

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
CAMP COURT SWAT

Service Appeal No. 1253/2014

Date of Institution... 21.10.2014

Date of decision... 06.11.2017

Muhammad Yousaf Senior Arabic Teacher, GHS Dandai, Tehsil Bisham, District, Shangla. ... (Appellant)

Versus

1. District Education Officer, Shangla District, Shangla and 5 others. ... (Respondents)

MR. KHANZADA KHAN, Advocate.  
Advocate

... For appellant.

MIAN AMIR QADAR,  
District Attorney

... For respondents.

MR. IMDADULLAH,  
Advocate.

... For private respondent No. 6.

MR. NIAZ MUHAMMAD KHAN,  
MR. MUHAMMAD HAMID MUGHAL,

... CHAIRMAN  
... MEMBER

JUDGMENT

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

FACTS

2. The appellant was transferred by the order dated 22.02.2014, against which he filed departmental appeal on 12.03.2014 which was not decided by the authority rather an enquiry committee was constituted in the matter which submitted its report on 20.05.2014. Respondent No. 6 was posted in place of the appellant by the impugned order.

### ARGUMENTS

3. The learned counsel for the appellant argued that the appellant was transferred before the expiry of his normal tenure which is against the transfer/posting policy. That after the impugned transfer, the appellant has now completed yet another tenure and is entitled for transfer on this ground as well. Regarding the objection of limitation, the learned counsel for the appellant argued that an application for condonation of delay has been submitted alongwith memo. of appeal and that the appellant was ill which is a valid reason for condonation of delay,

4. On the other hand counsel for respondent No. 6 argued that the appeal is hopelessly time barred. That the application for condonation of delay is itself a proof of delay. Now it was incumbent upon the appellant to have justified condonation on valid and plausible ground by explaining each and every day delay.

5. The learned District Attorney argued that the posting and transfer cannot be challenged before this Tribunal as under Section 10 of the Khyber Pakhtunkhwa Civil Servants Act, 1973, every civil servant is liable to serve anywhere in the province. That in view of the judgment reported as 2017-SCMR-798, this transfer cannot be challenged.

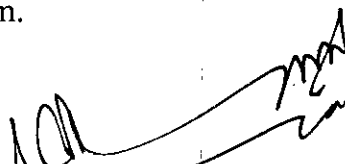
### CONCLUSION

6. Admittedly the appeal is time barred. Application for condonation of delay is itself a proof of delay. The reason given in the application is illness of the appellant. Alongwith memo. of appeal some prescriptions etc. of the hospital have

been annexed but the appellant himself admitted that during his illness he used to perform his duty and was not hospitalized. Therefore, the appellant has not been able to substantiate application for condonation of delay. There is no need to discuss the merits of the case, the appeal is therefore, dismissed. However, the department is directed to consider the transfer of the appellant on the second ground i.e. the completion of his tenure in his new posting. Parties are left to bear their own costs. File be consigned to the record room.



(Muhammad Hamid Mughal)  
Member



(Niaz Muhammad Khan)  
Chairman  
Camp Court, Swat

ANNOUNCED

06.11.2017

06.11.2017

Counsel for the appellant and Mian Amir Qadar, District Attorney alongwith Luqman Shah, Litigation Officer for the respondents present. Arguments heard and record perused.

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

  
Member

  
Chairman  
Camp Court, Swat

ANNOUNCED  
06.11.2017

05.12.2016

Appellant with counsel, Mr. Muhammad Zubair, Sr.GP for the official respondents and private respondent No. 6 with counsel present. Due to non-submission of rejoinder and incomplete bench arguments could not be heard. To come up for rejoinder and final hearing on 07.03.2017 before D.B at camp court, Swat.

07.03.2017

Counsel for the appellant, Mr. Luqman, AD Chairman along with Mr. Muhammad Zubair, Senior Government Pleader for the official respondents and counsel for private respondent No. 6 present. Counsel for the appellant seeks adjournment to submit rejoinder. Counsel for private respondent No. 6 also seeks adjournment. To come up for rejoinder and final hearing on 03.07.2017 before the D.B at camp court, Swat.

Member

Chairman  
Camp court, Swat

17. 03.07.2017


Appellant in person, Mr. Muhammad Zubair, District Attorney alongwith Luqman Shah, Litigation Officer for official respondents and private respondent No. 6 alongwith counsel present. Appellant requested for adjournment as his counsel is not in attendance. Adjourned. To come up rejoinder and final hearing on 06.11.2017 before the D.B at camp court, Swat.

MA  
Member

Chairman  
Camp court, Swat

8.12.2015

Appellant in person, Mr. Bakhat Rawan, ADO alongwith Mr. Amir Qadir, GP for official respondents and counsel for private respondent No.6 present. Wakalat Nama submitted on behalf of private respondent No.6. Written reply not submitted by private respondent No.6 despite extension of last opportunity and cost of Rs.500/-. One more opportunity is granted to private respondent No.6 for submission of written reply at further cost of Rs. 500/-. To come up for written reply on behalf of private respondent No.6 and payment of cost of Rs.1000/- on 3.2.2016 before S.B at Camp Court Swat.

  
Chairman  
Camp Court Swat


3.2.2016

Appellant with counsel, Mr. Ameer Qadir, GP for official respondents 1 to 5 and private respondent No. 6 with counsel present. Written reply by private respondent No. 6 submitted. Cost of Rs.1000/- paid and receipt thereof obtained. The appeal is assigned to DB for rejoinder and final hearing for 2.8.2016 at Camp Court Swat.

  
Chairman  
Camp Court Swat

02.08.2016

Appellant with counsel and Mr. Bakht Zamin, Asstt. alongwith Mr. Muhammad Zubair, Sr.GP for the official respondents and counsel for private respondent No. 6 present. Rejoinder not submitted. Requested for adjournment. Due to non-submission of rejoinder and non-availability of D.B arguments could not be heard. To come up for rejoinder and final hearing on 05.12.2016 before D.B at camp court, Swat.

  
Chairman  
Camp court, Swat.


8.9.2015

Appellant with counsel and Mr. Bakht Rawan, ADO  
alongwith Mr. Muhammad Zubair, Sr. G.P for respondents  
present. Written reply not submitted. Requested for  
further adjournment. Last opportunity granted. To come  
up for written reply/comments on 5.10.2015 before S.B  
at Camp Court Swat.

  
Chairman  
Camp Court Swat

5.10.2015

Appellant in person, Mr. Bakht Rawan, ADO alongwith Mr.  
Muhammad Zubair, Sr. GP for official respondents and private  
respondent No. 6 in person present. Written reply by official respondents  
No. 1 to 4 submitted. Learned Sr. GP relies on the same on behalf of  
respondent No. 5 while private respondent No. 6 requested for further  
adjournment. Last opportunity is extended subject to payment of cost of  
Rs. 500/- which shall be paid by the said private respondent. To come up  
for written reply/comments on behalf of private respondent No. 6 and  
cost on 8.12.2015 before S.B at Camp Court Swat.

  
Chairman  
Camp Court Swat

6.5.2015


Appellant in person present. Requested for extension of time for deposit of security and process fee. Directed to deposit the same within three days, where-after notices be issued to the respondents for written reply for 01.6.2015 at Camp Court Swat.

Appellant Name  
Security & Process Fee

  
Chairman  
Camp Court Swat

1.6.2015

Appellant with counsel and Mr. Anwar-ul-Haq, G.P for respondents present. Requested for adjournment. To come up for written reply/comments at camp court Swat on 7.7.2015.

  
Chairman  
Camp Court Swat

07.07.2015

Appellant in person and Mr. Bakht Rawan, ADO alongwith Mr. Muhammad Zubair, Sr. G.P for respondents present. Written reply not submitted. Requested for adjournment. Adjourned to 8.9.2015 for written reply/comments before S.B at Camp Court Swat.

  
Chairman  
Camp Court Swat



19.02.2015

Counsel for the appellant and Asst: AG for the respondents present. Counsel for the appellant requested for adjournment. Request accepted. To come up for preliminary hearing on 25.03.2015.

  
Member

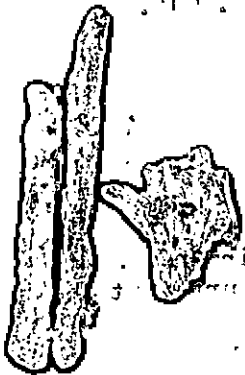
25.03.2015

Appellant with counsel and AAG for respondents present. Learned counsel for the appellant argued that after serving for about 24 years the appellant was transferred to his home district but after lapse of six months he was again transferred due to political pressure for accommodating private respondent No.6, vide order dated 22.2.2014 which was impugned in departmental appeal on 14.3.2014 which was not responded despite repeated reminders and hence the present service appeal on 21.10.2014.

That apart from political interference the credentials of respondent No.6 are also at stake.


Points urged need consideration. Admit. Subject to deposit of security and process fee within 10 days, notices be issued to the respondents for written reply for 6.5.2015 before S.B. Notice of condonation application be also issued for the date fixed. Since the appeal pertains to territorial limits of Malakand Division as such to be heard at Camp Court Swat on the date fixed.

  
Chairman



29.10.2014

Counsel for the appellant present and filed an application for early hearing. Case file requisitioned. Application allowed. To come up for preliminary hearing on 14.11.2014 instead of 27.11.2014.

  
Member

Reader Note:

14.11.2014

Clerk of counsel for the ~~appellant~~ present. Since the Tribunal is incomplete, therefore, case is adjourned to 23.01.2015 for the same.

  
Reader

23.01.2015

Counsel for the appellant present. Preliminary arguments partly heard. Since the matter required further clarification, therefore, pre-admission notice be issued to the AAG to assist the Tribunal. To come up for preliminary hearing on 19.02.2015.


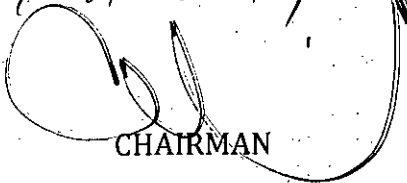
  
Member

Form- A

FORM OF ORDER SHEET

Court of \_\_\_\_\_

Case No. 1253 /2014

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	21/10/2014	<p>The appeal of Mr. Muhammad Yousaf presented today by Mr. Khan Zada 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	21-10-2014	<p>This case is entrusted to Primary Bench for preliminary hearing to be put up there on <u>27-11-2014</u></p> <p style="text-align: right;"> CHAIRMAN</p>

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,**

**PESHAWAR**

Appeal No. 1253 /2014

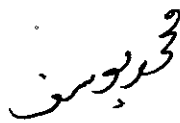
Muhammad Yousaf. .... Appellant

Versus

The D.E.O, Shangla & others. .... Respondents

**I N D E X**

S.No	DESCRIPTION OF DOCUMENTS	ANNEX	PAGES
1.	Service Appeal		1-5
2.	Affidavit		6
3.	Suspension Application & affidavit		7-8
4.	Application for Condonation of Delay with Affidavit		9-10
5.	Addresses of the parties		11
6.	Copy of CNIC		-
7.	Copy of transfer order dt: 15.08.13	A	12
8.	Copy of impugned order dated 22.02.2014	B	13
9.	Copy of appeal	C	14
10.	Copy of letter dated 10.04.2014	D	15
11.	Copy of inquiry report containing 4 pages	E - E/3	16-19
12.	Copy of treatment documents	F - F/5	20-25
13.	Wakalatnama	✓	



Appellant

Through



**Khan Zada Khan**

Advocate High Court

Cell #: 0300-9175182

Dated: 20.10.2014

1

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,**

**PESHAWAR**

Appeal No. 1253 /2014

Muhammad Yousaf,

Senior Arabic Teacher (S.T.A)

Govt. High School Dandai,

Tehsil Bisham, District Shangla. ....Appellant

1284  
21-10-2014

Versus

1. The District Education Officer, Shangla, District Shangla.
2. Deputy Commissioner, Shangla.
3. The Director Education, Khyber Pakhtunkhwa, Peshawar.
4. The Secretary Education, Khyber Pakhtunkhwa, Peshawar.
5. The Government of Khyber Pakhtunkhwa through the Chief Secretary, Khyber Pakhtunkhwa, Peshawar.
6. Shabir Ahmad, Arabic Teacher (A.T) Govt. High School Dandai, Tehsil Bisham, District Shangla.

.....Respondents

**APPEAL U/S 4 OF THE SERVICE  
TRIBUNAL ACT, 1974 AGAINST THE  
IMPUGNED TRANSFER ORDER NO.947-  
50 DATED 22.02.2014 OF THE  
RESPONDENT NO.1 WHEREIN THE  
APPELLANT WAS TRANSFERRED FROM**

Shabir  
21/10/14

GOVT. HIGH SCHOOL DANDAI, TEHSIL BISHAM, DISTRICT SHANGLA TO GOVT. HIGH SCHOOL DHERAI BEFORE THE EXPIRY OF STATUTORY TENURE AND THE RESPONDENT NO.5 WAS BEEN TRANSFERRED/ ADJUSTED FROM GOVT. HIGH SCHOOL DHERAI TO GOVT. HIGH SCHOOL DANDAI, TEHSIL BISHAM, DISTRICT SHANGLA, WHICH IS ILLEGAL, AGAINST THE LA AND FACTS. HENCE UNTENABLE AND LIABLE TO BE SET ASIDE.

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**Respectfully Sheweth:**

The appellant humbly states as under:

1. That the appellant is permanent resident of Dandai, P.O & Tehsil Bisham, District Shangla. (Copy of CNIC is attached).
2. That on dated 28.07.1990, the appellant was appointed as Senior Arabic Teacher and posted at Government Middle School Soghalai, Talash, District Lower Dir.

3. That, thereafter, the appellant was transferred to District Swat and performed his duty at various stations (schools) i.e. G.H.S Sherpalam, Nengolai, Peshmal, Kalam and Mankial etc.
4. That in December, 1996, the appellant was transferred to his home district Shangla and was posted at G.M.S Sheshan, Bunnr, Alpuri.
5. That, thereafter, in September, 2004, the appellant was transferred to G.M.S Bar Badkot Bisham, but just after one month was transferred to G.M.S Larie, Alpuri, where the appellant performed his duties upto 2013.
6. That in March, 2013, the appellant was transferred to G.H.S Bazar Kot Alpuri and within a few days was again transferred to G.H.S Dherai.
7. That on 15<sup>th</sup> August, 2013, the appellant was transferred to his home station i.e. G.H.S Dandai, Tehsil Bisham, District Shangla. (Copy attached as annexure "A").
8. That now on dated 22.02.2014, just after 6 months, to the utter shock and surprise of the appellant, the appellant again transferred from G.H.S Dandai to G.H.S Dherai and the respondent No.5 was adjusted against the appellant at G.H.S Dandai, Tehsil Bisham, District Shangla. (Copy attached as annexure "B").

9. That the appellant also filed departmental appeal before the respondents and an inquiry was conducted wherein it has been proved that the qualification documents of respondent No.5 are not genuine, but the grievance of the appellant regarding his illegal transfer has not been redressed till filing of the instant appeal. (Copies of appeal, letter dated 10.04.2014 and inquiry report containing 4 pages are attached as annexure "C", "D" & "E" to "E/3" respectively).
10. That the appellant is suffering from some serious disease and is permanently under treatment. (Copy of treatment documents are attached as annexure "F" to "F/5" respectively).
11. That feeling aggrieved and having no other adequate available remedy, the appellant approached this Honourable Tribunal, with the following amongst other grounds;

**GROUND S:**

- A. The appellant has come to this Tribunal with clean hands.
- B. The impugned order dated 22.02.2014 is of no legal effect, because the same has been issued before the expiry of the statutory tenure of the appellant in 3 years.



- C. The conduct and academic record of the respondent No.5 is clouded as per finding of the inquiry committee, hence he has no legal right to be posted and adjusted against the appellant.
- D. The appellant is suffering from serious disease and is permanently under treatment, hence unable to perform his duty far-away from his home station.
- E. The inquiry report totally favours the stance of the appellant.
- F. Any other ground related to the facts and circumstances of the case will be discussed with the permission of this Honourable Tribunal during arguments.

It is, therefore, most humbly prayed that the impugned transfer order dated 22.02.2014 may kindly be set aside and the appellant be adjusted at his previous place of posting i.e. G.H.S Dandai, Tehsil Bisham, District Shangla.

Any other relief, which this Honourable Tribunal deems appropriate in the circumstances of the instant case may also very kindly be granted.

مخبر

Appellant

Through



**Khan Zada Khan**

Advocate High Court

Dated: 20.10.2014

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

Appeal No. \_\_\_\_\_/2014

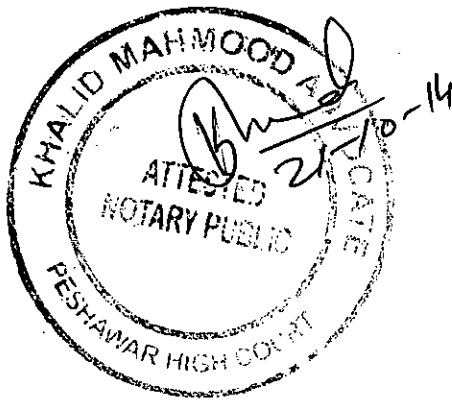
Muhammad Yousaf. .... Applicant/Appellant

Versus

The D.E.O; Shangla & others. .... Respondents

**AFFIDAVIT**

I, Muhammad Yousaf, Senior Arabic Teacher (S.T.A) Govt. High School Dandai, Tehsil Bisham, District Shangla, do hereby solemnly affirm and declare on oath that the contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been kept concealed from this Hon'ble Court.



محمد یوسف  
 DEPONENT

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

Appeal No. \_\_\_\_\_/2014

Muhammad Yousaf. .... Applicant/Appellant

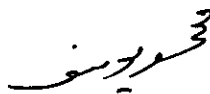
Versus

The D.E.O, Shangla &amp; others: .... Respondents

**APPLICATION FOR SUSPENSION OF THE  
IMPUGNED ORDER DATED 22.02.2014****Respectfully Sheweth:**

1. That the above titled service appeal has been filed by the applicant in which date for today has been fixed.
2. That grounds of main appeal may please be considered as integral part of this application.
3. That on the face of it, the applicant has got a strong arguable case and is sanguine about its success.
4. That balance of convenience also lies in favour of applicant.
5. That if the operation of the impugned order is not suspended, the applicant/appellant would suffer an irreparable loss.

It is, therefore, prayed that on acceptance of this petition, operation of the impugned order dated 22.02.2014 may kindly be suspended till final disposal of the titled appeal.



Applicant/Appellant

Through



**Khan Zada Khan**  
Advocate High Court

Dated: 20.10.2014

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

Appeal No. \_\_\_\_\_/2014

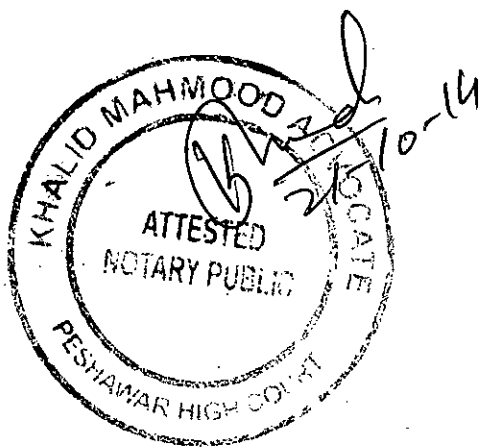
Muhammad Yousaf. .... Applicant/Appellant

Versus

The D.E.O, Shangla &amp; others. .... Respondents

**AFFIDAVIT**

I, Muhammad Yousaf, Senior Arabic Teacher (S.T.A) Govt. High School Dandai, Tehsil Bisham, District Shangla, do hereby solemnly affirm and declare on oath that the contents of the accompanying **Application for Suspension** are true and correct to the best of my knowledge and belief and nothing has been kept concealed from this Hon'ble Court.



  
DEPONENT

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

Appeal No. \_\_\_\_\_/2014

Muhammad Yousaf. . . . . Applicant/Appellant

Versus

The D.E.O, Shangla &amp; others. . . . . Respondents

**APPLICATION FOR CONDONATION OF DELAY****Respectfully Sheweth:**

1. That the above titled service appeal has been filed by the applicant in which date for today has been fixed.
2. That the delay, if any, in filing the accompanying service appeal is not intentional, but due to the said reason (illness of the appellant).
3. That the law favours adjudication on merits, rather than on technicalities, therefore, the limitation may be condoned in the best interest of justice, fair play and equity.
4. That the impugned order dated 22.02.2014 is void-ab-initio, being politically motivated and before the expiry of statutory tenure i.e. 3 years, hence no limitation lies against such a void order.

It is, therefore, most humbly prayed that on acceptance of this application, the delay, if any, in filing the above titled appeal may kindly be condoned in the interest of justice.

  
Applicant/Appellant

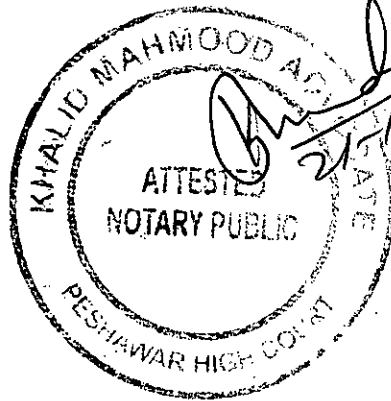
Through

  
**Khan Zada Khan**  
Advocate High Court

Dated: 20.10.2014

**AFFIDAVIT**

I, Muhammad Yousaf, Senior Arabic Teacher (S.T.A) Govt. High School Dandai, Tehsil Bisham, District Shangla, do hereby solemnly affirm and declare on oath that the contents of the instant **Application for Condonation of Delay** are true and correct to the best of my knowledge and belief and nothing has been kept concealed from this Hon'ble Court.



  
DEPONENT

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

Appeal No. \_\_\_\_\_/2014

Muhammad Yousaf..... Appellant

Versus

The D.E.O, Shangla &amp; others. .... Respondents

**ADDRESSES OF THE PARTIES****APPELLANT:**

Muhammad Yousaf,  
Senior Arabic Teacher (S.T.A)  
Govt. High School Dandai,  
Tehsil Bisham, District Shangla.

**RESPONDENTS:**

1. The District Education Officer, Shangla, District Shangla.
2. Deputy Commissioner, Shangla.
3. The Director Education, Khyber Pakhtunkhwa, Peshawar.
4. The Secretary Education, Khyber Pakhtunkhwa, Peshawar.
5. The Government of Khyber Pakhtunkhwa through the Chief Secretary, Khyber Pakhtunkhwa, Peshawar.
6. Shabir Ahmad, Arabic Teacher (A.T) Govt. High School Dandai, Tehsil Bisham, District Shangla.

Appellant

Through

Dated: 20.10.2014

**Khan Zada Khan**  
Advocate High Court

*Handwritten notes at the bottom of the page:*  
 Mr. Khan Zada Khan  
 Case No. \_\_\_\_\_  
 did so  
 13

کتابخانه  
۰۳۳۹۶ ۹۳ ۰۰۰۶،





(13)

(B)



**OFFICE OF THE DISTRICT EDUCATION OFFICER (M/F)**

**DISTRICT SHANGLA**

CONTACT NO. (0996) 850639. 851108- FAX # 851108

**OFFICE E ORDER/TRANSFER:-**

Consequent upon the acceptance of appeal in respect of Mr. Shabir Ahmad Senior Arabic Teacher GHS Dherai Alpurai, the following SAT, are hereby transferred to the stations against their names with immediate effect in the best interest of public service.

S#	NAME OF TEACHER	TRANSFERRED FROM	TRANSFERRED TO	REMARKS
1	Shabir Ahmad SAT B-16	GHS Dherai (A)	GHS Dandai	Accepted appeal against S.# 2
2	Muhammad Yousaf SAT B-16	GHS Dandai	GHS Dherai (A)	Vice S.# 1

**NOTE:-**

- 1 No TA/DA is allowed.
- 2 Charge report should be submitted to all concerned.

(MUHAMMAD SAEED KHAN)  
DISTRICT EDUCATION OFFICER (M/F)  
SHANGLA

Endost:-No. 947-50

Dated 22/2/2014.

Copy of the above is forwarded to:-

- 1 The District Accounts Officer Shangla.
- 2 The Head Master GHS Dherai (A).
- 3 The Head Master GHS Dandai.
- 4 The Teacher concerned.

DEPUTY DISTRICT EDUCATION OFFICER (M/F)  
SHANGLA

CTO

DA

Handwritten notes: "I will be present at the committee meeting" and "I will be present at the committee meeting".

دست جناب منسٹر ایجوکیشن خیبر پختونخوا

عنوان کنسلیشن تبادلہ

جناب عالی مؤدبانہ گزارش کیجانی ہے کہ میں ایجوکیشن

میں 1990ء سے عربک پوسٹ پر ڈیوٹی فریفر سرانجام دے رہا ہوں

الگت 2013ء تک مسلسل دور از علاقوں میں ڈیوٹی کرتا رہا

الگت 2013ء کو فرم و موٹوں کے بعد تبادلہ فریبی چھائی سکول دندی کو

اور 24 سال بعد بہت محنت سے حق تبادلہ دیا گیا

تقریباً سات مہینے بعد 2014-2-22 کو بغیر کسی وجہ اور ٹنور

ت ختم ہونے کے بغیر گورنمنٹ سکول دندی سے بوجہ سیاسی

MPA تبادلہ کر دیا گیا اور شہزاد احمد A.T کو دوسرے ٹیچر انوار اللہ

سینئر (جے) کا حق سناری ڈیپٹی ڈائریکٹر کر دیا گیا

آپ سے درخواست ہے کہ میں تبادلہ کنسل کر کے

December

Handwritten notes: "I have declared this case as merit case as per existing rules/policies" and "as decided by HME".

Signature: M. A. Khan, P.A. To Minister for Elementary & Secondary Education, Khayber Pakhtunkhwa

Handwritten note: "DDEO I think we have already framed comm. letter for giving report in this case. However if not did so then pl. it kindly."



**OFFICE OF THE  
DISTRICT EDUCATION OFFICER (M/F) SHANGLA.  
CONTACT NO. (0996) 850639, 851108- Fax # 851108**

No. 1828 Dated 10/4 2014.

To,

The Head Master,  
GHS Dehrai (Alpurai ) Distt: Shangla.

Subject: - **PROVISION OF ORIGINAL DOCUMENTS IN CONNECTION WITH ENQUIRY.**

Memo: -

An enquiry is under process in the case of transfer of Mr. Shabir Ahmad & Mr Mohammad Yousaf ATs, to GHS Dandai Both have complained against each other, in which some original documents of Mr. Mohammad Yousaf AT are required to the enquiry committee.

You are, therefore, directed to obtain the following original documents of the said teacher & be sent to this office through special messenger by tomorrow positively.

1. Original SSC Certificate with re verified copy from the concerned Board.
2. Original Asanad of Shahadatul Alamia , Shahadatul Allia , Shahadatul Aama & Shahadatul Khassa with original DMC of the same Asnad .
3. Original service Book if available in school.
4. verified copy of sanad Shahadatul Alania from the Board Multan , in original. ~~verified copy of Ssc from the Board in original~~

copy for M. Yousaf AT

DEPUTY DISTRICT EDUCATION OFFICER (M)  
DISTRICT SHANGLA.

M. Yousaf is directed to attend the office of DED (DSE) Shangla alongwith original documents, and a photocopy for record.

GHS Dehrai, Alpurai

CTC

Superintendent

(16)

(E)



OFFICE OF THE  
DISTRICT EDUCATION OFFICER (M/F)  
COLLEGE ROAD ALPURAI DISTRICT SHANGLA  
CONTACT NO. (0996) 850639-851108 Fax 851108

OFFICE ORDER:-

The following copy of the following officers/officials is hereby constituted for scrutiny of the appeal submitted by Mr. Muhammad Yousof S.A.:-

- 1 Mr. Tariq Ahmad ADEO (F) Estab: Secondary.
- 2 Mr. Abdul Wadood Superintendent.
- 3 Mr. Sher Malik Senior Clerk

The said committee is further directed to scrutinize/analyze the appeal on merit and submit the report to the undersigned within 7 days for further proceeding.

MUHAMMAD SAIED KHAN  
DISTRICT EDUCATION OFFICER (M/F)  
DISTRICT SHANGLA

Endost-No 1285-88

12 3 2011

- Copy of the above is forwarded to:-
- 1 Mr. Tariq Ahmad ADEO
  - 2 Mr. Abdul Wadood Superintendent
  - 3 Mr. Sher Malik Senior Clerk

*[Handwritten signature and stamp]*

CTO  
*[Handwritten signature]*

صاحب عالی: انڈیا کی تاریخ (17)

محوالہ چھٹی 88-85 1285-88ء فرم 1285-88ء 1285-88ء  
کا تقریبی تقریر نام سے جیسے ہی ہو چکا ہے۔ جسکے ہم باقی کچھ شہر  
عبدالودود سیر شدہ نٹ اور سیر شدہ نٹ کے درمیان پورٹ پیتھ اور  
ہیں۔

سٹر محمد یوسف نے اپنی کتاب 'انڈیا کی تاریخ' 24 سال سے اپنے گاؤں  
سے بہت دور مختلف سکولوں میں محنت سے آئی این ڈی اور ایچ ایم ڈی اور  
جس اسی عرصہ میں اس کی تقریبی اپنے علاقہ کے نزدیک سکول میں سکول دہری  
میں 15 اگست 2013 کو پہلی تو سٹر شہیر احمد آئی این ڈی اس کے بعد اپنے  
آپ کو تقریبی اور سٹر محمد یوسف کی تقریبی دوبارہ محنت دور میں سکول  
ڈھیرگی میں کرادی ہے جسکے یہ آرڈر 22 فروری 14ء سے سونے سے قانون  
عرصہ ملزمت کوکل سکول میں پڑائی ہے یہ دیگر اسکول کے بقول اس سے  
زیادہ آگے نہیں آسکتا ہے لہذا اس کے اندر غائب ہے اور ان کے تقریبی  
مستورہ کے سٹر محمد یوسف کی تقریبی دوبارہ میں سکول دہری کر لیا ہے  
دو بار بالا زیادہ وضع کیا ہے 164 اور 171 (تقریبی ٹائپل) پر موجود ہے  
کا تقریبی جائزہ لیا گیا ہے اور حالات و واقعات سے یہ قیاسی ساکن آگے  
ہیں کہ سٹر شہیر احمد کی تقریبی محنت آئی این ڈی 4-3-90 سے آگے جیسے سٹر  
محمد یوسف آئی این ڈی کی تقریبی محنت آئی این ڈی 8-15-90 کو پہلی ہے اسوج سے اسے لحاظ  
سے سٹر شہیر احمد سٹر محمد یوسف سے ستر ہے۔ لیکن دوسرے طرف  
سٹر محمد یوسف واقعہ 15 اگست 2013 تک مسلسل گاؤں سے دور ڈھول  
انجام دیتا آ رہا ہے جسکے سٹر شہیر احمد کی سالوں سے اپنے گاؤں

سے لوگ یا کوئی غیر کا نام لے کر ...

... اور اس کے بعد ...  
 308/13  
 22/14

... اور یہ ...  
 ...

... اور یہ ...

... اور یہ ...

کرن - موجود میں سٹرکٹریچس آف  
 کے متعلق رپورٹ سے تصدیق (زمانہ کیلئے پیش کرنا) جیج  
 میں ڈیٹا انکوائری کمیٹی پر الزام تھا کہ متعلقہ رپورٹ کو فریڈم  
 سٹریکچر میں اس سے تیسری طور پر خلاف انکار کرنا - (پتہ) (پتہ)  
 سٹریکچر میں واقعہ کوئی سے پیش کیلئے رپورٹ  
 سے اس کے کوئی فرما میں اس کے لئے تصدیق ہو رہی ہے اور  
 کہ بنا کر پیش کرنا - اس کے لئے اس کے لئے رپورٹ  
 کے بارے میں رپورٹ (خاتمہ) اس کے لئے رپورٹ  
 سے SSC کے متعلق دنیا کے شہداء العالم اور عالمین  
 کوئی کوئی کے لئے کمیٹی کے لئے اس کے لئے رپورٹ  
 کوئی کوئی کے لئے کمیٹی کے لئے اس کے لئے رپورٹ  
 سے BPS-16 میں ترقی کیلئے SSC کے لئے رپورٹ  
 مقررہ کے لئے رپورٹ کے لئے اس کے لئے رپورٹ  
 سے اس کے لئے رپورٹ کے لئے اس کے لئے رپورٹ  
 سے اس کے لئے رپورٹ کے لئے اس کے لئے رپورٹ  
 سے اس کے لئے رپورٹ کے لئے اس کے لئے رپورٹ  
 سے اس کے لئے رپورٹ کے لئے اس کے لئے رپورٹ  
 سے اس کے لئے رپورٹ کے لئے اس کے لئے رپورٹ

2015  
 2014

Handwritten signature and initials at the bottom center.



# KUWAIT TEACHING HOSPITAL PESHAWAR MEDICAL COLLEGE



Abdara Chowk, Jamrud Road, Peshawar-Pakistan Ph: 091-5853486 / 5711418

## OPD Consultation Form

Male Counter

Name: **MUHAMMAD YOUSAF** Age: 47 Years Gender: M Address: Peshawar Weight: kg Date: 20-08-14 08:41:59 AM

Consultant: **Dr. Fawad** Last Visit: -- Department: **ENT** MRN: **2014-08-59469**

Diagnosis: اپنا MRN نمبر یاد رکھیں۔ اور دوبارہ آنے کی صورت میں یہ نسخہ ضرور ساتھ لائیں۔

Change of voice Functional

Complaints:

IDL → ✓

Ade

Flexible larynx

HWS  
HW

Pharynx

Normal v. cords

→ He is Functional

- Job Inflator - wop  
WS 1 - 1

- Job Acquisitor 105  
WS 1 - 1

Rest for  
10 days



① - 466<sup>r</sup> - 19928 - ①

① - 19928 - ①  
Prothrombin

① - 19928 - ①

① - 19928 - ①  
Xylozin n/smp  
Alive plus

~~19928~~

20/08/2014

6001

Flexible endoscopy  
of changes



(21)

# KUWAIT TEACHING HOSPITAL PESHAWAR MEDICAL COLLEGE



Abdara Chowk, Jamrud Road, Peshawar-Pakistan Ph: 091-5853486 / 5711418

## OPD Consultation Form

Male Counter

Name: **MUHAMMAD YOUSAF**      Age: 47 Years Gender: M Address: Peshawar Weight:    kg      Date: 20-08-14 08:42:42 AM

Consultant: **Dr. Musanif Shah (Professor)**      Last Visit: --      Department: **Medicine**      MRN: **2014-08-59470**

Diagnosis:

اپنا MRN نمبر یاد رکھیں۔ اور دوبارہ آنے کی صورت میں یہ نسخہ ضرور ساتھ لائیں۔

CLC  
= Hoarseness of voice — 1 year  
pain in the throat

Complaints:

4 neck  
Pain epigastrium Arabic Teacher  
dyspepsia

visited diff. doctors.  
- i.e ENT specialist  
- Psychiatrist  
- neuro-surgeon  
- labelled as conversion disorder  
- functional Aphonia  
- gave diff. types of anti-depressants

O/E

ref to U.S ENT.

BP. 120/80 mmHg

Temp 98.6  
pulse 80  
chest clear.

Dr. Musanif Shah

22

F2



# KUWAIT TEACHING HOSPITAL

ABDARA CHOWK, UNIVERSITY ROAD, PESHAWAR - PAKISTAN.  
TEL: 091-5853486, 5711418 - EXT 106, FAX: 091-5843968



## DEPARTMENT OF PATHOLOGY

MKN	2014-08-39469	Lab No	79045/31
Name	muhammad yousaf	Date	20/08/2014
Gender	M	Age	47 Yrs
Ref. By	Dr. Fawad	Specimen	Blood

Test	Result	Reference Range
VIRAL PROFILE		

HBsAg (ICT)	Non - Reactive	( ICT Method )
Anti HCV (Ab)	Non - Reactive	( ICT Method )

**NOTE:**

This is a computer generated report and does not require signature.  
In case of any clinical discrepancy, the test will be repeated free of cost, within 24 hours of the report.

CTC  
*[Handwritten Signature]*

PSYCHIATRIST

Dr. Muhammad Younas Khawaja

M.B.B.S., F.C.P.S.

Associate Professor Psychiatry

Ayub Hospital Complex, Abbottabad.

Specialist in Mental, Neurological & Sexual Diseases.

Tel #: 380514

0332-8901892

23

F3

سائیکیاٹرسٹ

ڈاکٹر محمد یونس خواجہ

ایم۔ بی۔ بی۔ ایس۔ ایف۔ سی۔ پی۔ ایس۔

ایسوسی ایٹ پروفیسر سائیکیاٹری

ایوب میڈیکل گانڈاپوب ہسپتال کمپلیکس

ماہر امراض نفسیات، دماغ، نفسیات، جنسیات اور مرگی

فون: 380514



Patient's Name: \_\_\_\_\_ Age: \_\_\_\_\_ Gender: \_\_\_\_\_

Address: \_\_\_\_\_ MR No. \_\_\_\_\_ Date: 7-1-14

Clinical Record

Difficulty in  
Phonation  
talk keep

Dep s/s  
depression

+ Psychog. dysphonia  
R for ch DT

R for dysphonia

seen by Prof. Mohib - u  
(Psych) Oct-2013

used Depressant  
in the past

Teaching → can't  
do tracking  
Sleep ✓

Appetite

B.P. ✓

چھٹی بروز اتوار

Rx

Tab. Palin 20T  
Zaidi

Tab. Prothiaden 20T  
Zaidi

emo kindap Admit  
Psychiatry ward

Psychotherapy by clinical  
Psychologist

He is a teacher by profession  
now because of conversion  
dysphonia. has difficulty  
in tracking

Prothiaden 20T  
wash 1x  
Zaidi

دوبارہ معائنہ بعد

اوقات شورہ: پیر سے جمعہ 4 بجے سے 8 بجے تک

روز ہفتہ دوپہر 2 بجے سے 5 بجے تک

Not valid for use in court

کلینک: D-7 اعوان پلازہ بالقابل شفیق میڈیکل سنٹر منڈیاں ایبٹ آباد

Handwritten signature

PSYCHIATRIST

Dr. Muhammad Younas Khawaja

M.B.B.S., F.C.P.S.

Associate Professor Psychiatry

Ayub Hospital Complex, Abbottabad.

Specialist in Mental, Neurological &amp; Sexual Diseases.

Tel #: 380514

0332-8901892: موبائل

(24)

ہوشیاری

(F)

سائیکاٹرسٹ

ڈاکٹر محمد یونس خواجہ

ایم۔بی۔بی۔ایس۔ایف۔سی۔بی۔ایس

ایسوسی ایٹ پروفیسر سائیکاٹری

ایوب میڈیکل کالج و ایوب ہسپتال کپلیس

ماہر امراض نفسیات، دماغ، منشیات، جنسیات اور مرگی

فون: 380514

Patient's Name: Mohammad Yousaf

Age:

Gender:

Address:

MR No: 9-2014-1710-

Date: 09-Sep-2014

1

Clinical Record

Rx

Comments:

Psychogenic Dysphonia

Cap: Depricap 20 mg

ایک روزانہ صبح ناشتے کے بعد

ایک ماہ تک

Tab: Prothiaden 25 mg

ایک روزانہ رات

ایک ماہ تک

Clinical FeaturesDiagnosis

Depression with C.D.

Sleep:

Appetite:

Blood Pressure:

دوبارہ معائنہ:

Stressor

was to travel  
50 km daily  
for teaching  
was OK upto 10 AM

Planning Perks  
after a year on  
as per completion

C.O. M. Khawaja

چھٹی بروز اتوار

Not valid for use in court

اوقات مشورہ: صبح سے 4 بجے سے 8 بجے تک

کلینک: ID-7 اعوان پلازہ بالقابل شہیق میڈیکل سنٹر منڈیاں ایبٹ آباد

روزانہ دوپہر 2 بجے سے 5 بجے تک

Dr. Mohammad Younas Khawaja

M.B.B.S., F.C.P.S

25

ڈاکٹر محمد یونس خواجہ

ایم۔ بی۔ بی۔ ایف۔ سی۔ پی۔ ایس

اسٹنٹ پروفیسر سائیکیاٹری

ایوب میڈیکل کالج اور ایوب ہسپتال کیمپس

ماہر امراض نفسیات، دماغ، اعصاب، نفسیات، جنسیات اور مرگی

فون: 380514

Assistant Professor Psychiatry

Ayub Hospital Complex, Abbottabad.

Specialist in Mental, Neurological & Sexual Diseases

Tel #: 380514. e-mail: younaskm@yahoo.com

حوالہ نشانی

Patient's Name: محمد یونس Age: 35 Date: 23 FEB 2005

Clinical Record

R

Cap: ~~Depex~~ Depex 20mp.  
ایس ڈی ڈی ایس 20 پی ایچ

ایس ڈی ڈی ایس

Tab: Tapranol 25mp.  
ایس ڈی ڈی ایس 25 پی ایچ

5 ڈی ڈی ایس  
ایس ڈی ڈی ایس

دوبارہ معائنہ ایس ڈی ڈی ایس بعد

اوقات مشورہ: موم گرام 7 تا 4 بجے شام  
موم گرام 8.30 تا 5 بجے شام

نشانہ: سارا، منزل، بالقابل شفیق میڈیکل سنٹر، منڈیاں ایبٹ آباد

کلینک: 7

یونس

## بعد الت

خبر پختونخوا سروس ٹریڈ سوسائٹی

2014ء منجانب

محرم یوسف  
بنام  
ڈی۔ ای۔ آر۔ مشاغلہ  
دعویٰ

موزہ - 14/12/14

مقدمہ

دعویٰ - سروس ایپل

جرم

### باعث تحریر آنکھ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ  
آن مقام پشاور سوسائٹی کیلئے خانزادہ جان احمد صاحب  
مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز  
وکیل صاحب کو راضی نامہ کرنے و تقرر حالت فیصلہ برحلف دیئے جواب دہی اور اقبال دعویٰ اور  
بصورت ڈگری کرنے اجراء اور صولی چیک دروپیا عرضی دعویٰ اور درخواست ہر قسم کی تصدیق  
زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی  
نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور  
کے کل یا جزوی کاروائی کے واسطے اور وکیل یا 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  
پرواختہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ دہر جانہ التوائے مقدمہ کے سبب سے وہوگا۔  
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 سندر ہے۔

المرقوم 21 ماہ اکتوبر 2014ء

بمقام پشاور سوسائٹی کے لئے منظور ہے۔

Accepted by: Khan ada Khan  
Advocate

882  
27-10/14

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,**

**PESHAWAR**

C.M.No. \_\_\_\_\_/2014

In

Appeal No. \_\_\_\_\_/2014

Muhammad Yousaf. .... Applicant/Appellant

Versus

The D.E.O, Shangla & others. .... Respondents

**APPLICATION FOR EARLY HEARING OF**  
**THE CAPTIONED APPEAL**

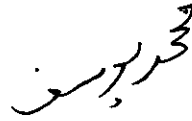
**Respectfully Sheweth:**

1. That the above titled appeal is pending adjudication before this Honourable Tribunal in which date 27.11.2014 is fixed for onward proceedings.
2. That the applicant/ appellant is under transfer wherein the said transfer order is illegal and politically motivated.
3. That the applicant/ appellant has also filed application for suspension of the impugned order dated 22.02.2014.
4. That if the titled appeal is not fixed to an early date, the purpose of titled case would become infructuous.

*Allowed & fix  
on 14-11-2014. R 29/10*

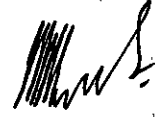


It is, therefore, most humbly prayed that on acceptance of this application, the above titled case may kindly be fixed to an early date of hearing.



Applicant/Appellant

Through



**Khan Zada Khan**  
Advocate,

Date: 27.10.2014

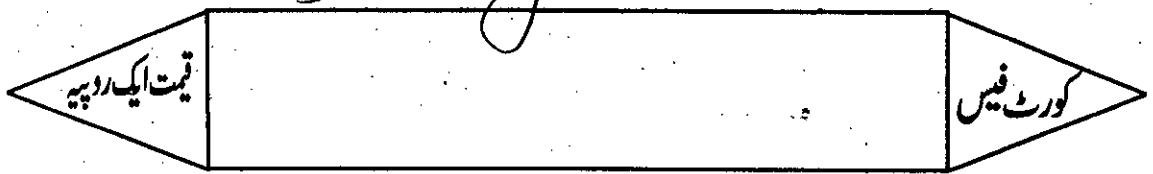
**AFFIDAVIT**

I, Khan Zada Khan Advocate, as per instructions of my clients, do hereby solemnly affirm and declare that the contents of the accompanying **Application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.



DEPONENT

# بعدالت



مورخہ / دسمبر ۲۰۱۶ء منجانب ریٹائرمنٹ نمبر 6  
 مقدمہ / محمد یوسف بنام حکومت گلگت بلتستان  
 دعویٰ / سرکار گلگت بلتستان

## باعث تحریر آنکے

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ آن مقام کیس نمٹانے کے لئے / عزیز الرحمن ایڈووکیٹس مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل احتیاط ہوگا۔ نیز وکیل صاحب کو راضی نامہ و تقرر ثالث و فیصلہ پر حلف دینے جواب دی اور اقبال دعویٰ اور درخواست ہر قسم کی تصدیق زر اور اس پر دستخط کرنے کا اختیار ہوگا۔ نیز بصورت عدم پیروی یا ڈگری ایک طرف یا اپیل کی برآمد ہوگی اور منسوخ مذکور کے نسل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنی ہمراہ یا اپنی بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقررہ شدہ کو بھی جملہ مذکورہ بالا اختیارات حاصل ہونگے اور اس کا ساختہ برواختہ منظور و قبول ہوگا۔ اور دوران مقدمہ میں جو خرچہ و ہرجانہ التوا یہ مقدمہ کے سبب سے ہوگا اسکے مستحق وکیل صاحب ہونگے۔ نیز بقایا و خرچہ کی وصولی کرتے وقت کا بھی اختیار ہوگا اگر کوئی تاریخ پیشی مقام دورہ ہر ہو یا حد سے باہر ہو تو وکیل صاحب پابند نہ ہونگے کی پیروی مقدمہ مذکور لہذا وکالت نامہ لکھ دیا کہ بندر ہے

المرقوم ۵۱ / ۵۱ / دسمبر ۲۰۱۶ء

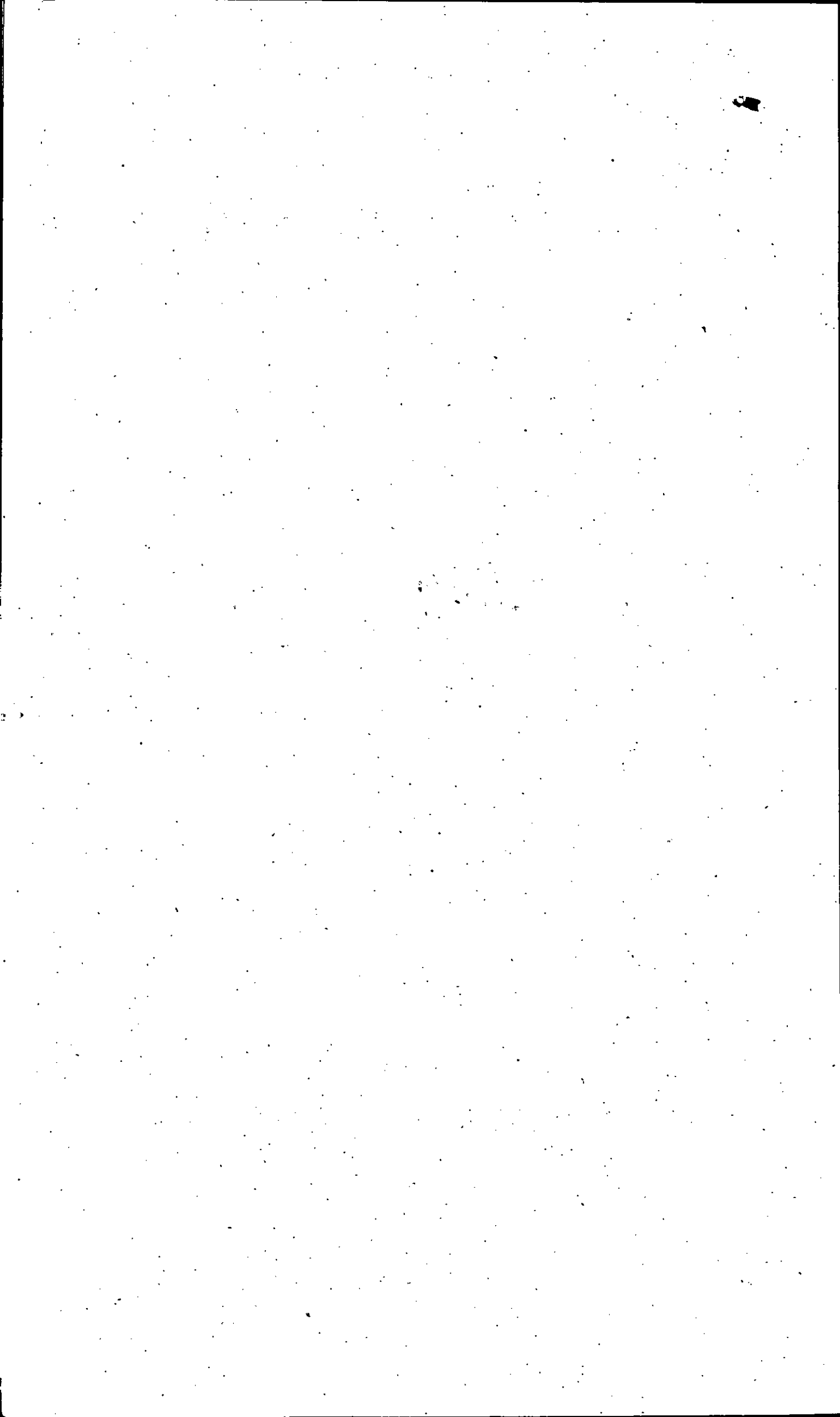
العبد الغدگ واہ شادہ العبد

Assisted and Accepted by

کے لئے منظور ہے  
 [Signature]

محمد یوسف  
 بمقام / محمد یوسف بنام / خان پیرازہ  
 منورہ ۲۱  
 ۵۳۳۳ - ۶۲۶۷۷۴۶

باعتبار اس کے لئے منظور ہے



BEFORE THE SERVICE TRIBUNAL COURT, Khyber Pakhtunkhwa  
Peshawar.

Appeal No: 1253/2014

Muhammad Yousaf AT GHS Dehrai \_\_\_\_\_petitioner.


Versus.

District Education Officer Shangla At Alpurai \_\_\_\_\_respondent.

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6	Seniority list statement	Annex (D)	8
7			
8			
9			

Identified by:  
date

  
respondent  
District Education Officer (R)  
Shangla.

①

BEFORE THE SERVICE TRIBUNAL COURT, Khyber Pakhtunkhwa  
Peshawar.

Appeal No: 1253/2014

Muhammad Yousaf AT GHS Dehrai \_\_\_\_\_petitioner.

Versus.

District Education Officer Shangla At Alpurai \_\_\_\_\_respondent.

AFFIDAVIT.

I, Bakht Rawan ADO Establishment (M) Primary Shangla do hereby solemnly affirm and declare on oath that all the content of the instant comments are true and correct to the best of my knowledge and belief and nothing has been concealed .

IDENTIFIED BY:

  
DEPONENT

15501-2252191-3.

**Before the Pakhtunkhwa Service Tribunal Peshawar**

Muhammad Yousaf, Senior Arabic Teacher (SAT) GHS Dehrai Shangla..... (Appellant)

Versus

- 1) The District Education Officer Shangla.
- 2) The Deputy Commissioner, Shangla.
- 3) The Director E & SE Pakhtunkhwa Peshawar.
- 4) The Secretary Elementary and Secondary Education Pakhtunkhwa, Peshawar.
- 5) The Govt; of Pakhtunkhwa, through Chief Secretary Pakhtunkhwa.
- 6) Shabir Ahmad SAT GHS Dandai Shangla.....(Respondents)

**Reply on behalf of Respondents No, 01 to 04.**

**Preliminary Objections**

- 1) The appellant has no cause of action/locus standi.
- 2) The instant appeal is badly time barred.
- 3) The appellant has concealed the materials facts from this honorable Tribunal, hence liable to be dismissed.
- 4) The appellant has not come to this honorable Tribunal with clean hands.
- 5) The appellant has filed the instant appeal just to pressurize the Respondents.
- 6) The appeal is liable to be dismissed for non-joinder of necessary parties and misjoinder of parties.
- 7) The appellant has filed the instant appeal on mala fide motives.
- 8) The instant appeal is against the prevailing laws and rules, because the appellant has not filed departmental appeal to the next higher authorities.

**Respectfully Shewith .**

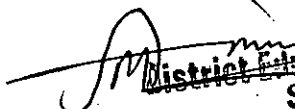
- 1) Related to appellant domicile, hence no comments.
- 2) No comments, related to appellant service history.
- 3) Again related to service history.
- 4) Incorrect he was transferred to GMS Sheshan District Shangla not Buner.
- 5) Correct the appellant performed his duty at various stations in the District as the part of service.
- 6) Incorrect he was placed at GHS Kotkay owing to his promotion to BPS-16 from BPS-15, later. He was placed at GHS Dehrai Alpurai Comparatively nearer station.
- 7) As post has been upgraded at GHS Dandai to Senior AT from AT so he was transferred there.


- 8) Incorrect, meanwhile respondent No, 6 has been promoted to the post of senior AT, as his case was pending and he was differed from promotion owing to some deficiencies, when his case was cleared and he was promoted, being senior from the appellant was placed at GHS Dandai and the appellant was posted again at GHS Dehrai Alpurai.
- 9) Incorrect, the appellant should appeal to next higher authorities, while he appealed to DEO again, in response of which, enquiry was conducted to show seniority of both the teachers, but enquiry committee instead of seniority decision while recommended that he is not eligible for promotion. It is pertinent to say that promotion is not jurisdiction of this office. It comes in jurisdiction of respondent No.: 3.
- 10) Incorrect.
- 11) Incorrect.


**Ground.**

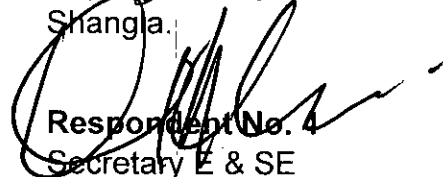
- A) Incorrect.
- B) Incorrect, the said order has been issued in light of prevailing rules. Respondent No 6 being senior most appealed against the appellant and on acceptance of his appeal, the appellant was transferred back to GHS Dehrai.
- C) Incorrect, necessary documents have been verified at the time of appointment and were found correct, so his pay has been released.
- D) Incorrect, if he can't perform duty in one station, then how he is able to perform his duty at GHS Dandai. He may get retirement on medical grounds.
- E) Incorrect.
- F) May be produced.

It is, therefore, humbly prayed that by acceptance of these comments, the instant appeal may be rejected with heavy cost.

  
**District Education Officer (M)**  
**Shangla.**  
**Respondent No. 1**  
DEO (M) Shangla.

  
**Respondent No. 3**  
Director E & SE  
Khyber Pakhtunkhwa  
Peshawar.

  
**Respondent No. 2**  
Deputy Commissioner  
Shangla.

  
**Respondent No. 4**  
Secretary E & SE  
Khyber Pakhtunkhwa  
Peshawar.

(4)

Annex (A)



OFFICE OF THE  
DISTRICT EDUCATION OFFICER (M/F)  
COLLEGE ROAD ALPURAI DISTRICT SHANGLA.  
CONTACT NO. (0996) 850639. 851108- Fax # 851108

OFFICE ORDER/ADJUSTMENT:-

The following AT teacher are hereby transfer<sup>d</sup> to the schools mentioned against their names on need basis with immediate effect in the best interest of public service.

S#	NAME	FROM	TO	REMARKS
1	Muhammad Yousaf AT B-16	GHS Dherai (A)	GHS Dandai	Against upgraded post
2	Salahuddin AT B-15	GHS Dandai	GMS Sangrai	Vice serial # 1

(Muhammad Javid)  
DISTRICT EDUCATION OFFICER (M/F)  
DISTRICT SHANGLA.

Dated 15/8/2012.

Endost:-No. 5951-56

Copy of the above is forwarded for information to:-

- 1 The District Accounts Officer Shangla.
- 2 The Deputy Commissioner Shangla.
- 3 The Head Masters concerned.
- 4 The Teacher concerned.
- 5 The local accountant of this office.

*Allosted*  
Asstt. Distt. Edn: Officer (Estab)  
(M) Primary, Shangla.

*[Handwritten signature]*

*[Handwritten signature]*  
DISTRICT EDUCATION OFFICER (M/F)  
DISTRICT SHANGLA.



**SUBSTITUTE ADJUSTMENT ORDER BEARING EVEN NO DATE.**

AT (M)  
SHANGLA



**OFFICE OF THE  
DISTRICT EDUCATION OFFICER  
DISTRICT SHANGLA.**  
CONTACT NO. (0996) 850639. 851108- Fax # 851108

**OFFICE ORDER /SUBSTITUTE ADJUSTMENT**

Consequent upon the promotion/up gradation of ATs (M) to BPS-16 vide notification No. 5089-95/File No.1/Promotion Senior AT B-16: Dated Peshawar the 21/02/2013 issued by the Director, E&SE, Khyber Pakhtunkhwa, Peshawar and the resultant of Promotion of ATs from Middle Schools as well as Up gradation of AT Posts in Higher/ High Schools in the District, the following ATs (M) BPS-16 and BPS-15 are hereby transferred / adjusted in their own pay / scale and schools as mentioned against their names each in the best interest of public service with immediate effect.

S.#	NAME OF TEACHER & DESIGNATION	BPS	FROM	TO	REMARKS
1	Shafiqul Mulk AT	16	GHSS Olandar	GHSS Olandar	Against upgraded Post
2	Abdul Hanan AT	16	GMS Bar Kana	GHS Kuz Kana	Against upgraded Post
3	Muhammad Ghufuran	16	GHS Maira	GHS Maira	Against upgraded Post
4	Fathul Uloom AT	16	GHSS Sandovi	GHSS Sandovi	Against upgraded Post
5	Fazlullah AT	16	GMS Dherai Maira	GHS Shang	Against upgraded Post
6	Hidayatullah AT	16	GHS Ranyal	GHS Ranyal	Against upgraded Post
7	Bakht Anwar AT	16	GHS Opal	GHS Opal	Against upgraded Post
8	Muhammad Youaf AT	16	GHS Kotkay	GHS Dherai Alpurai	Against upgraded Post
9	Shahir Ahmad AT	16	GHS Karora	GHS Karora	Against upgraded Post
10	Nasirul Haq AT	16	GMS Gandaw	GHS # 2 Alpurai	Against upgraded Post
11	Muhammad Ibrahim	16	GHS Pishloor	GHS Pishloor	Against upgraded Post
12	Hussain Ahmad	16	GMS Ajmir	GHS Damorai	Against upgraded Post
13	Muhammad Ismail	16	GHS Dherai Puran	GHS Dherai Puran	Against upgraded Post
14	Abdul Kabir AT	16	GMS Mandorai	GHS Baina	Against upgraded Post
15	Abdullah AT	16	GHS Gharai Kandaw	GHS Gharai Kandaw	Against upgraded Post
16	Muhammad Rahim AT	16	GMS Kuzbatkot	GHSS Butyal	Against upgraded Post
17	Sultan Mehmood AT	16	GMS Shangla	GHS Kotkay	Against upgraded Post
18	Aminul Haq AT	16	GHS Puran	GHS Puran	Against upgraded Post
19	Bashirullah AT	16	GMS Enwar	GHS Shikawlai	Against upgraded Post
20	Imdadullah AT	16	GMS Karin Dara	GHS Martung	Against upgraded Post
21	Abdul Ghafar	16	GHS Kass Lilownai	GHS Kass Lilownai	Against upgraded Post
22	Fazli Akbar AT	16	GMS Soor Kamar	GHS Fuza Puran	Against upgraded Post
23	Abdul Aziz	16	GMS Chagum	GHS Dara Serai	Against upgraded Post
24	Said Ali AT	16	GHSS Chawga	GHSS Chawga	Against upgraded Post
25	Salimullah AT	15	GMS Manago	GMS Lungbar	Against Vacant Post
26	Muhammad Rahman	15	GHS Kuz Kana	GMS Barkana	Vice Serial No.2
27	Izharullah	15	GHS Amnawi	GMS Manago	Against Vacant Post
28	Abdul Latif AT	15	GHS # 2 Alpurai	GMS Gandaw	Vice Serial No.10
29	Mian Rahman	15	GHS Shang	GMS Dherai Maira	Vice Serial No.5
30	Muhammad Zahir AT	15	GHS Damorai	GMS Ajmir	Vice Serial No.12
31	Abdul Qadir AT	15	GHS Baina	GMS Mandorai	Vice Serial No.14
32	Abdullah AT	15	GHSS Butyal	GMS Kuzbatkot	Vice Serial No.16

Asstt. Dir. Edu. Peshawar  
(M) Primary, Shangla

33	Anwaruddin AT	15	GHS Kutkay	GMS Shangla	Vice Serial No. 17
34	Abdur Rahim	15	GHS Shikawlai	GMS Enwar	Vice Serial No. 19
35	Fazlullah AT	15	GHS Martung	GMS Karin Dara	Vice Serial No. 20
36	Azizur Rahman AT	15	GHS Faiza Puran	GMS Soor Kamar	Vice Serial No. 22
37	Subhanullah	15	GMS Dara Serai	GMS Chagum	Vice Serial No. 23
38	Nasiruddin AT	15	GMS Gunangar	GCMHS Chakisar	Remained in service
39	Qadar Zamin AT	15	GHS Dherai Alpurai	GMS Chakat	Vice Serial No. 8
40	Abdul Wahid AT	15	GMS Larai	GCMHS Alpurai	Remained in service
41	Mifathuddin AT	15	GHS Kuz Paw	GMS Aloch	Dropped from Pro
42	Sherin Zada	15	GHS # 2 Alpurai	GMS Dawlat Kaly	Dropped from Pro

### TERMS AND CONDITION:

1. They would be on probation for a period of one year extendable for another one year.
2. They would be governed by such rules and regulations as may be issued from time to time by the Govt.
3. Their services can be terminated at any time in case his performance is unsatisfactory during probationary period in case of miss conduct, he shall be governed under the rules framed from time to time.
4. Charge report should be submitted to all concerned.
5. Their inter-se-seniority on lower post will remain intact.
6. No TADA is allowed for joining his duty.
7. They will give an under taking to this effect to be recorded in their service book that if any overpayment is made to him in light this order will be recovered and if wrongly promoted he will be reversed.

(MUHAMMAD JAVED)  
DISTRICT EDUCATION OFFICER (M/F)  
DISTRICT SHANGLA

ENDOST.- No. 891-98 / DATED 01/03/2013.

Copy of the above is forwarded for information and necessary action to:-

1. PS to Secretary Education Department Khyber Pakhtunkhwa
2. PA to Director Education Department Khyber Pakhtunkhwa, Peshawar.
3. District Account Officer Shangla.
4. The DEO (M) Shangla.
5. The Principals/ Headmasters Concerned.
6. DEMIS Cell Shangla.
7. The Teachers Concerned.
8. Personal file.

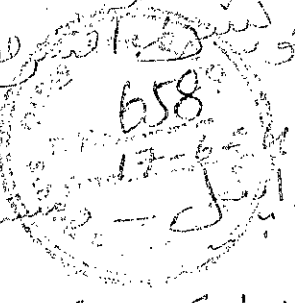
Attested  
[Signature]

Dist. Education Officer (M/F)  
Shangla.

[Signature]

خدمت جناب ڈسٹرکٹ ایجوکیشن آفیسر - ضلع

ADD(S) JH



put up on file.

DEO

عنوان = کاغذات برائے اپیل - ڈسٹرکٹ ایبل والا

16/6/14 آداب جناب عالی مؤدبانہ گزارش کیجانی ہے کہ آگست 2013 میں سیرا بنیاد کے گورنمنٹس جوائنٹ سکول دندری کو بنواندھا 24 سالہ بعد پھر پورے اور یہ کہ فروری 2014ء کو بلا کسی قانونی وجہ سے حق چھین لیا گیا اور چھ ماہ بعد سیرا کو دیا گیا جوائنٹ سکول ڈھیری کو جس سے شدید ذہنی گرفت پہنچی اور فکٹ جناب ایبل وارنٹ کے تحت 2013-14 کو دفتر عدالت میں اپیل جمع کر دی 2013-14 مارچ کو وزیر تعلیم سے اپیل رہے کہ اسی دوران اسلئے مسئلہ کیلئے کسی ایسی کمیٹی بھی قائم ہوئی تھی جس میں تین ممبرین بھی مقرر کیے گئے تھے یہ کمیٹی ریپورٹ پیش کر دی مگر تا حال اس کی کوئی ایسی ایجنس جو اب نہیں ملا رہے کہ مارچ 2013ء میں بھی اساتذہ پر مشتمل کمیٹی مقرر کی گئی تھی جس میں فیصلہ اور اساتذہ کو یہ ہوشیال پر ایک جوئیئر کٹنگ دیا تھا مگر بعد میں وہ فیصلہ فائل سے گم ہو گیا تھا یہ کہ سیرا جوائنٹ سکول دندری پر جس میں مشورے کا بنیاد بنا ہوا ہے وہ سیرا کا مندرجہ سے کوئی مطالبہ تھا اور جو جوائنٹ سکول پر موشن آگست 2014ء میں دیا گیا ہے

سیرا ترقی مارچ 2013ء میں گریڈ 16 پر لائی ہے

تکے ٹورنٹس جوائنٹ سکول ماہی پٹری میں ایک جوئیئر گریڈ 16 لکھا ہے اور ٹورنٹس ریسیکٹری ہوشیال بنام میں جو سال جوئیئر لکھا ہے جو مارچ 2013ء سے

میں جوئیئر سیاسی اثر اور رشوت کے صرف بھی نشانہ بنا یا گیا جس کے سیرا کے مقابل میں پہلی ڈیوٹی دیا گیا اور میں 2012 سال اپنے جوائنٹ میں بھی بنا ہوا ہے جو اب جبکہ وہی

2014ء کو جوئیئر کو جسٹس کے حکم پر جو ملا تو جہالت لیا گیا کیوں کہ کیوں نہ ہو

آئیے جوائنٹ بنیاد کے کینسل کر کے جوئیئر فرمائیں یہ وہ دیگر سیرا کے

بدلتے نقول کا بیان کیسے فائل سکول اور دیگر لوازمات

درجیل وغیرہ دیگر منویات فرمائیں

Asst. Dist. Edu. Officer (Exam)  
(M) Primary, Shargha

put up on file

Annex  
(D) 8  
**Statement showing service / Seniority of Respondent No 6 and appellant.**

S No	Name	Date of first appointment	Court Position
1	Shabir Ahmad	04/03/1990	Respondent
2	Muhammad Yousaf	15/08/1990	Appellant

  
District Education Officer  
Male Shangla

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

*Service Appeal No. 1253 of 2014*

*Muhamamd Yousaf.*

*...Appellant*

**VERSUS**

*The DEO Shangla and Others.*

*...Respondents*

**REPLY BY THE RESPONDENT NO. 6.**

*Respectfully Sheweth:*

*Preliminary Objections:*

- a. That the appellant has got no cause of action neither any locus standi.*
- b. That the appeal of the appellant is hopelessly time barred.*
- c. That the appellant has not come to this Honourable Tribunal with clean hands.*
- d. That the appeal of the appellant is against the law and policy of the provincial Government.*
- e. That the appellant has tried to pressurize the respondent and to gain benefits he is not entitled to.*
- f. That the appeal is not maintainable in its present form.*

On Facts:

1. Para needs no comments, however the proper document is the Domicile Certificate.
2. Para 2 of the appeal pertains to record hence no comment.
3. Para 3 also pertains to record, hence no comments, however, being civil servant he is supposed to serve anywhere he is posted and has no right to claim a specific place of duty or post.
4. Para 4 also pertains to record hence no comments.
5. Para 5 pertains to record and does not relate to the answering respondent, hence no comments.
6. Para 6 also does not relate to appellant hence no comments.
7. Para 7 also does not relate with the answering respondent hence no comments.
8. Para 8 as drafted is incorrect, baseless and against the law, rules and policy. The answering respondent being senior, being appointed on 03-03-1990, to the appellant was adjusted against the said post as per the policy and the appellant was transferred in accordance with the policy. Hence the para is specifically denied. Copy of the order is enclosed as Annexure "A".
9. Para 9 as drafted is baseless and whimsical and against the facts. Proper inquiry was conducted and the answering respondent was promoted as a result thereof. Hence the para is denied as well.

10. Para 10 is not relevant with the answering respondent hence no comments.

11. Para 11 needs no comments.

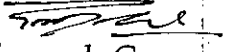
On Grounds:

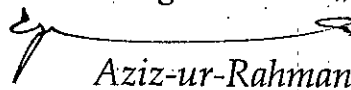
- A. Ground A as drafted is incorrect and against the facts and needs solid proof, hence denied.
- B. Ground B as drafted is incorrect, whimsical and against the law, rules and policy of the Government. The appellant was transferred being junior to the answering respondent as per the policy, hence the para is denied.
- C. Ground C is baseless, incorrect and against the facts and record available with the official respondents. The answering respondent has got very good and clean record and on that very strength he got promotion, therefore, the para is denied specifically.
- D. Ground D does not relate to the answering respondent hence needs no comments.
- E. Ground E as drafted is incorrect and against the facts and record hence denied.
- F. Ground F is against the law as the appellant goes beyond his pleadings.


It is, therefore, very respectfully prayed that on acceptance of this reply the appeal of the appellant may very kindly be dismissed with costs

throughout being devoid of merits and having  
neither any cause of action nor any locus standi.

Respondent No. 6

  
Through Counsels,

  
Aziz-ur-Rahman

  
Imdad Ullah

Advocates Swat



BEFORE THE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 1253 of 2014

Muhamamd Yousaf.

...Appellant

VERSUS


The DEO Shangla and Others.

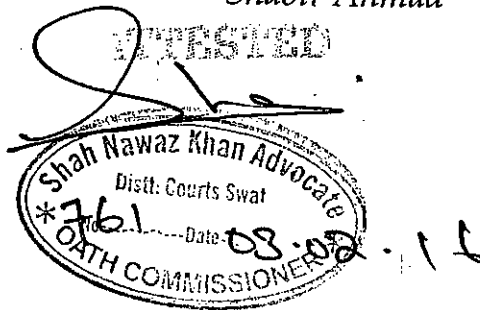
...Respondents

AFFIDAVIT

It is solemnly stated on Oath that all the contents of this reply are true and correct to the best of my knowledge and belief and nothing has either been misstated or concealed thereto.

Deponent

  
Shabir Ahmad



**OFFICE OF THE ASSISTANT DIRECTOR LG&RDD MALAKAND**  
**BEFORE THE KHYBER PAKHTUNKHWA PESHAWAR SERVICE TRIBUNAL**  
**PESHAWAR**

Appeal No. (1161)2015

MR. ZAHID AKRAM -----APPELLANT

**Versus**

Government of Khyber Pakhtunkhwa Peshawar through Chief Secretary, Khyber Pakhtunkhwa  
Peshawar and others ----- respondents

**WRITTEN STATEMENT ON BEHALF OF RESPONDENTS NO.1 TO 5**

**RESPECTFULLY**

**Preliminary Objections:**

- A. That the appellant has got no cause of action
- B. That the instant appeal is barred by law
- C. That the instant appeal is not maintainable
- D. That the appellant has got no locus standi

**FACTS:**

1. Pertain to record need no comments.
2. Correct to the extent that the government has allocated 33% promotion quota for the class- IV employees only for their promotion from the post of Naib Qasid/class- IV to the erstwhile post of junior clerk (BPS-5) and there exist no rules in the Local Government & RDD, Khyber Pakhtunkhwa, under which the Naib Qasids can be promoted to the post of secretary village/Neighborhood council. It is pointed out that the present post of Juniouir Clerk is in BPS-11 has now been created most recently in this year supplementary Financial Budget.
3. Correct to the extent that the post of secretaries of village / Neighborhood councils are lying vacant posts in the office of respondents No.5 after the publication of an advertisement from LG&RDD Khyber Pakhtunkhwa in the leading news papers. Candidates (other than appellants) for such posts have qualified the NTS and the recruitment process have already been completed but the appointment orders have so far not been issued due to the filing of appeals by the appellants in the honorable service tribunal Peshawar and the whole appointment process have been stayed by the court .
4. As regards the promotion of MR. Ayub khan Naib Qasid (BPS-02), the post of Secretary UC (BPS-06) new in BPS-07 this official was serving as Naib Qasid in the office of the then DC Swat, after devolution, he applied to the DCO Swat for his promotion to the post of Junior Clerk at that time his request was not exceeded to because the post of junior Clerk did not exist in the office of the DCO Swat. Aggrieved from the refuse, he approached the service tribunal for the purpose of redressed. After considering his appeal an order was passed for his adjustment, promotion against the post of Junior Clerk later on the then DCO Swat requested the honorable tribunal presently a post of Secretary UC BPS-6 vacant against which he can be adjusted. The Service Tribunal later on passed an order Dated 31/10/2007 whereby the then DCO Swat

selected/promoted Mr. Ayub Khan as Secretary UC in BPS-06 in the capacity of Administrator Union Councils.

5. Correct to the extent that advertisement 11-04-2015 was published in the newspapers for the post of Secretary in BPS-07 for Village/Neighbourhood Councils by the provincial Govt. of Khyber Pakhtunkhwa in LGE&RDD but nothing regarding the promotion quota in respect of the Naib Qasids to the post of Secretary Village/Neighbourhood Council was mentioned therein because the service rules in Local Govt. & RDD, Khyber Pakhtunkhwa does not permit promotion of Class-iv employees of LGE&RDD to the post of Village Secretary/Neighbourhood Council.
6. Correct to the extent that the appellants had filed Departmental Appeal before the respondent NO. 5 but the promotion of appellants was beyond the jurisdiction of respondent No.5, because the advertisement had been pushed by the LGE&RDD Govt. of Khyber Pakhtunkhwa, Peshawar in the leading Newspapers and on the other hand, no service rules of this department exist for the promotion of the appellants to the post of Secretary (BPS-07) village/Neighbourhood Council e in LGE&RDD, Khyber Pakhtunkhwa.
7. As explained in the Para No. 6 above.


**Ground:**

- A. In-correct. Both the Advertisements are pushed by the Provincial Govt. in LGE&RDD; whereby, it was ordered that all the candidates will face NTS for the purpose.
- B. In-Correct. Article (4) and (25) of the constitution of the Islamic Republic of Pakistan have not been violated in this regard.
- C. As explained in Para no. 6 above.
- D. In-Correct. No. malafide has been committed in this regard.
- E. The point of view of parent department has been explained in Para No. 6 above
- F. Correct to the extent that the post of Secretaries in Village/Neighbourhood Council have been created but no service rules for the promotion of Naib Qasid to the post of Secretary of Village/Neighbourhood Council exist in LG&RDD govt. of Khyber Pakhtunkhwa
- G. The respondents seek promotion through additional grounds at the time of arguments

**Prays:**

The instant appeal of the appellants is not based on facts and not maintainable; therefore, it is humbly requested that the instant appeal of the appellants may kindly be dismissed with cost, please.

**Respondents No. 1**

  
the Govt. of Khyber Pakhtunkhwa through Chief  
Secretary Khyber Pakhtunkhwa, Peshawar


**Respondents No. 2**

  
the Secretary LGE&RDD, Govt. of Khyber  
Pakhtunkhwa Peshawar

**Respondents No. 3**

  
the Secretary Establishment Deptt: Govt. of Khyber  
Pakhtunkhwa, Peshawar

**Respondents No. 4**

  
the Director General LG&RDD, Khyber Pakhtunkhwa,  
Peshawar

**Respondents No. 5**

  
the Assistant Director LG&RDD, Malakand

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

*Service Appeal No. 1253 of 2014*

*Muhamamd Yousaf.*

*...Appellant*

**VERSUS**

*The DEO Shangla and Others.*

*...Respondents*

**REPLY BY THE RESPONDENT NO. 6.**

*Respectfully Sheweth:*

*Preliminary Objections:*

- a. That the appellant has got no cause of action neither any locus standi.*
- b. That the appeal of the appellant is hopelessly time barred.*
- c. That the appellant has not come to this Honourable Tribunal with clean hands.*
- d. That the appeal of the appellant is against the law and policy of the provincial Government.*
- e. That the appellant has tried to pressurize the respondent and to gain benefits he is not entitled to.*
- f. That the appeal is not maintainable in its present form.*

On Facts:

1. Para needs no comments, however the proper document is the Domicile Certificate.
2. Para 2 of the appeal pertains to record hence no comment.
3. Para 3 also pertains to record, hence no comments, however, being civil servant he is supposed to serve anywhere he is posted and has no right to claim a specific place of duty or post.
4. Para 4 also pertains to record hence no comments.
5. Para 5 pertains to record and does not relate to the answering respondent, hence no comments.
6. Para 6 also does not relate to appellant hence no comments.
7. Para 7 also does not relate with the answering respondent hence no comments.
8. Para 8 as drafted is incorrect, baseless and against the law, rules and policy. The answering respondent being senior, being appointed on 03-03-1990, to the appellant was adjusted against the said post as per the policy and the appellant was transferred in accordance with the policy. Hence the para is specifically denied. Copy of the order is enclosed as Annexure "A".
9. Para 9 as drafted is baseless and whimsical, and against the facts. Proper inquiry was conducted and the answering respondent was promoted as a result thereof. Hence the para is denied as well.

10. Para 10 is not relevant with the answering respondent hence no comments.

11. Para 11 needs no comments.

On Grounds:

- A. Ground A as drafted is incorrect and against the facts and needs solid proof, hence denied.
- B. Ground B as drafted is incorrect, whimsical and against the law, rules and policy of the Government. The appellant was transferred being junior to the answering respondent as per the policy, hence the para is denied.
- C. Ground C is baseless, incorrect and against the facts and record available with the official respondents. The answering respondent has got very good and clean record and on that very strength he got promotion, therefore, the para is denied specifically.
- D. Ground D does not relate to the answering respondent hence needs no comments.
- E. Ground E as drafted is incorrect and against the facts and record hence denied.
- F. Ground F is against the law as the appellant goes beyond his pleadings.

It is, therefore, very respectfully prayed that on acceptance of this reply the appeal of the appellant may very kindly be dismissed with costs

throughout being devoid of merits and having  
neither any cause of action nor any locus standi.

Respondent No. 6

~~\_\_\_\_\_~~  
Through Counsels,

~~\_\_\_\_\_~~  
Aziz-ur-Rahman

~~\_\_\_\_\_~~  
Imdad Ullah

Advocates Swat

BEFORE THE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 1253 of 2014

Muhamamd Yousaf.

...Appellant

VERSUS


The DEO Shangla and Others.

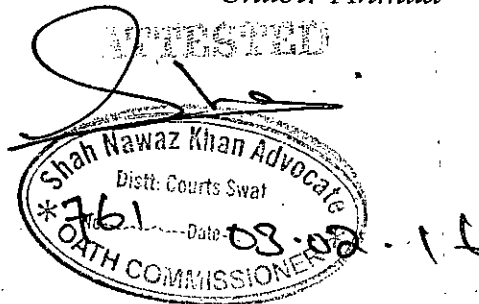
...Respondents

AFFIDAVIT

*It is solemnly stated on Oath that all the contents of this reply are true and correct to the best of my knowledge and belief and nothing has either been misstated or concealed thereto.*

Deponent

  
Shabir Ahmad





**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

No 2436/ST

Dated 14/11/2017


To

The District Education Officer,  
Government of Khyber Pakhtunkhwa,  
Shangla.

Subject: **JUDGEMENT IN APPEAL NO. 1253/14, MR. MUHAMMAD YOUSAF.**

I am directed to forward herewith a certified copy of Judgment dated 06/11/2017 passed by this Tribunal on the above subject for strict compliance.

**Encl: As above**

  
REGISTRAR  
KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL  
PESHAWAR.