
Camp Court A/Abad

17.3.2014

Appellant with counsel present. The learned counsel for the appellant stated that the respondent-department is neither providing the gazette notification/proof showing declaration of result of Higher Secondary School Certificate examination prior to the closing date on 6.6.2011 as well as copy of reply to the show cause notice. Therefore, a pre-admission notice be issued to the respondent-department as well as learned G.P for production of the said documents, positively, for further proceedings/further preliminary hearing at camp court A/Abad on 14.7.2014.



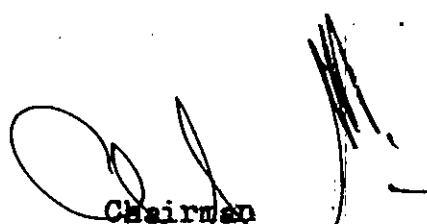


Chairman
Camp Court A/Abad

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 556/2013

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	21/03/2013	<p>The appeal of Malik Muhammad Hamid presented today by Mr Hamayun Khan Advocate may be entered in the Institution Register and put up to the Worthy Chairman for preliminary hearing.</p> <p style="text-align: right;"> REGISTRAR</p>
2	15.4.13	<p>This case is entrusted to Touring Bench A.Abad for preliminary hearing to be put up there on <u>16.9.13</u></p> <p style="text-align: right;"> CHAIRMAN</p>
3.	16.9.2013	<p>Appellant with counsel (Mr. Hamayun Khan, Advocate) present. Learned counsel for the appellant requested for adjournment. To come up for preliminary hearing at camp court A/Abad on 21.01.2014.</p> <p style="text-align: right;"> Chairman Camp Court A/Abad</p>

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

Service Appeal No. 556 /2013

Malik Muhammad Hamid son of Ali Afsar resident of Village and P.O Dalola
Tehsil and District Abbottabad.

....APPELLANT

V E R S U S

Secretary Education Khyber Pakhtunkhawa, Peshawar and others.

.....RESPONDENTS

WRIT PETITION


INDEX

S.#	Description	Page #	Annexures
1.	Service appeal	1 to 10	
2.	Copy of F.A and PTC certificates	11 To 14	"A"
3.	Copy of the advertisement	15	"B"
4.	Copy of appointment order dated 07/08/2012	16 To 18	"C"
5.	Copy of Corrigendum dated 18/08/2012	19	"D"
6.	Copy of show cause notice	20	"E"
7.	Copy of notification dated 26/11/2012	21	"F"
8.	Copy of departmental appeal	22 To 26	"G"
9.	Wakalatnama		

M.M. Hamid
....APPELLANT

Through

Dated: 18/03 /2013


HAMAYUN KHAN
Advocate High Court, Abbottabad
0345-9557912

BEFORE THE SERVICE TRIBUNAL, KHYBER
PAKHTUNKHAWA, PESHAWAR

A. W. P. Prov. No. 569
21-3-13

Service Appeal No. 556 /2013

Malik Muhammad Hamid son of Ali Afsar resident of Village and P.O Dalola Tehsil and District Abbottabad.

....APPELLANT

V E R S U S

1. Secretary Education Khyber Pakhtunkhawa, Peshawar.
2. Director General Elementary and Secondary Education Khyber Pakhtunkhawa, Peshawar.
3. Executive District Office (Male) Elementary and Secondary Education Lind Road Abbottabad.
4. District Coordination Officer Abbottabad.

....RESPONDENTS

21/8/13

APPEAL UNDER SECTION 4 OF SERVICE

TRIBUNAL ACT 1974 AGAINST THE

NOTIFICATION / ORDER DATED 26/11/2012

WHEREBY THE SERVICES OF THE APPELLANT

WITHDRAWN FROM THE DATE OF ISSUANCE,

PASSED BY RESPONDENT NO. 4 AND ALL OTHER

PROCEEDINGS TAKEN BY THE RESPONDENTS NO. 2 TO 4 BEING ILLEGAL, ABINITIO, VIDE AGAINST LAW, BE DECLARED AS ILLEGAL, AGAINST THE RIGHTS OF THE APPELLANT, AGAINST LAW AND THEREFORE, LIABLE TO BE SET-ASIDE.

PRAYER: ON ACCEPTANCE OF INSTANT APPEAL, IMPUGNED ORDER DATED 26/11/2012 WHEREBY THE SERVICES OF THE APPELLANT WERE WITHDRAWN FROM THE DATE OF ITS ISSUANCE BE SET-ASIDE AND APPELLANT REINSTATED WITH ALL BACK BENEFITS AND ANY OTHER PROCEEDINGS TAKEN AGAINST THE APPELLANT BY RESPONDENT'S BE DECLARED AS ILLEGAL, UNLAWFUL, AND THEREFORE, LIABLE TO BE SET-ASIDE.

Respectfully Sheweth: -

1. That the present appellant has done his F.A alongwith PTC. Copy of F.A and PTC certificates are attached herewith as Annexure "A".
2. That an advertisement for district Abbottabad for the post of (Primary School Teachers) PST.

alongwith others post were given in the daily newspapers. Copy of the advertisement is attached herewith as Annexure "B".

3. That as a consequence to the advertisement the appellant applied for the post of primary school teacher BPS-7.
4. That at the time when he apply for the post of Primary School Teacher the appellant was a final year semester student of F.A which he was doing from Allama Iqbal Open University Islamabad and at the time of submission of documents the appellant clearly mentioned all this and submitted his copies of DMC's for the three semester and that he also mentioned that he will file the result of final semester after he clears the same.
5. That thereafter, the appellant was issued the roll number to appear in the ETA test.
6. That after the issuance of roll number the appellant appeared in the said ETA test and qualified the same and on qualifying the said

test the appellant was called for interview on 19/07/2011.

7. That after the interview merit list was displayed but the name of the appellant was not included in the preliminary merit list, therefore feeling aggrieved of the same he gave him an application that he has qualified the ETA test and interview, therefore his name be included in the merit list for the Primary School Teacher.
8. That thereafter final merit list was displayed in which the name of the appellant was shown to be included in the list for Union Council Dalola.
9. That after one year of display of merit list, the appellant again approached the respondents for the outcome office appointment and also in the meanwhile submitted his F.A final degree which was issue it to him on 26/08/2011.
10. That vide appointment order dated 07/08/2012, the appellant was appointed as Primary School Teacher and was posted at Government Primary School Deedal. Copy of appointment order

dated 07/08/2012 is appended herewith as Annexure "C".

11. That vide order dated 18/08/2012 a corrigendum was issued by the respondent No. 3 in respect of the appellant and whereas he was transferred from Government Primary School Deedal to Government Primary School Makreela. Copy of Corrigendum dated 18/08/2012 is attached herewith as Annexure "D".
12. That the appellant thereby gave his arrival report at Government Primary School Makreela w.e.f 08/08/2012 and continue to serve their till 30/11/2012.
13. That the appellant received a show cause notice dated 10/09/2012, whereby he was charged to the effect that the appellant has passed the intermediate examination after the closing of application and provided fake documents and on the basis of that the appellant name stood in the merit list of Primary School Teacher at serial No. 3, Union Council Dalola and that the appellant has concealed the facts and provided

fake documents for appointment. Copy of show cause notice is attached herewith as Annexure "E".

14. That the appellant replied to the said show cause notice on 17/09/2012.
15. That thereby without following the legal formalities, the services of appellant were withdrawn from the date of his appointment vide impugned notification dated 26/11/2012. Copy of notification dated 26/11/2012 is attached as Annexure "F".
16. That feeling aggrieved of the same the appellant filed departmental appeal before the respondent No. 2 on 02/12/2012. Copy of departmental appeal is annexed as Annexure "G".
17. That till date has not received any reply to the said appeal, hence, this appeal on following amongst many others grounds; -

GROUND: -

- a) That the appellant was not dealt with in accordance with law and no proper

inquiry was conducted against him nor he was given the proper opportunity to defend himself every thing was done in a hasty, unlawful manner and thereafter his appointment order was withdrawn which all was against rules regulations and law and therefore liable to be set-aside.

- b) That the appellant was not served with, charge sheet which was mandatory under the law and rules therefore, order of removal is not sustainable.
- c) That the said withdrawal order of appointment are tainted with malafide and have been made in sheer political and extraneous consideration and therefore the same is liable to be set-aside and appellant to be reinstated.
- d) That the whole proceedings, conducted by respondents are totally against the rules governing the procedure for holding of inquiry and are tainted with

malafide therefore, are liable to be set-aside.

- e) That even otherwise the impugned withdrawal order of appointment by respondents dated 26/11/2012 is liable to be set-aside on the ground that no right of defense or personal right of hearing which are mandatory provision of law was given to the appellant before being proceeded against him.
- f) That all the charges including charges No. a & b leveled in the show cause notice are totally baseless, illegal and against facts and can not be made basis for the termination/withdrawal of services of appellant.
- g) That the impugned order was passed against the appellant with malafide against the law and is void and without jurisdiction.
- h) That the whole disciplinary proceedings initiated against the present appellant

appellant by respondent's be declared as illegal, unlawful, and therefore, liable to be set-aside and any other relief deemed fit and proper circumstances of the case may also be granted in the interest of justice.

m. m. Hamid
...APPELLANT

Through

Dated: 18 / 03 / 2013


FAWAD SALEH
Advocate Supreme Court of Pakistan
Abbottabad
&

A. Fawad
HAMAYUN KHAN
Advocate High Court, Abbottabad

VERIFICATION: -

Verified on oath that the contents of foregoing appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Court.

m. m. Hamid
....APPELLANT


BOARD OF INTERMEDIATE AND SECONDARY EDUCATION
Abbottabad N.W.F.P. Pakistan
Secondary School Certificate Examination
SESSION ANNUAL 1996

THIS IS TO CERTIFY THAT MALIK MUHAMMAD HAMAD.

Son/Daughter of ALI AFSAR.

and a student of GOVT. HIGH SCHOOL DALOLA.

has passed the Secondary School Certificate Examination of the Board of Intermediate and Secondary Education, Abbottabad held in April 1996

as a *Regular/Private candidate*. He/She obtained 488 Marks out of 850 and has been placed in Grade C Representing GOOD

The Candidate passed in the following subjects:

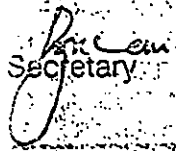
- | | | | |
|------------|---------------------|-------------|-----------------|
| 1. English | 3. Islamiyat | 5. G. MATHS | 7. G. SCIENCE |
| 2. Urdu | 4. Pakistan Studies | 6. CIVICS | 8. ISL: STUDIES |

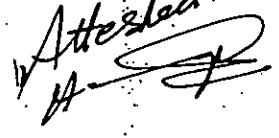
He/She has been awarded Grade C on the basis of internal assessment by the Institution concerned.

Date of birth according to admission form is TWENTY FIFTH DECEMBER,
 one thousand nine hundred and SEVENTY NINE (25-12-1979)


 Asst. Secretary

This certificate is issued without alteration or erasure.


 Secretary

Attested


Board of Intermediate & Secondary Education
ABBOTTABAD

No. 04356

DETAILED MARKS CERTIFICATE
Secondary School Certificate Examination
(GENERAL GROUP)



Session 19 96 (Annual/Supplementary)

Name Malik Mohammod Hanif Hamid

Father's Name Mu Afsar

Roll No. 852

SUBJECT	Total Number of marks allotted	MARKS OBTAINED			
		Theory	Practical	In figure	In words
1. English	150			82	
2. Urdu	150			107	
3. Islamiyat	75			56	
4. Pakistan Studies	75			33	
5. Gen. Mathematics/ (Elec)	100			40	
6. General Science	100			58	
7.	100			59	
8.	100			59	
Total	850			488	Four Hundred Eighty Eight

RESULTS ANNOUNCED
SECRET

SECRECY OFFICER
BISE, ABBOTTABAD

Note: Errors/Omissions excepted

Prepared by: [Signature]

Checked by: [Signature]

[Signature]

Date 19

04 JUL 1996

Controller of Examinations
Board of Intermediate & Secondary Education
Abbottabad

[Signature]

[Signature]
Fiaz Ahmad
SPT 3PS-17

[Signature]
Attested

ALLAMA IQBAL OPEN UNIVERSITY, ISLAMABAD
PROVISIONAL RESULT CARD

117768 ✓



14

Name: MALIK MUHAMMAD HAMID ✓
 ALI AFSAR ✓
 Village: DALOLA C/O MAJID SUPER STORE BOI ROAD GARHI HABIBULLAH
 District: BALAKOT MANSEHRA

Roll No. AA301794
 Registration No. OBNADO1297 ✓
 Final Semester AUT- 2010 ✓

has successfully completed HIGHER SECONDARY SCHOOL
 CERTIFICATE GROUP-GENERAL

The details of passed courses are as under:

Semester	Course Code	Title of Course	Marks	
			Maximum	Obtained
AU - 08	0302	URDU	100	55
SP - 09	0310	ENGLISH	100	49
SPI - 09	0308	GENERAL SCIENCE	100	59
SPI - 09	0343	ISLAMIAT (E) Department Of Examinations (Certificate Section)	100	65
AU - 09	0317	PAKISTAN STUDIES	100	74
AU - 09	0346	PRINCIPLES OF COMMERCE	100	59
SPI - 10	0321	HISTORY OF SUB-CONTINENT	100	69
SPI - 10	0312	EDUCATION	100	62
AU - 10	0316	ISLAMIAT (C)	100	67

VERIFIED
 Certificate/Diploma/Transcript bearing Sr. No. 117768 is checked and found correct.
 Signatures: *A. J.*

attested
Fiyaz Ahmad
 S.E.T BPS-17
 G.H.SS Rai

CREDITS: 8
 Result Declared on: AUGUST 16, 2011
 Date of issue: AUGUST 26, 2011

Total Marks / Obtained: 900 / 559 ✓
 Percentage / Grade: 62 B ✓

[Signature]
 Controller of Examinations

Disclaimer:
 This result card is issued provisionally, errors and omission excepted, as a notice only. Any entry appearing in this card does not itself confer any right or privilege on a candidate for the grant of certificate/degree/diploma, which will be issued under the rules/regulations on the basis of the original record of the university student.

Attested
[Signature]

OFFICE OF THE EXECUTIVE DISTRICT OFFICER (E&SE) ABBOTTABAD

APPOINTMENT (ADJACENT UNION COUNCIL WISE)

ANNEXURE "C"

Consequent upon the recommendations of Departmental Selection Committee and the approval of Competent Authority the appointments of the following PST's (Male) and hereby ordered in BPS-12 @ (Rs. 7000-500-22000), plus usual allowances as admissible to them under the prevailing rules at the schools noted against their names in the interest of public service with immediate effect on the terms and conditions noted below:-


S.#	Roll #	Name of Candidates	Fathers Name	DATE OF BIRTH	Merit Position	Union Council of Candidate	Place of Posting
1	2	3	4	5	6	7	8
Banda Pir Khan							
1	5020	Tahir Ali Shah	Ali Afsar Shah	26-04-79	42.95	Baldheri	GPS Lagal Ban
2	5212	Muhammad Rashid	Kala Khan	15-11-78	39.41	Baldheri	GPS Lagal Ban
Boi							
3	5645	Malik Muhammad Hammad Hamid Muhammad	Ali Afsar	25-12-1977	44.24	Dalola	GPS Duedal
4	5198	Muhammad Sarfaraz	Mushtaq Ahmad	12-04-80	39.9	Dalola	GPS Rankote
Chamhad							
5	5470	Jawad Gul	Abdul Jalil	10-12-82	46.6	Havelian Urban	GPS Baghati
6	5417	Shuja anwar	Muhammad Anwar Khan	07-04-79	42.11	Salhad	GPS Baghati
Kakul							
7	5320	Muhammad Ali Khan	Sultan Khan	02-02-74 (In-serv.co)	43.31	Nawanshehr	GPS Balolia
Kuthiala							
8	5661	Ghulam Jelani	Muhammad Nazir	06-01-85	40.88	Pawa	GPS Bucha Gali
Kuthwal							
9	5347	Waqas	Muhammad Safdar	14-02-88	42.01	Sarbana	GPS Gali Banian
10	5367	Abid Khan	Shumraiz	01-04-81	41.11	Sarbana	GPS Chotri
Langra							
11	5516	Naeem Ahmad	Sheikh Ahmad	01-11-79	43.3	Ghari Phul Gran	GPS Barwal
Majuhan							
12	5773	Aftab Ahmad	Aziz ur Rehman	25-11-79	66.35	Langrial	GPS Massa Gogr
13	5614	Shafaqat Mehmood	Garib Nawaz	01-09-80	42.99	Bandi Attai Khan	GPS Massa Gogr

Attested
[Signature]

Namli Maira							
14	5697	Azhar Iqbal	Muhammad Iqbal	20-04-92	44.74	Bagnoter	GPS Jaster
Nathia Gali							
15	5149	Muhammad Ishag	Abdur Razzaq	15-03-90	50.22	Bagh	GPS Sumbal Pain
16	5449	Zahoor Hussain	Hayat Muhammad	28-05-78	44.7	Bagh	GPS Maira Passala
17	5159	Sajjad Ahmad	Muhammad Ashraf	15-05-83	41.69	Bagh	GPS Toheedabad
Pattan Kalan							
18	5422	Muhammad Asif	Ali Zaman	11-02-78	40.75	Kukmang	GPS Riala Bandi
Pind Kargu Khan							
19	5051	Muhammad Shakeel	Muhammad Anwar	02-06-77	46.11	Sherwan	GPS Lakhala
Seer Sharki							
20	5229	Aamir Khan	Nasir Ahmad	20-02-88	41.55	Seer Garbi	GPS Mian Seer

TERMS AND CONDITIONS

- 1) Their services will be considered regular but without Pension & Gratuity in terms of Section-19 of the NWFP Civil Servant Act, 1973 as amended vide NWFP Civil Servants (Amendment) Act, 2005. He will however be entitled to contributory provident Fund in such a manner and at such rates as prescribed by the Govt.
- 2) In case, the appointee(s) is/are already in Government service and working against pensionable Post on regular basis before 1st day of July 2001 without any service break, an application may be submitted to the EDO (E&SE) Abbottabad through proper channel and choice of option either to retain benefit of pension & gratuity as allowed under his previous terms of appointment or to avail the benefit of Contributory Provident Fund allowed under new appointment, rules/policy.
- 3) His services are liable to termination on one month's notice from either side. In case of resignation without notice his one month pay/allowances shall be forfeited to the Government.
- 4) The appointee(s) should join their post within 15 days of the issuance of this notification. In case of failure to join his post within fifteen days of the issuance of this notification, his appointment will expire automatically and no subsequent appeal etc shall be entertained.
- 5) They will be on probation for a period of one year extendable for another one year.
- 6) They will be governed by such rules and regulation as may be issued from time to time by the Government.
- 7) Their services can be terminated at any time in case his performance is found unsatisfactory during probationary period. In case of misconduct, he shall be proceeded under the rules framed from time to time.
- 8) Charge report should be submitted to all concerned.

Attested


- 9) The DDO concerned would furnish a certificate to the effect that the candidate has joined the post or otherwise after one month of issuance of his posting order.
- 10) The DDO concerned will verify their documents prior to releasing their pass.
- 11) The candidate(s) concerned will provide age and health certificate from the Medical Superintendent DHQ Abbottabad.
- 12) No TA/DA is allowed to the appointee(s) for joining duty.

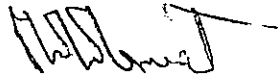
By Order
DISTRICT COORDINATION OFFICER
ABBOTTABAD

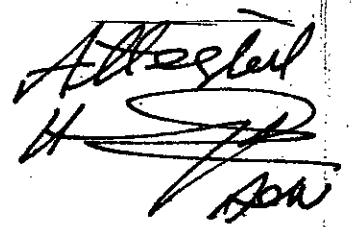
Endst: No.13958-88/F.No.13/Appt:Adj/PST (M)

Dated 07/08/2012

Copy forwarded for information & necessary action to:

1. The Secretary E&SED Khyber Pakhtunkhwa Peshawar.
2. The Director E&SE Khyber Pakhtunkhwa Peshawar.
3. The District Coordination Officer Abbottabad
4. The Executive District Officer (F&P) Abbottabad
5. The District Comptroller of Accounts Abbottabad
6. The District Officer (Male)E&SE Abbottabad
7. The Deputy District Officer(M/P) Abbottabad
8. The B&AO E&SE Abbottabad
9. The Assistant District Officers Circle concerned.
- 10-29 The candidates concerned.
30. Office order file.


EXECUTIVE DISTRICT OFFICER
ELEM: & SECY: EDUCATION
ABBOTTABAD



ANNEXURE "D" 19

CORRIGENDUM

In continuation of this office Endst: No. 13958-58/F. No. 13/
Appointment/PST(M) dated 7.8.2012, and approved by the Competent
Authority the following amendment/Corrigendum in the appointment
Order of PST (M) is hereby made on usual terms/conditions:-

S.No.	Name of Appointee/with school	Correction made read as
1.	Malik Mohammad Hamid S/O Ali Afsar GPS Deedal	Read GPS Makreela instead of GPS Deedal
2.	Shafiqat Mehmood S/O Gharib Nawaz, GPS Massagajri.	Read GPS Mari instead of GPS Massa gajri.

Sd/-

EXECUTIVE


DISTRICT OFFICER (MALE)
ELEMENTARY & SECONDARY
EDUCATION ABBOTTABAD

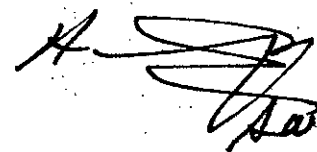
ENDST No. 14701-11 /

Dated 18-8-2012 /2012

Copy forwarded for information & n/action to:-

1. The Secretary E&SED, Khyber Pakhtunkhwa Peshawar.
2. The Director E&SE Khyber Pakhtunkhwa Peshawar.
3. The District Coordination Officer Abbottabad.
4. The Executive District Officer (R&P) Abbottabad.
5. The Distt: Controller of Accounts Abbottabad.
6. The District officer (M) Primary Abbottabad.
7. The Budget and Accounts Officer (local office) Abbottabad.
8. The Assistant Distt: Officer Circle concerned.
- ✓ 9-10. The candidates concerned.
11. Office Order File.



DISTRICT OFFICER (MALE)
ELEMENTARY & SECONDARY
EDU: ABBOTTABAD.

Attested


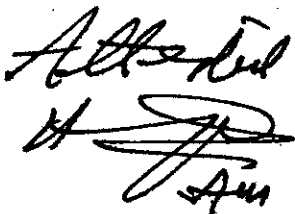
SHOW CAUSE NOTICE

I Muhammad Riaz Khan Swati, Executive District Officer (E&S) Education Abbottabad as competent authority under the Khyber Pakhtoonkhawa Government servants (Efficiency & discipline) rules, 2011, do hereby serve you Mr. Malik Muhammad Hammad S/O Ali Afsar resident of U/C Dalola Abbottabad as follows.

- //
- a) You have applied for the post of PST and appeared in test/interview under Roll No. 5645. You have passed Intermediate Examination after the closing date of applications and provided fake documents. On the basis of that your name stood in the merit list of PST at S.No.3 in U/C Dalola.
 - b) You have been appointed as PST at GPS Deedal U/C Boi vide this office No.13958-88 P.No.13/Appt:Adj/PST (M) dated 07.8.2012.
 - // c) You have concealed the facts and provided fake documents for appointment
 - d) In exercise of the power conferred by the Khyber Pakhtoonkhawa Govt. servant (Efficiency & Discipline) rules, 2011, the Competent Authority is hereby pleased to dispense with the conduct of a formal enquiry and serve you with the instant show cause notice regarding your willful submission of fake documents and also appear in person within 07 (seven) days of the issuance of this notice as to why the major penalty of removal from service be imposed upon you under the rules.
 - e) In case you failed to submit your reply within the stipulated period, it will be presumed that you have no defense to offer and ex-parte decision will be taken against you.


COMPETENT AUTHORITY

Mr. Mr. Malik Muhammad Hammad S/O
Ali Afsar CPS Makreela Boi District
Abbottabad



NOTIFICATION

1. WHEREAS under the Provision of Govt: of Khyber Pakhtunkhwa Elementary & Secondary Education Department Peshawar Notification issued vide No.SO(PE)-5/SSRC/Vol-III dated 18.1.2011 the minimum qualification and experience for initial appointment in respect of Primary School Teachers (BPS-7) is (i) Intermediate or equivalent qualification from a recognized Board with Primary School Teaching Certificate/Diploma in Education from a recognized institute or (ii) Secondary School certificate from a recognized Board in 2nd Division with three years Diploma in Elementary Education from a recognized institute.
2. AND WHEREAS final scrutiny of the documents in respect of Malik Muhammad Hammad S/O Ali Afsar appointed as PST at GPS Deedal vide this office Endst.No 13958-88 dated 7.8.2012 standing at S/No 3 Roll No 5645 revealed that his qualification was SSC at the time of closing date of application form i.e 06.6.2011 while he had intentionally recorded his qualification in the application form as HSSC obtaining 559/900 marks.
3. AND WHEREAS on the basis of qualification of HSSC, his name was included in the merit list of PST.
4. AND WHEREAS checking of documents further revealed that he had passed his final Semester of HSSC Examination in AUT-2010 from AIOU Islamabad under Roll No.301794 and the result was declared on 16.8.2011 more than 02 months after the closing/last date of receipt of application forms i.e 06.6.2011.
5. AND WHEREAS he was issued show cause notice vide this office No. 15645 dated 10.9.2012 through Deputy District Officer (M/P) Abbottabad regarding concealment of facts & directed to appear in person within seven days of the issuance of show cause notice.
6. AND WHEREAS he submitted his reply on 17.9.2012 which was not found satisfactory. He was also heard in person on the same date & directed to stop performing his duty further more.
7. AND WHEREAS he had intentionally concealed the facts and recorded the qualification of HSSC in application form without providing the copy of certificate to verify the date of declaration of result just to obtain appointment fraudulently.

NOW THEREFORE due to non-fulfillment of prescribed qualification on due date & under terms and conditions No. 6&7 of appointment order issued vide this office Endst. No. 13958-88 dated 07.8.2012 as approved by the Competent Authority, the said appointment order standing at S.No.3 bearing Roll No.5645 in respect of Malik Muhammad Hammad S/O Ali Afsar as PST at GPS Deedal is hereby withdrawn from the date of its issuance.

By Order
DISTRICT COORDINATION OFFICER
ABBOTTABAD

Endst.No. 18869-78 /F.No.13/Adj/PST (M) Dated 26/11 /2012

Copy forwarded for information & necessary action to the:-

1. The Secretary E&SED Khyber Pakhtunkhwa Peshawar
2. The Director Elem & Secy: Education Khyber Pakhtunkhwa Peshawar
3. The District Coordination Officer Abbottabad
4. The Executive District Officer (F&P) Abbottabad
5. The District Comptroller of Accounts Abbottabad
6. The District Officer (Male)E&SE Abbottabad
7. The Deputy District Officer (M/P) Abbottabad.
8. The Assistant District Officer Boi Circle
9. Malik Muhammad Hammad S/O Ali Afsar R/O U/C Dalola

Service Book have not yet been prepared.

EXECUTIVE DISTRICT OFFICER
ELEM. & SECY: EDUCATION
ABBOTTABAD

Attested
H. J. P.
AV

ANNEXURE (G)

No. 759

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

Rs. Ps.

30

5

Received a registered addressed to

D. G. Ghosh

Date Stamp

Initials of Receiving Officer

with the word "insured" before it when necessary. Insured for Rs. (in figures) (in words)

Insurance fee Rs.

Ps.

Weight (in words)

Kilo Grams

Name and address of sender

6 DE 12

Attested
H. P. A.

23

To

The Director General,
Elementary and Secondary Education,
Khyber Pakhtunkhawa, Peshawar.

DEPARTMENTAL APPEAL

APPEAL UNDER E&D RULES 1973 AGAINST THE
IMPUGNED ORDER DATED 26/11/2012, WHEREBY
SERVICES OF THE APPELLANT WERE WITHDRAWN
FROM THE DATE OF ITS ISSUANCE AND ALL OTHER
PROCEEDINGS TAKEN BY THE AUTHORITIES
INCLUDING EDO EDUCATION AND OTHERS, BEING
ILLEGAL, AGAINST THE LAW, NATURAL JUSTICE,
EQUITY AND FAIR PLAY THEREFORE LIABLE TO BE SET-
ASIDE.

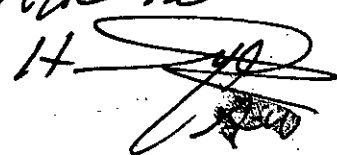
PRAYER:- ON ACCEPTANCE OF INSTANT APPEAL
IMPUGNED ORDER DATED 26/11/2012 AND ALL OTHER
PROCEEDINGS TAKEN AGAINST APPELLANT BE
DECLARED AS UNLAWFUL, AGAINST FACTS AND LAW
AND BE SET-ASIDE AND SERVICES OF THE APPELLANT
BE RESTORED WITH ALL BACK BENEFITS.

Respectfully Sheweth:-

1. That in advertisement was given in the daily newspapers
whereby applications were invited for the post of Primary
School Teacher (PST) in Education Department
Abbottabad for Abbottabad district.

Att. Gen.
H. J. P.
AK

2. That the appellant who was than student of final semester and doing his F.A from Allama Iqbal Open University Islamabad also applied for the said post and at the time of submission of documents clearly submitted his copies of DMC for three semester and apprised the concerned that he will submit his final semester DMC after declaration of result and completion of final semester.
3. That on apprising them of the situation, the selection committee for the said post issued the roll number to the appellant.
4. That the appellant thereby appeared in the ETA test conducted by the committee and cleared the same.
5. That after qualifying the ETA test, the name of the appellant was including in the merit list of Primary School Teachers (PST).
6. That after qualifying the ETA test and appearance of the name of the appellant in the merit list, the committee did not issue appointment letter to the appellant against which the present appellant filed in application alongwith he also submitted his last semester DMC of F.A, whereby he was shown to have passed the same with 62% marks i.e 559/900.

Attested
H. 

7. That after receiving the same the appellant was issued the appointment letter dated 07/08/2012 by the DCO Abbottabad and the appellant was posted at Government Primary School Deedal but later due to non availability of post at Deedal, Corrigendum was issued vide letter dated 18/08/2012 and the appellant was posted at Government Primary School Makreela.
8. That the appellant thereby gave his arrival report at Government Primary School Makreela with effect from 08/08/2011 and continued there till 30/11/2012.
9. That on 10/09/2012, the department issued show cause notice to the appellant to the effect that the appellant had passed the intermediate examination after the closing date of application and provided failed documents and on the basis of which his name stood in the merit list of Primary School Teacher at serial No. 3 in Union Council Dalola.
10. That the appellant replied to the said show cause notice 17/09/2012.
11. That thereby without following the legal formalities to the utter surprise of the appellant, the services of the appellant were withdrawn from the date of his appointment vide notification dated 26/11/2012.
12. That the whole proceedings and withdrawal of appointment of the appellant vide letter dated 26/11/2012 are all against

Attested
H
A

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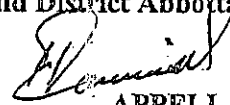
law and rules regulation because the appellant never played fraud or tried to conceal the facts from the department, rather at the time of submission of his application he clearly mentioned all the facts regarding his F.A examination which was not cleared and the appellant submitted his three semester DMC's to the committee and also apprised them that final semester DMC will be submitted after clearance of the same and declaration of the result and only thereby the department allowed him to appear in the ETA test and which he cleared the same on merits.

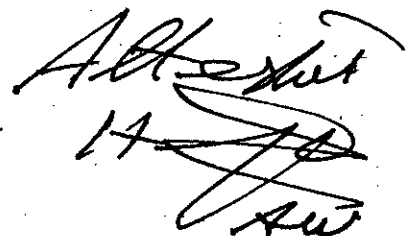
13. That the appellant had not mis-status or received the department nor he submitted any fake documents to the department rather it was the department which allowed him to appear in the test, there was no fault or concealments of facts or submission of fake documents by the appellant at all.

It is, therefore, humbly prayed that in the light of above said submissions withdrawal order of the appellant be set-aside and appellant may re-instated to his post as PST-(BPS-7) alongwith back benefits.

Dated: 02/12/2012

Malik Muhammad Hamid
S/o Ali Afsar
R/o Village and P.O Dalola
Tehsil and District Abbottabad


...APPELLANT
Ph: 0334-3671971



سندس سرپرستوں کی طرف سے

2 منجانب
بنام

21/3/13

مورخہ
مقدمہ
دعویٰ
اپیل

ملک محمد حنفی

سیکرٹری ایجوکیشن و عسیر

باعث تحریر آنکہ

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

آن مقام ایسے ہیڈ اپسٹور کیلئے بمالون خان اے کے ملکیت
مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مندمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز
وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ پر حلف دیئے جواب دہی اور اقبال دعویٰ اور
بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق
زر میں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی
اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا۔ از بصورت ضرورت
مقدمہ مذکور کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے
تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ باختیارات حاصل ہوں گے۔
اور اس کا ساختہ پر داختم منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر 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 سند ہے۔

2013

ماہ مارچ

المرقوم 21

Appellant
M. M. Hamid

Malik Muhammad Hamid

العہدہ
مقام

Accepted & Accepted

H. P. P. P.

Appellant

03459557912

18/10
**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR CAMP COURT ABBOTTABAD.**

Appeal No. 556/2013

Malik Muhammad HammidAppellant

VERSUS

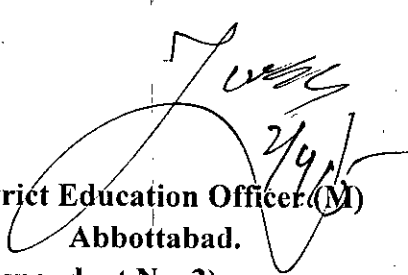
Secretary Education & Others..... Respondents

Para wise Comments on behalf of Respondents No. 1 to 4.

INDEX

Sr.No	Description	Page Nos	Annexures
1	Comments alongwith affidavit.	1 to 4	
2	Copy of the application form	5	"A"
3	Copy of the written reply	06 to 07	"B"

Dated: 2/06/15


**District Education Officer (M)
Abbottabad.
(Respondent No. 3)**

**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR CAMP COURT ABBOTTABAD.**

Appeal No. 556/2013

Malik Muhammad HammidAppellant

VERSUS

Secretary Education & Others..... Respondents

Para wise Comments on behalf of Respondents No. 1 to 4.

Respectfully Sheweth:-

Comments on behalf of respondents are submitted as under:-

PRELIMINARY OBJECTION:-

1. That the appellant has no cause of action to file the instant appeal.
2. That the appeal of the appellant is time barred. Hence liable to be dismissed.
3. That the instant appeal is not maintainable as there is no final order.
4. That the appellant has filed the present appeal to pressurize the respondents.
5. That the appellant has not come to this Honorable tribunal with clean hands.
6. That the appellant is estopped to sue due to his own conduct.
7. That the instant appeal is not maintainable due to non-joinder and mis-joinder of necessary parties.
8. That the appellant has concealed the material facts from this Honorable Tribunal.

Factual objections:-

1. In reply to Para No.1 of the appeal it is submitted that as per advertisement the minimum qualification for initial appointment for the post of Primary School Teacher is (i) Intermediate or equal qualification from the recognized Board with Primary School Teaching Certificate/ Diploma in Education from recognized institute or (ii) Secondary School Certificate from recognized Board in 2nd division with three years diploma in Elementary Education from recognized institute.
2. That Para No. 2 of the appeal is correct.
3. That Para No. 3 of the appeal is correct.
4. In reply to Para No. 4, it is submitted that his qualification was SSS at the time of closing dated of application from that is 06/06/2011 while he had deliberately recorded his qualification in application forms HSSC obtaining 559/900 Marks. Copy of the application form of the appellant is annexed as annexure "A".
5. That Para No. 5 of the instant appeal does not relate to the answering respondents.
6. That Para No. 6 of the appeal does not relate to the instant respondents.

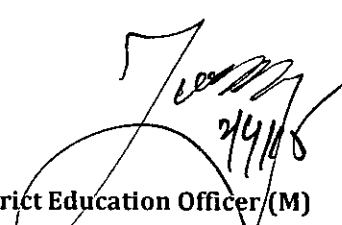
7. That Para No. 7 of the instant appeal is subject to proof.
8. That Para No. 8 of the instant appeal does not relate to answering respondents.
9. In reply to Para No. 9, it is submitted that the result of HSSC was declared on 16/08/2011 more than 02 months after the closing date of receipt of application form that is 06/06/2011.
10. In reply to Para No. 10, it is submitted that appellant had intentionally concealed the facts & mentioned the qualification for HSSS in application form without providing the copy of certificated to verify the date of declaration of result just to obtained appointment fraudulently as well as malafidely.
11. That complete reply has already been given in proceeding para.
12. In reply to Para No. 12, it is submitted that appellant had intentionally suppressed the material facts & just to obtain appointment fraudulently.
13. That Para No. 13 of the instant appeal is correct.
14. That Para No. 14 of the instant appeal is correct.
15. That Para No. 15 of the instant appeal is incorrect hence, denied. Further added that the appellant submitted his written reply on 17/09/2012 & he was heard in person on the same date. Copy of the written reply is annexed as Annexure "B".
16. That Para No. 16 of the instant appeal is subject to proof.
17. That the respondents seek leave of this Honorable Tribunal to agitate additional grounds at the time of arguments.

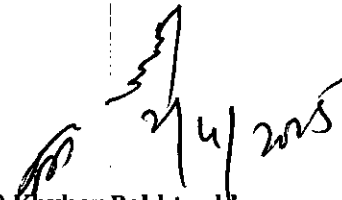
Grounds:


- a. That ground a, is incorrect, hence denied. Furthermore the appellant was given the opportunity for personal hearing.
- b. In reply to ground b, competent authority has dispensed with the conduct of formal inquiry as guilt of the appellant has been proved by the available record.
- c. That ground c, is incorrect hence, denied. There is no malafide on the part of answering respondents.
- d. That ground d, is incorrect hence, denied.
- e. That ground e, is incorrect hence, denied. Complete reply has already been given in above Para No. 15 of the factual objections.
- f. That ground f, is incorrect hence, denied. Appellant has himself admitted in Para No. 4 of his appeal that when he applied for the post of PST the appellant was a student of last semester of F.A.
- g. That ground g is incorrect hence, denied. Due to non fulfillment of prescribe qualification on due date & under prescribe qualification on due date & under terms & conditions No. 6 & 7 of appointment order dated 07/08/2012 was withdrawn by the competent authority.
- h. That ground h, of the instant appeal is incorrect hence, denied.
- i. That ground i, of the instant appeal is incorrect. There is no controversy between the Show Cause Notice and the notification dated 26/11/2012.

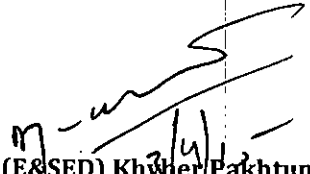
j. No comments.

Under the circumstances it is humbly prayed that the instant appeal may please be dismissed with cost.


District Education Officer (M)
Abbottabad.
(Respondent No. 3)


Director (E&SED) Khyber Pakhtunkhwa
Peshawar.
(Respondent No. 2)


Deputy Commissioner,
Abbottabad.
(Respondent No.4)


Secretary (E&SED) Khyber Pakhtunkhwa
Peshawar. (Respondent No.1)

found correct
8
Vetted
M. J. A. S.
2/4/15

**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR CAMP COURT ABBOTTABAD.**

Appeal No. 556/2013

Malik Muhammad HammadAppellant

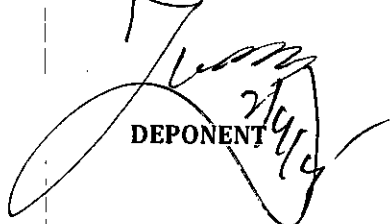
VERSUS

Secretary Education & Others..... Respondents

Para wise Comments on behalf of Respondents No. 1 to 4.

AFFIDAVIT

I, Mr.Zia-ud-Din, District Education Officer (M) Abbottabad, do hereby affirm and declare that contents of forgoing comments are correct and true according to the best of my knowledge and belief and nothing has been suppressed from this Honorable Court.


DEPONENT

05645 ✓

Roll # Office

App A
Max A
5

APPLICATION FORM FOR THE POST OF PST (Male)

- Name of Applicant (Block letters) MALIK MUHAMMAD HAMAD
- Father's Name ALI AFSAR
- Date of Birth (as per SSC) 25-12-1979
- Age on 06/06/2011 31 Years 05 Month 11 Days
- Date of Appointment in Education (Dept) in case of Teacher NIL
- Qualification F.A (ATC)
- Name of Union Council DALOLA

(1) S.No	(2) Examination Passed	(3) Marks	(4) Year	(5) Date of Declaration of result	(6) Total Marks	(7) Marks Obtained	(8) Div/Grade/Board/University	(9) Merit Position (By the Deptt)
1	SSC	8575	1996	04/07/96	850	488	"C" ATD	
2	F.A/F.Sc	AA 3017/2010	2010	2010	900	559	B	
3	U.A/U.Sc							
4	II/AM.Sc							
5	(i) Shahadat-ul-Aimla (ii) MA Arabic							
6	(i) Shahadat-ul-Alia (ii) BA with Islamic study + Arabic (iii) Shahadat-ul-Khasa							
7	CT/ET/DMAT/TI/PTC QANUNASSTY/Dir in Edu:	111004	1999	03/07/2000	1200	640	"C" F.B.I	
8	Total							

Not eligible for one year PTC Diploma
Candidate produced
1997

جناب ای۔ ڈی۔ او صاحب ایسٹرن ٹی ایچ ڈی سیکٹری ایگریکیشن ایبٹ آباد۔
 میں اشتیاق سے دی گئی نالی پوسٹ برائے P.S.T. (نہ۔ اے آر اے)
 برائری کے لئے شراکت دار ہوں جس میں کانسٹ اور میرٹ پوزیشن اور پوزیشن ہیں۔
 نام محمد حماد۔
 مستقل پتہ محمد امین آباد گاؤں دکن ٹولہ۔ تحصیل وفاق ریسٹ آباد

ہدایات:
 ۱۔ نام کو احتیاط کے ساتھ پھریں اور پوسٹ کا نام لکھا ضروری ہے۔
 ۲۔ کام پھر ۵ روز تک کی تاریخ لازماً ملنا کرے۔
 ۳۔ فزٹ ڈورین سے سروراء 60% سیکلڈ ڈورین سے سروراء 45% پھر ڈورین ملنا ہوگی۔ پیکر کرینا اور B فزٹ ڈورین اور C سیکلڈ ڈورین اور D سیکلڈ ڈورین اور E فزٹ ڈورین گنا کر کے ہیں۔ ای طرح شہادۃ العالیہ اور شہادۃ العالیہ (متاخرہ) پوزیشن پیکر کرینا اور پوزیشن پیکر ڈورین (شمارہ کی۔
 ۴۔ ڈورین پوزیشن اگر اپنی درخواست ٹھکانہ نہ ہوگی۔
 ۵۔ نام میں کما حقہ تعلق نہ ہوگی اور اس کو قبول نہ کریں۔
 ۶۔ کسی بھی شکل صورت میں اشتیاق سے مدد نہیں جس میں تمام معلومات درج کی گئی ہیں۔
 ۷۔ اسٹریٹ اور پوزیشن کے لیے تاریخیں اخبار سے نوٹ کریں۔ اسٹریٹ والے دن اصل کاندھات سرٹیکلیس بمعدہ نوکالی کامیٹ لاہور سامانہ کریں۔
 ۸۔ نام اور پوزیشن کے ہر سوال کو دانی اور فزٹ ڈورین پر نوٹ کر لینا چاہئے گا۔
 ۹۔ فزٹ ڈورین سے نام پیکر کرینا کے لیے GHS نمبر 13 ایبٹ آباد اور رزٹ۔ Hss AtD Comp: Hss میں بن کر رہیں۔
 نوٹ: میں نے اشتیاق سے نام میں کما حقہ تعلق نہ ہوگی اور اس کو قبول نہ کریں۔

درخواست دہندہ کا دستخط

Handwritten signature and stamp

اپیل نام ای۔ ڈی۔ او صاحب ڈسٹرکٹ ایجوکیشن آفس ایبٹ آباد

2209 (59)
29/9/2012

بمبارد نظر ثانی نوٹس اظہار وجوہ

Ann B

6

جناب عالی

خودمانہ گزارش ہے کہ سائل کو 2 نومبر قبل ایبٹ آباد سے ایبٹ آباد وجوہ نوٹس
سورجے جس میں سائل کی ETEA سٹیٹ میں شمولیت اور اسکے بعد ہونے والے
آرڈر کے حوالے سے پوچھا گیا ہے کہ سائل مذکورہ سٹیٹ میں شمولیت اور پی۔ ٹی۔ سی
آرڈر کا اہل کس طرح ہو گیا۔

جناب عالی سائل نے پی۔ ٹی۔ سی 2000 میں کی تھی۔ اور اسکے بعد ہونے والے تمام
سٹیٹ اور انٹرویوز میں شامل ہوتا رہا۔ لیکن سیر آرڈر نہیں ہو سکا۔

جناب کے یہ عہدہ سنبھالنے کے بعد ٹریب اور ایبٹ آباد کے ایبٹ آباد میں
اور آرڈر وغیرہ سٹیٹ اور خالصتاً سٹیٹ میں ہونے لگے۔ اس دوران حکومت نے
ETEAC سٹیٹ کا طریقہ کار شروع ہو گیا تھا جس کے لیے سٹیٹ ایف اے کر دیا
گیا تھا اور اس سٹیٹ کو پاس کرنے والے امیدواروں کو عمر میں سال کیلئے کارآمد
ہر ایک آرڈر ضرور دیا گیا۔

سائل نے 2008 میں علمہ اقبال اوپن یونیورسٹی میں ایف اے کا داخلہ لیا اور یونیورسٹی کے
سہ سٹیٹ طریقہ کار کے مطابق گائڈ لائنوں کے مطابق کٹیا رہا۔ سیر فائنل سہ سٹیٹ
میں 2010 میں کٹیا گیا جو کہ سہ سٹیٹ ڈیکارٹ میں درج ہے اور یونیورسٹی میں بھی
ایف اے کے دو سال میں مکمل ہوتا ہے۔ سیر یونیورسٹی اکیڈمی شادار کا اور میں اچھے نمبروں
سے پاس ہوتا رہا۔ اور اس دوران یونیورسٹی میں سہ سٹیٹ کے ریزلٹ کارڈ جاری کرتی

رہی۔
جناب عالی ETEAC اصرار ہر ایک P.O. 22-6 کو منعقد کیا گیا۔ جس نے اس سٹیٹ میں
شامل ہونے کیلئے وہ تمام ڈیکارڈ جو سہ سٹیٹ میں موجود تھا اس درخواست کے ساتھ منسلک
کیا اور یہ وہی سہ سٹیٹ وائزر ریزلٹ کارڈ ہے جو مجھے یونیورسٹی نے جاری کیا تھا اور ان
کے مطابق میں پاس تھا۔ جس کے تحت ETEAC نے سٹیٹ جو کہ اس سٹیٹ کے لئے ڈرونٹ
سلیب جاری کرتی تھی نے مجھے ڈرونٹ سلیب جاری کیا اور میں مذکورہ سٹیٹ

میں شامل ہوا اور یہ سٹیٹ میں نے اچھے نمبروں سے پاس کیا۔
بعد میں مجھے یونیورسٹی نے مکمل مارک سٹیٹ بھی جاری کر دی جس کے مطابق میں ایف اے
فرسٹ ڈیویژن میں پاس کر چکا تھا۔

جناب والد عرض ہے کہ سائل ایبٹ آباد میں رہتا ہے۔

سائل کے جواب سے سوچنے کی جگہ سے سوچنے میں دیں اور یہ سب سے پہلے سائل
پوچھتا ہے۔ اس لیے سائل نے اس دوران بھی کوئی البتہ صریح یا طریفہ استعمال نہیں کیا۔ سائل
ان اپنے وجود کو کالٹ کے ساتھ پیش ہوا اور مجوزہ طریقہ کار کے مطابق سٹ
مقررہ کے مراحل مکمل کر کے اس پوسٹ کا اہل قرار دیا گیا، جس میں آپ کی سرٹیفکیٹ

Annex "C" (7)

کے علاوہ کوئی عمل کا رفقہ نہیں تھا۔ یاد رہے کہ سائل نے کسی کی حق تلفی نہیں کی کہ سائل کی یونین وٹسل میں کوئی
بی۔ٹی۔سی امیدوار نہیں رہ گیا جس کا آرڈر نہ ہوا ہو۔

جناب والد سائل ان مرضداشت کے ساتھ حاضر ہیں اور اپیل کرتے ہیں کہ سائل کے
آرڈر کو برقرار رکھنے سے سائل کو اپنی ڈیوٹی جاری رکھنے دی جائے تاکہ
ایک خاتون معاشی بحران کا شکار ہونے سے بچ جائے

سائل دوبارہ یقین دہانی کروانا ہے کہ سائل نے کوئی جعل سازی نہیں کی اس لیے
پسے اتنی بڑی سزا نہ دی جائے۔ جناب کی عین نوازش ہوگی

(7)

العارض ملک محمد حامد گورنمنٹ پرائمری سکول ملٹریا

تاریخ 17-9-2012

دستخط M. Hamid

**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR CAMP COURT ABBOTTABAD.**

Appeal No. 556/2013

Malik Muhammad HammidAppellant

VERSUS

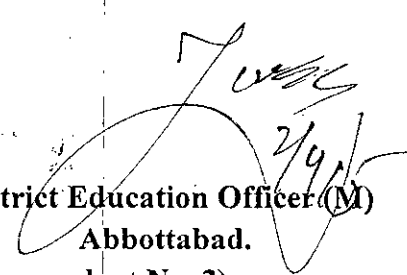
Secretary Education & Others..... Respondents

Para wise Comments on behalf of Respondents No. 1 to 4.

INDEX

Sr.No	Description	Page Nos	Annexures
1	Comments alongwith affidavit.	1 to 4	
2	Copy of the application form	5	"A"
3	Copy of the written reply	06 to 07	"B"

Dated: 2/06/15


District Education Officer (M)
Abbottabad.
(Respondent No. 3)

**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR CAMP COURT ABBOTTABAD.**

Appeal No. 556/2013

Malik Muhammad HammidAppellant

VERSUS

Secretary Education & Others..... Respondents

Para wise Comments on behalf of Respondents No. 1 to 4.

Respectfully Sheweth:-

Comments on behalf of respondents are submitted as under:-

PRELIMINARY OBJECTION:-

1. That the appellant has no cause of action to file the instant appeal.
2. That the appeal of the appellant is time barred. Hence liable to be dismissed.
3. That the instant appeal is not maintainable as there is no final order.
4. That the appellant has filed the present appeal to pressurize the respondents.
5. That the appellant has not come to this Honorable tribunal with clean hands.
6. That the appellant is estopped to sue due to his own conduct.
7. That the instant appeal is not maintainable due to non-joinder and mis-joinder of necessary parties.
8. That the appellant has concealed the material facts from this Honorable Tribunal.

Factual objections:-

1. In reply to Para No.1 of the appeal it is submitted that as per advertisement the minimum qualification for initial appointment for the post of Primary School Teacher is (i) Intermediate or equal qualification from the recognized Board with Primary School Teaching Certificate/ Diploma in Education from recognized institute or (ii) Secondary School Certificate from recognized Board in 2nd division with three years diploma in Elementary Education from recognized institute.
2. That Para No. 2 of the appeal is correct.
3. That Para No. 3 of the appeal is correct.
4. In reply to Para No. 4, it is submitted that his qualification was SSS at the time of
.....
.....

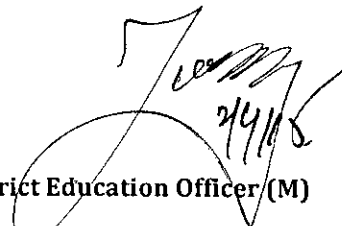
7. That Para No. 7 of the instant appeal is subject to proof.
8. That Para No. 8 of the instant appeal does not relate to answering respondents.
9. In reply to Para No. 9, it is submitted that the result of HSSC was declared on 16/08/2011 more than 02 months after the closing date of receipt of application form that is 06/06/2011.
10. In reply to Para No. 10, it is submitted that appellant had intentionally concealed the facts & mentioned the qualification for HSSS in application form without providing the copy of certificated to verify the date of declaration of result just to obtained appointment fraudulently as well as malafidely.
11. That complete reply has already been given in proceeding para.
12. In reply to Para No. 12, it is submitted that appellant had intentionally suppressed the material facts & just to obtain appointment fraudulently.
13. That Para No. 13 of the instant appeal is correct.
14. That Para No. 14 of the instant appeal is correct.
15. That Para No. 15 of the instant appeal is incorrect hence, denied. Further added that the appellant submitted his written reply on 17/09/2012 & he was heard in person on the same date. Copy of the written reply is annexed as Annexure "B".
16. That Para No. 16 of the instant appeal is subject to proof.
17. That the respondents seek leave of this Honorable Tribunal to agitate additional grounds at the time of arguments.

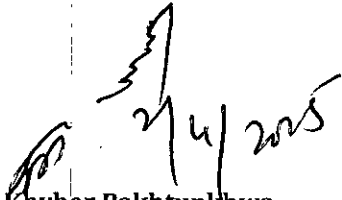
Grounds:


- a. That ground a, is incorrect, hence denied. Furthermore the appellant was given the opportunity for personal hearing.
- b. In reply to ground b, competent authority has dispensed with the conduct of formal inquiry as guilt of the appellant has been proved by the available record.
- c. That ground c, is incorrect hence, denied. There is no malafide on the part of answering respondents.
- d. That ground d, is incorrect hence, denied.
- e. That ground e, is incorrect hence, denied. Complete reply has already been given in above Para No. 15 of the factual objections.
- f. That ground f, is incorrect hence, denied. Appellant has himself admitted in Para No. 4 of his appeal that when he applied for the post of PST the appellant was a student of last semester of F.A.
- g. That ground g is incorrect hence, denied. Due to non fulfillment of prescribe qualification on due date & under prescribe qualification on due date & under

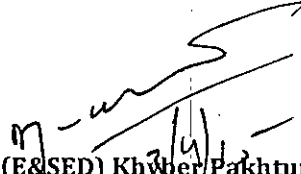
j. No comments.

Under the circumstances it is humbly prayed that the instant appeal may please be dismissed with cost.


District Education Officer (M)
Abbottabad.
(Respondent No. 3)


Director (E&SED) Khyber Pakhtunkhwa
Peshawar.
(Respondent No. 2)


Deputy Commissioner,
Abbottabad.
(Respondent No.4)


Secretary (E&SED) Khyber Pakhtunkhwa
Peshawar. (Respondent No.1)

found correct
8

Vetted
17-1-15
2/4/15

**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR CAMP COURT ABBOTTABAD.**

Appeal No. 556/2013

Malik Muhammad HammadAppellant

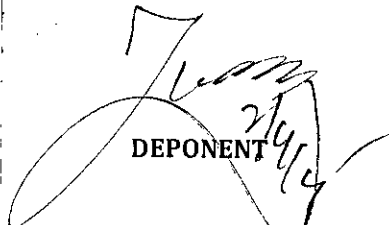
VERSUS

Secretary Education & Others..... Respondents

Para wise Comments on behalf of Respondents No. 1 to 4.

AFFIDAVIT

I, Mr.Zia-ud-Din, District Education Officer (M) Abbottabad, do hereby affirm and declare that contents of forgoing comments are correct and true according to the best of my knowledge and belief and nothing has been suppressed from this Honorable Court.


DEPONENT

App A
RST
C

APPLICATION FORM FOR THE POST OF

- 1. Name of Applicant (Block letters) MALIK MUHAMMAD HAMAD (Male)
- 2. Father's Name ALI AFSAR
- 3. Date of Birth (as per SSC) 25-12-1979
- 4. Age on 06/06/2011 31 Years 05 Month 11 Days
- 5. Date of Appointment in Education, (Deptt) in case of Teacher NIL
- 6. Qualification F.A (ATL)
- 7. Name of Union Council DALOLA.

(1) S.No	(2) Examination Passed	(3) Year	(4) Date of Declaration of result	(5) Total Marks	(6) Marks Obtained	(7) Div/Gradu/Board/ University	(8) Merit Position (By the Deptt:)
1	SSC	8575	1996	04/07/96	850	488	"C" ATD
2	F.A/F.Sc	AA3017/2010	2010	900	559	B	-
3	B.A/B.Sc						
4	M.A/M.Sc						
5	(i) Shahadat-ul-Almia (ii) MA Arabic						
6	(i) Shahadat-ul-Alia (ii) BA with Islamic study + Arabic (iii) Shahadat-ul-Khassa						
7	CTPST/WAT/PTC DMLAD/ASST/Diplm Edu:	111004	1999	03/03/2000	1250	640	"C" FB.100
8	Total						

NOT eligible with one year PTC
Candidate should be

جناب اے ڈی او صاحب ایسٹرن ایجوکیشن کمیشن ایبٹ آباد
 میں اشتہار میں دی گئی مالی پوسٹ پر اسے
 پانچویں کی سب سے زیادہ امتیازی امتیاز سے گزرتے ہوئے اور پوسٹ پر
 اس کی پانچویں کی سب سے زیادہ امتیازی امتیاز سے گزرتے ہوئے اور پوسٹ پر
 اس کی پانچویں کی سب سے زیادہ امتیازی امتیاز سے گزرتے ہوئے اور پوسٹ پر

ہدایات:
 1۔ نام کا حوالہ کے ساتھ میری اور پوسٹ کا نام لکھ کر ضروری ہے۔
 2۔ نام کا پتہ 5 روز قبل کی تاریخ کو نام لکھ کر ضروری ہے۔
 3۔ فٹ ڈیزین سے سزا 60% کیلئے ڈیزین سے سزا 45% کے لیے فٹ ڈیزین ضروری ہے۔
 4۔ فٹ ڈیزین سے سزا 60% کے لیے فٹ ڈیزین سے سزا 45% کے لیے فٹ ڈیزین ضروری ہے۔
 5۔ فٹ ڈیزین سے سزا 60% کے لیے فٹ ڈیزین سے سزا 45% کے لیے فٹ ڈیزین ضروری ہے۔
 6۔ فٹ ڈیزین سے سزا 60% کے لیے فٹ ڈیزین سے سزا 45% کے لیے فٹ ڈیزین ضروری ہے۔
 7۔ فٹ ڈیزین سے سزا 60% کے لیے فٹ ڈیزین سے سزا 45% کے لیے فٹ ڈیزین ضروری ہے۔
 8۔ فٹ ڈیزین سے سزا 60% کے لیے فٹ ڈیزین سے سزا 45% کے لیے فٹ ڈیزین ضروری ہے۔
 9۔ فٹ ڈیزین سے سزا 60% کے لیے فٹ ڈیزین سے سزا 45% کے لیے فٹ ڈیزین ضروری ہے۔
 10۔ فٹ ڈیزین سے سزا 60% کے لیے فٹ ڈیزین سے سزا 45% کے لیے فٹ ڈیزین ضروری ہے۔

درخواست دہندہ کا دستخط

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اپیل نام ای۔ ڈی۔ او صاحب ڈسٹرکٹ ایجوکیشن آفس ایبٹ آباد

2209 (5)
29/9/2011

بمبارد نظر ثانی نوٹس اظہار وجوہ

Annex

(6)

جناب عالی

خودمانہ گزارش ہے کہ سائل کو 2 نومبر قبل ایبٹ آباد سے ایبٹ آباد وجوہ نوٹس
سورجے جس میں سائل کی ETEA سٹیٹ میں شمولیت اور اسکے بعد ہونے والے
آرڈر کے حوالے سے پوچھا گیا ہے کہ سائل مذکورہ سٹیٹ میں شمولیت اور پی۔ ٹی۔ سی
آرڈر کے حوالے سے پوچھا گیا ہے۔

جناب عالی سائل نے پی۔ ٹی۔ سی 2000 میں کی تھی۔ اور اسکے بعد ہونے والے تمام
سٹیٹ اور انٹرویوز میں شامل ہوتا رہا۔ لیکن سب آرڈر نہیں ہو سکا۔

جناب کے یہ عہدہ سمپلنگ کے بعد فریب اور اپیل امیدواروں کی بھی ایبٹ آباد
اور آرڈر وغیرہ سٹیٹ اور خالصتاً سٹیٹ میں ہونے لگے۔ اس دوران حکومت نے
ETEAS سٹیٹ کا طریقہ کار شروع ہو گیا تھا جس کے لیے سٹیٹ آف کے کر دیا
گیا تھا اور اس سٹیٹ کو پاس کر لینے والے امیدواروں کو عمر میں سال کیلئے کارآمد
برائے آرڈر شمار کر دیا گیا۔

سائل نے 2008 میں عدم اقبال اور یونیورسٹی میں ایف اے کا داخلہ لیا۔ اور یونیورسٹی
سٹیٹ طریقہ کار کے مطابق گائڈ لائنز کے مطابق کٹیا رہا۔ سب افسانہ سٹیٹ
میں 2010 میں کٹیا گیا جو کہ سٹیٹ یونیورسٹی دیکھارٹ میں درج ہے اور یونیورسٹی میں بھی
ایف اے کے دو سال میں مکمل ہوتا ہے۔ سب یونیورسٹی اکیڈمی شادریا اور میں ایف اے
سے پاس ہوتا رہا۔ اور اس دوران یونیورسٹی میں سٹیٹ میں کٹیا گیا اور جاری رہی

رہی ETEA کا امتحان برائے آئی۔ سی۔ پی۔ 2011 کو منعقد کیا گیا۔ جس نے اس سٹیٹ میں
جناب عالی شامل ہونے کیلئے تمام دیکھارٹ جو سٹیٹ میں موجود تھا اس درخواست کے ساتھ منسلک
کیا اور یہ وہی سٹیٹ وائز ڈسٹرکٹ کارڈ ہے جو مجھے یونیورسٹی نے جاری کیا ہے اور ان
کے مطابق میں پاس تھا۔ جس کے تحت ETEA میں بھی جو کہ اس سٹیٹ کے لیے رول آف
سلیب جاری کرتی تھی نے مجھے رول میں سلیب جاری کیا اور میں مذکورہ سٹیٹ

میں شامل ہوا اور یہ سٹیٹ میں نے ایف اے میں سے پاس کیا۔
بعد میں مجھے یونیورسٹی نے مکمل مارک سٹیٹ بھی جاری کر دی جس کے مطابق میں ایف اے
فرسٹ ڈیویژن میں پاس کر چکا تھا۔

بمبارد نظر ثانی نوٹس اظہار وجوہ

سوال نمبر 7 - اس سوال نے اس دوران بھی کوئی البتہ صریح یا طریقہ استعمال نہیں کیا۔ سوال
کے بارے میں جو کچھ لکھا ہے اس کے ساتھ ساتھ یہ بھی ہوا اور مجوزہ طریقہ کار کے مطابق اسٹ
ڈی کے مراحل مکمل کر کے اس پوسٹ کو ایل قرار دیا گیا۔ جس میں آئی سی سی کے بارے میں

Amx "C" (7)

معلومہ کوئی عمل کرنا نہیں تھا۔ یاد رہے کہ سوال نے کسی کی حق تلفی نہیں کی کہ سوال کی یونین کونسل میں کوئی
بی۔ ٹی۔ سی امپروور نہیں رہ گیا جس کا آرڈر نہ ہوا ہو۔

جناب والد سوال ان ممبرانہ کے ساتھ حاضر ہے اور اپیل کرتا ہے کہ سوال کے
آرڈر کو برقرار رکھنے سے سوال کو اپنی ڈیوٹی جاری رکھنے دی جائے تاکہ
ایک قانونی معاشی بحران کا شکار ہونے سے بچ جائے

سوال دوبارہ یقین دہانی کروانا ہے کہ سوال نے کوئی جعل سازی نہیں کی اسلئے
جسے اتنی بڑی سزا نہ دی جائے جناب کی عین نوازش ہوگی

(7)

العارض ملک محمد حنفی گورنمنٹ پرائمری سکول ملٹر پلا

تاریخ 17-9-2012

دستخط M. Hamiel

BEFORE THE HONOURABLE SERVICE TRIBUNAL,
KHYBER PAKHTUNKHWA, PESHAWAR

Service Appeal No. 556/2013

Malik Muhammad Hamid

VERSUS

Secretary Education & others.

SERVICE APPEAL

REJOINDER ON BEHALF OF APPELLANT

Respectfully Sheweth:-

Rejoinder on behalf of appellant is as under:-

PRELIMINARY OBJECTIONS:-

1. Para No. 1 of the comments is incorrect, hence denied.
2. Para No. 2 of the comments is incorrect, hence denied.
3. Para No. 3 of the comments is incorrect, hence denied.
4. Para No. 4 of the comments is incorrect, hence denied.
5. Para No. 5 of the comments is incorrect, hence denied.
6. Para No. 6 of the comments is incorrect, hence denied.

7. Para No. 7 of the comments is incorrect, hence denied.
8. Para No. 8 of the comments is incorrect, hence denied.

FACTUAL OBJECTIONS:-

1. Para No. 1 of the reply is correct.
2. Para No. 2 needs no comment.
3. Para No. 3 needs no comment.
4. Para No. 4 of the comments is incorrect, hence denied and para of the appeal is correct.
7. That para No. 7 of the comments proofed from the para No. 7 of the appeal.
8. Para No. 8 of the reply/ comments is incorrect. Hence denied.
9. Para No. 9 of the comments is incorrect, hence denied and para of the appeal is correct.
10. That in reply of the para No. 10 of the comments, it is submitted that respondent No. 3 issued appointment

letter/ order after completion of all codal formalities.

Hence para of the comments is incorrect.

11. Para No. 11 of the comments is incorrect and para of the appeal is correct, hence denied.
12. Para No. 12 of the comments is incorrect, hence denied.
13. Para No. 13 of the comments needs no comment.
14. Para No. 14 of the comments needs no reply.
15. Para No. 15 of the comments is incorrect and para No. 15 of the appeal is correct, hence denied.
16. In reply of para No. 16 of the comments, it is submitted that appellant filed departmental appeal which placed on file at page 22 Annexure "G".
17. Para No. 17 of the reply is incorrect, hence denied.

GROUNDS:-

- a. Para-a of the reply is incorrect, hence denied.
- b. Para-b of the reply is incorrect.
- c. Para-c of the reply is incorrect.

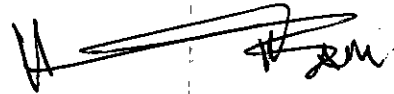
- d. Para-d of the reply is incorrect.
- e. Para-e of the reply is incorrect.
- f. Para-f of the reply is incorrect.
- g. Para-g of the reply is incorrect, hence denied.
- h. Para-j of the reply is incorrect.

It is, therefore, humbly prayed that in the light of above mentioned circumstances and appeal, the appeal of the appellant may kindly be accepted alongwith all back benefits.

...APPELLANT

Through

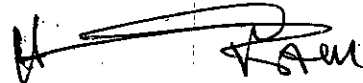
Dated: 18-8/2015



(HAMAYUN KHAN)
Advocate High Court, Abbottabad

VERIFICATION:-

Verified that the contents of foregoing rejoinder are correct as per information furnished by my client and nothing has been concealed from this Honourable Court.



(HAMAYUN KHAN)
Advocate High Court, Abbottabad

ALLAMA IQBAL OPEN UNIVERSITY, ISLAMABAD

PROVISIONAL RESULT CARD



117768 ✓

Name: MALIK MUHAMMAD HAMID ✓
 ALI AFSAR ✓
 Village: DALOLA C/O MAJID SUPER
 STORE BOI ROAD GARHI HABIBULLAH
 District: BALAKOT
 MANSEHRA

Roll No. AA301794
 Registration No. 08NAD01297 ✓
 Final Semester AUT-2010 ✓

has successfully completed HIGHER SECONDARY SCHOOL
 CERTIFICATE GROUP-GENERAL

The details of passed courses are as under:

Semester	Course Code	Title of Course	Marks	
			Maximum	Obtained
AU - 08	0302	URDU	100	55
SP - 09	0310	ENGLISH	100	49
SP - 09	0308	GENERAL SCIENCE	100	59
SP - 09	0343	ISLAMIAT (E) Department Of Examinations (Certificate Section)	100	65
AU - 09	0317	PAKISTAN STUDIES (C)	100	74
AU - 09	0346	PRINCIPLES OF COMMERCE	100	59
SPI - 10	0321	HISTORY OF SUB-CONTINENT	100	69
SPI - 10	0312	EDUCATION	100	62
AU - 10	0316	ISLAMIAT (C)	100	67

VERIFIED

Certificate/Degree/Diploma/Transcript
 bearing Sr. No. 117768 is
 checked & found correct.
 Signatures: *A. J.*

attested

Fiyaz Ahmad
Fiyaz Ahmad
 S.E.T BPS-17
 G.H.SS Rai...

CREDITS: 8
 Result Declared on: AUGUST 16, 2011
 Date of issue: AUGUST 26, 2011

Total Marks / Obtained 900 / 559 ✓
 Percentage / Grade 62 B ✓
Controller of Examinations

Disclaimer: This result card is issued provisionally, errors and omission excepted, as a notice only. Any entry appearing in this card does not itself confer any right or privilege on a candidate for the grant of certificate/degree/diploma, which will be issued under the rules/regulations on the basis of the original record of the university student.

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

No. 1297/ST

Dated 27 / 8 / 2015

To

The DEO (M) E&SE,
Abbot Abad.

Subject: - Judgement.

I am directed to forward herewith a certified copy of Judgement dated 18.8.2015 passed by this Tribunal on subject for strict compliance.

Encl: As above

2/c



REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR.