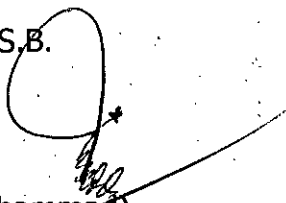


20.01.2022

Clerk of learned counsel for the petitioner present.
Muhammad Adeel Butt, Addl: AG for respondents present.

Due to general strike of the bar, the case is adjourned. To
come up for further proceedings on 08.03.2022 before S.B.


(Mian Muhammad)
Member(E)

08.03.2022

Due to retirement of the Worthy Chairman, the
Tribunal is defunct, therefore, case is adjourned to
01.06.2022 for the same as before.


Reader.


Ist June, 2022

Petitioner present in person. Nobody is present on
behalf of the respondents.

Petitioner wants to withdraw this Execution Petition.
Withdrawn Consign.

3. *Pronounced in open court in Peshawar and given
under my hand and seal of the Tribunal this Ist day of June,
2022.*



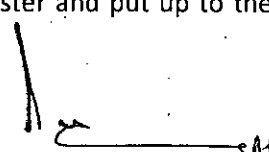



(Kalim Arshad Khan)
Chairman

Form- A

FORM OF ORDER SHEET

Court of _____

Execution Petition No. 250 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	25.10.2021	<p>The execution petition of Mr. Bakht Akbar submitted today by him may be entered in the relevant register and put up to the Court for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2		<p>This execution petition be put up before S. Bench on <u>23/11/21</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
	23.11.2021	<p>None for the petitioner present. Mr. Muhammad Adeel Butt, Additional Advocate General for respondents present.</p> <p>Notices be issued to the petitioner and his counsel as well as respondents for submission of implementation report. Adjourned. To come up for further proceedings on 20.01.2022 before S.B.</p> <p style="text-align: right;"> (MIAN MUHAMMAD) MEMBER (E)</p>

No 1091

Dated = 22/11/2021.

بعدالت جناب چئیر مین صاحب سروس ٹریبونل خیبر پختونخوا پشاور -

بحوالہ اپیل نمبر 2021 / 3417

بنام بخت اکبر VS پرنسپل ہائیر سیکنڈری سکول ڈھیرنی وغیرہ جس میں 23 نومبر تاریخ مقرر ہے -

عنوان : حکم در سلسلہ واپسی اپیل مذکورہ -

جناب عالی !

مندرجہ ذیل معروضات پیش خدمت ہیں -

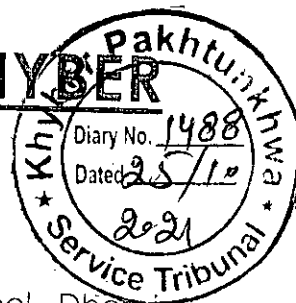
1- یہ کہ پرنسپل صاب نے بلا جواز، غیر قانونی طور پر میری تنخواہ بند کر کے سکول سے رلیو کیا تھا - جس کے خلاف میں نے بعدالت حضور اپیل دائر کی تھی -

2- اب جناب ضلعی افسر تعلیم نے مختلف سکولوں کے پرنسپل صاحبان پر مشتمل ایک مصالحتی کمیٹی تشکیل دی تھی جن کی سفارشات کی روشنی میں میری تنخواہ رلیو کرانے اور مجھے دوسری سکول میں ایڈجسٹ کرنے کا حکم صادر فرمایا گیا ہے - (نقل لف ہے)

لہذا میں اپنی اپیل واپس لینے کے لیے معروض ہو حکم صادر کرنے پر مشکور رہوں گا -

بخت اکبر ایس ایس ٹی
گورنمنٹ ہائیر سیکنڈری سکول ڈھیرنی سوات

بتاریخ : 22 نومبر 2021

BEFORE THE SERVICE TRIBUNAL, KHYBER**PAKHTUNKHWA, PESHAWAR***Execution Petition no. 250/2021*Bakht Akbar (SST) Government Higher Secondary School, Dherai,
District Swat.... Petitioner**VERSUS**Amir Hatam (Principal) Government Higher Secondary School
Dherai, District Swat.... Respondent**APPLICATION FOR INITIATING CONTEMPT OF COURT PROCEEDINGS
AGAINST THE RESPONDENT FOR VIOLATION OF ORDER DATED 21-06-
2021 OF THIS HON'BLE TRIBUNAL.****Respectfully Sheweth:**

1. That the appellant has instituted a service appeal No. 3417/2021 against the respondent and others for relieving of charge and stopping the salary of petitioner, which is pending adjudication before this Hon'ble tribunal.
2. That along with above said service appeal, the petitioner filed an application to the extent that till disposal of the said service appeal, the salary of petitioner be directed to be released, which was heard by this Hon'ble tribunal and vide order dated 21-06-2021, this Hon'ble tribunal directed the respondent to release the salary of petitioner (Copy of order dated 21-06-2021 is attached herewith).
3. That after passing order dated 21-06-2021, the petitioner immediately approached the office of District Education Officer (Male) District Swat on 23-06-2021, thereafter, the DEO Swat, vide letter No. 7181 dated 14-07-2021, directed the

respondent to comply with the directions of this Hon'ble tribunal vide order dated 21-06-2021 ~~and the respondent~~

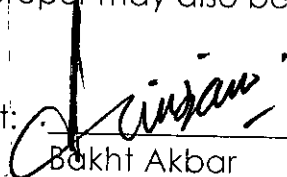
4. That thereafter, the respondent told the petitioner that he had submitted token vide No. 410 dated 03-08-2021 before the ex-chequer and the petitioner was directed to approach the government ex-chequer for release of his salary, however, when the petitioner comply with the direction of respondent and approached the government ex-chequer, the petitioner was astonished to find out that the respondent had committed fraud and the above said token was never submitted on 03-08-2021 rather it was received on 12-08-2021 by the government ex-chequer (Copies are attached herewith).
5. That on the very next day i.e. on 13-08-2021, the petitioner was standing outside the school of respondent, however, upon the directions of respondent to other staff members, the petitioner was neither allowed to join his duties nor was allowed to even enter the school premises, thus, the petitioner filed an application dated 16-08-2021 before the respondent to allow the petitioner to join his duties as per directions of this Hon'ble tribunal and DEO Swat, but the respondent did not bothered to entertain the application as well as directions of this Hon'ble tribunal and DEO Swat (Copy of application is attached herewith).
6. That thereafter, the respondent illegally and unlawfully submitted a proforma, wherein the respondent has astonishingly remarked the petitioner as absent from duties, where against the salary of petitioner has been stopped again (Copy of proforma is attached herewith).
7. That though the petitioner has timely approached the respondent for joining his duties and release of his salary, but the respondent is headstrong and due to some unknown reasons is neither allowing the petitioner to join his duties nor is allowing to release his salary.

8. That despite the clear cut directions of this Hon'ble tribunal and DEO, Swat, the respondent is not releasing the salary of petitioner, moreover, due to non-compliance of the directions of DEO, Swat, the DEO Swat vide letter dated 08-10-2021, given a reminder to the respondent to comply with the ibid earlier directions, but even though the respondent is not following the directions.
9. That the attitude and behavior of respondent is clearly violative and comes under the ambit of contempt of court proceedings.
10. That respondent is liable to be dealt in accordance with the contempt of court proceedings, so that the law and justice shall be maintained in its true perspective.
11. That petitioner is the sole bread earner of his family and due to the illegal actions of respondent, the petitioner as well as his family is suffering from financial problems.
12. That other ground not specifically mentioned here will be argued during the course of arguments with prior permission.

It is therefore, humbly requested that, on acceptance of this petition, the respondent may kindly be dealt in accordance with the contempt of court proceedings and be also directed to release the salary of petitioner without ifs and buts and respondent may also be directed to not create hurdles in service of petitioner.

Any other relief not specifically prayed but this august court deems proper may also be granted.

Appellant:


Bakht Akbar

A

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

COC No. _____ of 2021

Bakht Akbar (SST) Government Higher Secondary School, Dherai,
District Swat.

... Petitioner

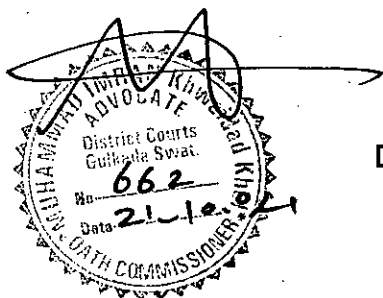
VERSUS

Amir Hatam (Principal) Government Higher Secondary School
Dherai, District Swat and others.

... Respondent

Affidavit:

I, do hereby solemnly affirm and declare on oath that all the contents of the accompanying contempt of court petition are true and correct to the best of my knowledge and belief and nothing has been kept concealed or suppressed from this Hon'ble court.



Deponent:

Bakht Akbar
Bakht Akbar

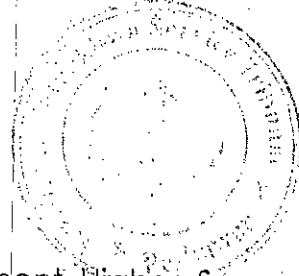
Page | 1

A

(5)

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

Service Appeal No. 3417 of 2021.



Khyber Pakhtunkhwa
Service Tribunal

Diary No. 967

Dated 14/01/2021

Bakht Akbar (SST) Government Higher Secondary School, Dherai,
District Swat. ... Appellant

VERSUS

1. Amir Hatam (Principal). Government Higher Secondary School Dherai, District Swat.
2. District Account Officer, Swat at Saidu Sharif, District Swat.
3. District Education Officer (Male) Swat at Gulkada, Saidu Sharif, District Swat.
4. Director Elementary & Secondary Education, Khyber Pakhtunkhwa at Peshawar.
5. Secretary Elementary & Secondary Education, Khyber Pakhtunkhwa at Peshawar.

... Respondents

Filed to-day

Registrar
14/01/2021

Service Appeal Under Section 4 of Service Tribunal Act, 1974, against illegal and unlawful actions and inactions of respondent No. 1, whereby the respondent No. 1 on the basis of personal grudges has stopped the salary of appellant.

Prayer:

Re-submitted to-day
and filed.

Registrar
14/01/2021

On acceptance of this appeal, the respondents may kindly be directed to release the salary of appellant and respondent No. 1 also be directed not to harass and make hurdles in services of appellant.

Any other relief not specifically prayed but this august court deems proper may also be granted.

Certified
Registrar
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

21.06.2021

A No. 34117/2021
Bakht Ayub vs Govt

6

Appellant present through counsel.

Usman Ghani learned District Attorney alongwith Hussain Litigation Assistant for respondents present.

Respondents were required to submit written reply/comments today vide previous order sheet, however, they have not yet submitted the written reply/comments. An application for release of salary is available, notice whereof was given to the respondents vide order dated 26.03.2021. the respondents are in attendance they have not raised any objection so far about interim relief as sought by the appellant. Let they file any objection if they are so advised. For the time being, they are directed to release the salary of appellant subject to outcome of main appeal.

Adjourned to 11.08.2021 before D.B.

(Rozina Rehman)
Member(J)

Chairman

Certified to be true copy

Secretary

Date of Presentation of Application	21-6-21
Number of Sheets	8200
Copy	10.00
Writ	4.00
Total	14.00
Date of Delivery of Copy	21-6-21
Date of Delivery of Copy	21-6-21



OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) DISTRICT SWAT

Dated. 8/07/2021

NO. _____

To

Mr. Amir Hatam
Principal GHSS Dherai
Swat.

Subject:
Memo:

IMPLEMENTATION OF COURT JUDGEMENT.

Reminder No.1

I am directed by the competent authority of District Education Officer (M) Swat to inform you in continuation of this office letter No.7181 dated.14-07-2021 you are once again directed to implement the honorable service tribunal appeal No.3417 of 2021. Diary No.967 dated.14-01-2021 true letter and sprite and do not create hurdles in service of appellant Mr. Bakht Akbar SST (G) GHSS Dherai Swat as prayed in his original appeal.

DISTRICT EDUCATION OFFICER (M)
SWAT AT GUL KADA.

Dated. _____/2021.

Endst: No. 11124-26

Copy forwarded to :

1. The Director Elementary & Secondary Education KPK Peshawar.
2. Bakht Akbar SST(G) GHSS Dherai Swat.
3. P.A to DEO (M) local office.

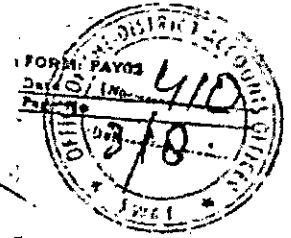
DISTRICT EDUCATION OFFICER (M)
SWAT AT GUL KADA.

Rajid
Chaudhary
8/12/21

**PATROLL SYSTEM
AMENDMENT FORM
SINGLE EMPLOYED ENTRY
OFFICE OF THE
FOR THE MONTH OF**

Position code: 80294093

Principal Govt: Higher Secondary School Dheral District Swat



DDO Code
(Cost Center)

S	W	E	O	S	O
---	---	---	---	---	---

Personal Number

69538

Govt: Higher Secondary School Dheral District Swat

Grade (Pay Scale Group)

1 6

Employee Name

BAHHT AYBAR

National ID Card Number: 15402-1289980-1

ISTIG

Salary Status

Start

Approved by AC

Info Type	Field ID	GENERAL DATA CHANGE		CHANGE IN PAYMENTS / DEDUCTIONS					Effective Date	Remarks
		New Contents	Wedge Type	Amount						
				Rupees	Paise	Adj	Total Adj. (+)			
0000	12	Basic Pay	0001	49,310					1.8.2021	
0008	55	H R A	1000	4,093					- do -	
0014	76	Conr Allowance	1210						- do -	
0014	75	Medical Allowance	1947	5,000					- do -	
0014	75	Compen Allowance / LAA	1912	2,727					- do -	
0014	76	Adhoc Relief 10% 2013	2148	1,500					- do -	
0014	76	Adhoc Relief 10% 2015	2199	1,180					- do -	
0014	76	Adhoc Relief 10% 2016	2211	758					- do -	
0014	76	Adhoc Relief 10% 2017	2224	3,893					- do -	
0014	76	Adhoc Relief 10% 2018	2247	4,931					- do -	
0014	76	Adhoc Relief 10% 2019	2264	4,931					- do -	
0014	76	Adhoc Relief 10% 2021	2309	4,931					- do -	
0014	76	Teachn Allowance 2021	2316	3,782					- do -	

By Retention w/e 2.8.2021 with the Honorable Court Order April No. 3437 dated 23.6.2021 and the DECISION No. 1182/2021 dated 14.7.2021 (KOP) (attached)

DDO
Principal
Govt: Higher Secondary School
Dheral District Swat

Approved / Checked By

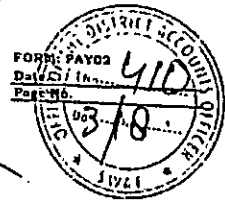
Govt: Higher Secondary School
Dheral District Swat
Entered / verified by



**PAYROLL SYSTEM
AMENDMENT FORM
SINGLE EMPLOYED ENTRY
OFFICE OF THE
FOR THE MONTH OF**

Position code: 80294099

Principal Govt: Higher Secondary School Ohezal District Swat



DDO Code (Cost Center)

5 W 6 0 5 0 Description

Govt: Higher Secondary School Ohezal District Swat

Personnel Number

69538

Employee Name

BAKHT ANBAR

National ID Card Number

15602-1789990-1

Grade (Pay Scale) Group

1 6

SS(T/G)

Salary Status

Start

GENERAL DATA CHANGE

Info Type	Field ID	New Contents	Wedge Type	CHANGE IN PAYMENTS / DEDUCTIONS				Effective Date	Remarks
				Amount		Pals	Adj		
			Rs						1 8 2021
0000	12								
0008	55	Basic Pay	8001	49,310					
0008	55	H R A	1000	4,091					
0014	76	Conv. Allowance	1210	5,000					
0014	76	Medical Allowance	1947	2,727					
0014	76	Compen. Allowance / UAA	1912	1,500					
0014	76	Adhoc Relief 10% 2013	2148	1,120					
0014	76	Adhoc Relief 10% 2015	2179	766					
0014	76	Adhoc Relief 10% 2016	2211	3,891					
0014	76	Adhoc Relief 10% 2017	2224	4,931					
0014	76	Adhoc Relief 10% 2018	2247	4,931					
0014	76	Adhoc Relief 10% 2019	2264	4,931					
0014	76	Adhoc Relief 10% 2021	2306	4,931					
0014	76	Total upto 31/07/2021	2314	3,782					

Pay Release w.e.f. 1 8 2021 vide the Honorable court order Admal No. 1417 dated 21 6 2021 and the D/O (A) Swat 7181/SST dated 14 7 2021 (copy attached)

DDO Govt: Higher Secondary School Ohezal District Swat

Advised / Checked By
12/8

Govt: Higher Secondary School Ohezal District Swat

Amendment 2 D

DISTRICT EDUCATION OFFICER (MALE) SWAT.

10

بخدمت جناب پرنسپل صاحب ہائر سیکنڈری سکول ڈھیرئی سوات

بوساطت احمد غنی سینیئر کلرک سکول ہذا .

واٹس اپ نمبر : 03469341590

عنوان : سکول میں فرائض منصبی سنبھالنے اور حوالگی پیرنڈز -

Amendments

جناب عالی ! مندرجہ ذیل معروضات پیش کی جاتی ہیں -

- 1 یہ کہ بحوالہ حکم عدالت سروس ٹریبونل خیبر پختونخوا محررہ 21 جون 2021 در سلسلہ برآمدگی تنخواہیں اب کو موصول ہو چکی ہے -

- 2 یہ کہ جناب ڈی ای او صاحب نے عدالتی احکامات کی پیروی کرتے ہوئے اب کو عمل درآمد کرنے کا واضح ڈائریکشن دی ہوئی ہے -

- 3 یہ کہ بمورخہ 12 اگست کو اب کی طرف سے تنخواہ ریلیز کرانے سروس کو اکاؤنٹ آفس میں جمع کروا دیا گیا ہے جو کہ عدالتی احکامات ، محکمانہ ہدایات اور میری اصولی موفق تسلیم کرنے کی طرف مثبت پیشرفت ہے -

- 4 یہ کہ مورخہ 13 اگست کو صبح 7:40 پر میں سکول آیا تاکہ فرائض کے انجام دہی دے سکوں لیکن بقول چوکیدار آپ کے واضح احکامات پر انہوں نے مجھے گیٹ کے اندر جانے نہ دیا اور مجھے 10:40 تک یعنی تین گھنٹے تک گیٹ کے سامنے کھڑا رہنا پڑا -

لہذا میں معروض ہوں کہ بحیثیت سینیئر سیکنڈری سکول ٹیچر فرائض منصبی انجام دہی کے لیے پیرنڈ کو مختص کر کے سونپ دی جائے اور عدالتی احکامات پر خوش اسلوبی سے عمل درآمد کو یقینی بنایا جائے ، تو مشکور ہوں گا - فقط

بخت اکبر ایس ایس ٹی

ہائر سیکنڈری سکول ڈھیرئی

16 اگست 2021 -

کاپی برائے اطلاع :

ضلعی آفسر تعلیم صاحب سوات



**PAYROLL SYSTEM
AMENDMENT FORM
SINGLE EMPLOYER ENTRY
OFFICE OF THE
FOR THE MONTH OF**

DDO Code
(Cost Center)

Personnel
Number

Grade (Pay
Scale Group)

S W 6050

69538

16

SST (G)

Principal GHS Dherai Swat

GHS Dherai Swat

Bakhti Akbar

Salary
Status

Stop

Rollment ID

Card Number

15602-1289990-1

GENERAL DATA CHANGE

CHANGE OF PAYMENTS / DEDUCTIONS

Info
Type

Field
ID

New Contents

Wage
Type

Rupees

Amount

Effective
Date

Remarks

Bakhti Akbar

117

Inactive

1-8-202

Absent from duties.

Amendment 2

103

(Signature)

(Signature)

(Signature)

(Signature)



6 12

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) DISTRICT SWAT

Dated. 8/07/2021

NO. _____

To

Mr. Amir Hatam
Principal GHSS Dherai
Swat.

Subject: IMPLEMENTATION OF COURT JUDGEMENT.
Memo:

Reminder No.1

I am directed by the competent authority of District Education Officer (M) Swat to inform you in continuation of this office letter No.7181 dated.14-07-2021 you are once again directed to implement the honorable service tribunal appeal No.3417 of 2021. Diary No.967 dated.14-01-2021 true letter and sprite and do not create hurdles in service of appellant Mr. Bakht Akbar SST (G) GHSS Dherai Swat as prayed in his original appeal.

DISTRICT EDUCATION OFFICER (M)
SWAT AT GUL KADA.

Endst: No. 11174-76

Dated. _____/2021.

Copy forwarded to :

1. The Director Elementary & Secondary Education KPK Peshawar.
2. Bakht Akbar SST(G) GHSS Dherai Swat.
3. P.A to DEO (M) local office.

DISTRICT EDUCATION OFFICER (M)
SWAT AT GUL KADA.

Rajid
Chaudhary
9/12/21