


26.09.2022

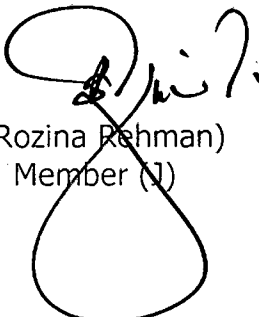
Nemo for appellant.

Muhammad Jan, District Attorney for respondents present.

Case was called time and again but neither the appellant nor his counsel turned up till rising of the Bench. Consequently, instant service appeal is hereby dismissed in default for none-prosecution. Parties are left to bear their own costs. File be consigned to the record room.

Announced.
26.09.2022


(Fareeha Paul)
Member (E)


(Rozina Rehman)
Member (J)

12.04.2022

None present on behalf of the appellant.

Notice be issued to the appellant and his counsel for the date fixed. To come up for preliminary hearing before the S.B on 30.06.2022.


Chairman

30.06.2022

*Noticed by
Notices issued for
26/08/22
26/08/22*

Learned counsel for the appellant present. Preliminary arguments heard and record perused

Rs-500/-
Appellant Deposited Security & Process Fee

Points raised need consideration. The appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to respondents for submission of written reply/comments. To come up for come up for reply/comments on 11.08.2022 before S.B.

A. Jaffar
01/7/22


(Fareeha Paul)
Member (E)

11.08.2022

Clerk to counsel for the appellant present. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General along with Farhan, Assistant for respondents present.


Written reply on behalf of respondents submitted which is placed on file. A copy of the same is handed over to the clerk of learned counsel. To come up for rejoinder/arguments on 26.09.2022 before D.B.


(Fareeha Paul)
Member (E)

05.10.2021

Learned counsel for the appellant present. Mr. Jehanzeb, Superintendent alongwith Mr. Kabirullah Khattak, Additional Advocate General for the respondents present.

Learned counsel for the appellant requested for adjournment being not prepared for preliminary arguments today. Adjourned. To come up for preliminary arguments before the S.B on 01.12.2021.


(MIAN MUHAMMAD)
MEMBER (EXECUTIVE)

01.12.2021

Miss. Rabia Muzaffar, Advocate on behalf of learned counsel for the appellant present. Mr. Kabirullah Khattak, Addl: AG for respondents present.

Former requests for adjournment on the ground that learned counsel for the appellant is not available today. Adjourned. To come up for preliminary hearing on 03.02.2022 before S.B.


(MIAN MUHAMMAD)
MEMBER (E)

03.02.2022

The Tribunal is non-functional, therefore, the case is adjourned to 12.04.2022 before S.B for the same.


Reader

12.07.2021

Counsel for the appellant present. According to impugned order available at page 15 (annexure-F) resignation of the appellant was accepted upon his selection as Assistant Professor (BS-19) at University of Swabi from the post of Assistant Professor in the respondent department subject to the condition of refunding salary received during study leave. The question is apt to arise whether the appellant had furnished indemnity bond to the department for availing the facility of study abroad, if so, whether the condition of return of salary is the outcome of indemnity bond so furnished or for some other reason. Let the point be settled at the very inception whether the matter agitated in the appeal is outcome of the terms and conditions of service or of contractual terms and conditions under the indemnity bond furnished by the appellant to the department. Learned counsel seeks time for preparation. Granted. Pre-admission notice be also given to the respondents. To come up for preliminary hearing for settlement of the aforementioned point on 05.10.2021 before S.B.




Chairman


Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 5697 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	27/05/2021	<p>The appeal of Mr. Talat Masood presented today by Naila Jan Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-	03/06/21	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>12/07/21</u></p> <p style="text-align: right;"> CHAIRMAN</p>



**BEFORE THE KHYBER PUKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR.**

APPEAL NO. 5697 /2021

Mr. Talat Masood

VERSUS

Government of Khyber Pakhtunkhwa through Chief
Secretary Civil Secretariat Peshawar and other

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6.	Copy of the Notification	"B"	11
7.	Copies of Notifications 17/02/2010 & 23/02/2011	"C & D"	12-13
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9.	Wakalatnama		18

Dated: /05/2021

Appellant

Through

Naila Jan
Naila Jan

Advocate High Court Peshawar.

D

**BEFORE THE KHYBER PUKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR.**

APPEAL NO...../2021

Mr. Talat Masood (Ex-Assistant Professor in English) R/o
Domail District Bannu.

(Appellant)

Vs

1. Government of Khyber Pakhtunkhwa through Chief Secretary Civil Secretariat Peshawar.
2. The Secretary Government of Khyber Pakhtunkhwa Higher Education, Archives & Libraries Department Peshawar.
3. The Director Higher Education Khyber Pakhtunkhwa Peshawar.

**SERVICE APPEAL UNDER SECTION 4 OF
THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL ACT 1974 AGAINST THE IMPUGNED
NOTIFICATION DATED 31/08/2018 WHEREBY
RESIGNATION OF THE APPELLANT WAS
ACCEPTED WITH AN ILLEGAL CONDITION OF
RECOVERY/REFUNDING SALARIES,
RECEIVED BY THE APPELLANT DURING HIS
STUDY LEAVE.**

*Prayers: On acceptance of the instant Service Appeal
the impugned Notification dated 31/08/2018 may
kindly be modify to the extent of removing the
condition of recoveries/Refunding of the salaries
which the appellant received during his Study
leave.*

Respectfully shewth,

The appellant submits as under;

1. That the appellant was initially appointed as Lecturer in English (BS-17) AND AFTER his appointment the appellant performed his duties with great zeal, zest, and enthusiasm and to the entire satisfaction of the Respondents and that was the reason the appellant was promoted as Assistant Professor (BS-18).
2. That the appellant approached to respondent No 2 for granting NOC for applying of admission in M. Phil which was granted vide letter dated 09/04/2008 hence the appellant applied for admission and succeeded to get admission at University of Peshawar.(Copy of the NOC is Annexure- A)
3. That thereafter the appellant applied for grant of study leave of 365 days w.e.f 01/10/2008 to respondent No 2 who was kind enough to accord sanction to the grant of 365 days Study leave on half pay w.e.f. 01/10/2008 in accordance with the provision of FR 84 read with appendix 9-1(A) of FR & SR Vol-I &II without any condition .(Copy of the Notification is annexure B)
4. That the study leave on half pay was Further extend by the respondent No 2 from 01/10/2009 to 30/09/2010 vide Notification dated 17/02/2010 and then vide Notification dated 23/02/2011 for further two years w.e.f. 01/10/2010 to 30/09/2012.(Copies of Notifications 17/02/2010 & 23/02/2011 are Annexure C & D)
5. That after completion of my M. Phil the appellant submitted by his arrival to his parent department and served the nation for two years with full devotions and to the satisfaction of my superiors.

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The appellant lastly served in Govt Superior Science College Peshawar.

6. That University of Swabi advertised Post of Assistant Professor(BPS-19) , the appellant being eligible, applied to the post through proper channel and after Qualifying the same ,the appellant submitted resignation from service to join his new assignment at the university of Swabi before Respondent No 2 which was accepted vide the impugned Notification dated 31/08/2018 however an illegal ,discriminatory condition of Recovery/refunding of the salaries received by the appellant during study leave was imposed upon the appellant which was in violations of the vested rights of the appellant, protected by and the Constitution of Islamic Republic of Pakistan 1973.(Copy of the Resignation application and Impugned Notification dated 31/08/2018 is annexed as annexure E &F)

7. That feeling aggrieved from the impugned Notification dated 31/08/2018, the appellant filed a departmental appeal before respondent No 01 NR however till date no order whatsoever has been communicated about the fate of the departmental appeal which is violation of law and rules. (copy of DIA in annexure "E")

8. That the appellant having no other adequate remedy against the impugned Notification dated 31/08/2018 of Respondent no 2 and non deciding departmental appeal by respondent No 01 ,the appellant filing the instant appeal on the following grounds

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GROUND:

- A. That the impugned Notification dated 31/08/2018 is against the law, rules, principles of natural justice hence not tenable in the eyes of law.
- B. That the appellant has not been treated in accordance with law and rules rather he was treated discriminately hence the respondents violated article 4 and 25 of the Constitution of Islamic Republic of Pakistan 1973.
- C. That the appellant was granted leave in accordance with R 84 of the Fundamental Rules(FR) read with appendix 9-1(A) of FR & SR Vol-I &II without any condition however the condition of recovery vide impugned Notification dated 31/08/2018 is in violation of the FR 84 and other rules on the subject.
- D. That the appellant had been granted the leave without any condition or taken bond that after the leave the appellant will serve the department for a specific period or in default his salaries for the leave periods would be deducted hence the impugned Notification by itself is contrary to the earlier Notification dated 01/12/2008 and subsequent Notification on the subject thereafter hence the impugned Notification dated 31/08/2018 is not justified to the extent of recovery/refunding the salaries of the leave periods.
- E. That the appellant granted leave in accordance with Rule 5 of the Khyber Pakhtunkhwa Civil Servant leave Revised Rules 1981 and Subsequent Notification or Policies cannot overruled the ibid Rules 1981 Hence any subsequent decision or policies of the provincial Government which is in violation of the Rules having no legal effect at all hence the impugned Notification dated 31/08/2018 having no legal backing is liable to be modify to the extent of recovery/refunding of the salaries for the leave periods.

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F. That the appellant resign for the purpose of getting another post of the Provincial government and still having the status of government servant and serving the nation more efficiently hence the under no law the respondents are competent to take away vested right of the appellants on their own whims and wishes contrary to the law and rules hence the condition in the impugned Notification is void ab initio having no force in the eyes of law.

G. That the appellant has been subjected to discrimination by imposing the illegal condition as on one hand the appellant was granted leave on half pay and on the other hand order of recovery/refunding has been imposed on the appellant which also amount to double jeopardy as well.

H. That the appellant seeks permission of this honourable court to adduced other grounds during final hearing of the case.

It is therefore requested that the instant appeal may kindly be accepted as prayed for in the headings of appeal.

Appellant
Through


Naila Jan
Advocate High Court
Peshawar.

①

**BEFORE THE KHYBER PUKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR.**

APPEAL NO...../2021

Mr. Talat Masood

VERSUS

Government of Khyber Pakhtunkhwa through Chief
Secretary Civil Secretariat Peshawar and other

AFFIDAVIT

I, Mr. Talat Masood (Ex-Assistant Professor in English) R/o
Domail District Bannu, do hereby solemnly affirm and declare
that all the contents of the accompanied appeal are true and
correct to the best of my knowledge and belief and nothing has
been concealed or withheld from this Hon'ble Tribunal.

DEPONENT

Identified By:

Naila Jan



Advocate High Court

Peshawar.

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**BEFORE THE KHYBER PUKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR.**

APPEAL NO...../2021

Mr. Talat Masood

VERSUS

Government of Khyber Pakhtunkhwa through Chief
Secretary Civil Secretariat Peshawar and other

ADDRESSES OF PARTIES

APPELLANT.

Mr. Talat Masood (Ex-Assistant Professor in English) R/o
Domail District Bannu

RESPONDENTS:

1. Government of Khyber Pakhtunkhwa through Chief
Secretary Civil Secretariat Peshawar.
2. The Secretary Government of Khyber Pakhtunkhwa
Higher Education, Archives & Libraries Department
Peshawar.
3. The Director Higher Education Khyber Pakhtunkhwa
Peshawar.

Dated: /05/2021

Through

Appellant

Naila Jan

Advocate High Court Peshawar.

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**BEFORE THE KHYBER PUKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR.**

APPEAL NO...../2021

Mr. Talat Masood (Ex-Assistant Professor in English) R/o
Domail District Bannu.

(Appellant)

Vs

Government of Khyber Pakhtunkhwa through Chief
Secretary etc

.....Respondents

SERVICE APPEAL

APPLICATION FOR CONDUNATION OF DELAY.

Respectfully sheweth,

The petitioner/appellant submits as under;


1. That the petitioner is filing the above mentioned appeal before this honourable Tribunal in which no date is fixed so far.
2. That the instant appeal involved the matter of recoveries which is money matters and as per judgment of this honourable tribunal as well judgment of the apex court No limitation Runs against matters pertaining to recoveries and Money matters or recurring cause of action for ready reference is "Muhammad Sarfaraz vs Secretary Education appeal No 875/11 dated 19/02/2018.
3. That the impugned Notification is void and as per dictum laid down by Apex court no limitation runs against Void order "2019 PLC CS SC 928



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4. That the Supreme Court also laid down the dictum that cases are to be decided on merit rather than technicalities.
5. That valuable rights of the appellant is involved which may not be take away on the basis of technicalities

It is therefore requested that the delay in filing the instant appeal may kindly be condoned for the end of justice.

Appellant
Through
Naila jan 
Advocate High Court
Peshawar.

(10)

GOVERNMENT OF NWFP
HIGHER EDUCATION, ARCHIVES,
LIBRARIES DEPARTMENT

No. SO (Colleges) XI-8/2008
Dated Peshawar the 09th April, 2008

COPY

To

The Director,
Higher Education, NWFP, Peshawar.

SUBJECT DEPARTMENTAL PERMISSION/NOC.

Memo:

I am directed to refer to your letter No. 5429/CA-II/Estt: Branch dated 25.03.2008 on the subject noted above and to state that this Department has no objection on applying for admission in M. Phil Program leading to Ph.D in English at University of Peshawar in respect of Mr. Talat Masood, Lecturer in English; Govt; Degree College, No. 2 Bannu.

SD/-
SECTION OFFICER (COLLEGES)

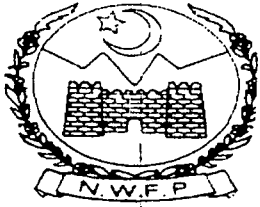
OFFICE OF THE DIRECTOR HIGHER EDUCATION NWFP, PESHAWAR

Endst: No. 5429/CA-II/Talat Masood lect: in English

Dated Pesh the 09/4/2008

Copy of the above is forwarded to the Principal Govt; Degree College, No. 2 Bannu with reference to his letter No. 53 dated 28.02.2008 with the remarks to inform the above named lecturer accordingly.

DY: DIRECTOR HIGHER EDUCATION
N.W.F.P, PESHAWAR.



(11)

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**GOVERNMENT OF N.W.F.P
HIGHER EDUCATION, ARCHIVES &
LIBRARIES DEPARTMENT**

Dated Peshawar the 01.12.2008

NOTIFICATION

No.SO(COLLEGES)XI-8/2008. In consultation with Finance Department, the Competent Authority is pleased to accord sanction to the grant of **365-days** Study Leave on half pay w.e.f. 01.10.2008 in respect of **Mr. Talat Masood**, Lecturer in English, Government Degree College # 2, Bannu for admission in M. Phil Programme leading to Ph. D at University of Peshawar, under provision of FR-84 read with appendix 9-1(A) of FR & SR Vol-I & II, subject to the condition that Internal / local arrangement will be made by this Department and no contract employee will be appointed during the entire leave of the applicant concerned.


2. On expiry of leave the officer is likely to return to the same post and station.

SECRETARY TO GOVT.OF NWFP
HIGHER EDUCATION DEPARTMENT

Endst: No. SO(FR)/FD/5-13/2007.

Dated Peshawar the 01.12.2008

Copy forwarded to the District Accounts Officer Bannu.


(MUHAMMAD ALAM)
SECTION OFFICER (FR)
GOVT. OF NWFP FINANCE DEPTT:

ENDST: No. SO(COLLEGES)XI-8/2008.

Dated Peshawar the 01.12.2008

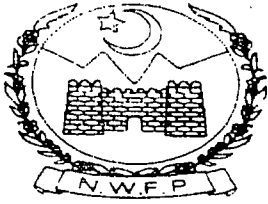
A copy is forwarded for information and necessary action to the:-

1. Director Higher Education NWFP Peshawar, with reference to his letter No. 5429/CA-II/Estt; Branch dated 25.03.2008.
2. Section Officer (FR) Finance Department NWFP Peshawar, w/r to his letter No. KC/SO(FR)/FD/5-13/2007 dated 13.11.2008.
3. Principal, Govt. Degree College # 2, Bannu.
4. Officer concerned.


(WAJID ALI)
SECTION OFFICER (COLLEGES)

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GOVERNMENT OF N.W.F.P
HIGHER EDUCATION, ARCHIVES
LIBRARIES DEPARTMENT

Dated Peshawar the 17.02.2010.

NOTIFICATION

No. SO(COLLEGES) HED/XI-8/08. In consultation with Finance Department, the Competent Authority has been pleased to accord extension in Study Leave in respect of **Mr. Talat Masood**, lecturer in English (BS-17), Government Degree College # 2, Bannu, w.e.f. 01.10.2009 to 30.09.2010 (on half pay) in order to enable him to complete his Ph. D Program at University of Peshawar.

SECRETARY TO GOVT.OF NWFP
HIGHER EDUCATION DEPARTMENT

Endst: No. SO(FR)/FD/5-13/2007.

Dated Peshawar the 17.02.2010.

Copy forwarded to the District Accounts Officer Bannu.

SECTION OFFICER (FR)
GOVT. OF NWFP FINANCE DEPTT:

No. SO(COLLEGES) HED/XI-8/08.

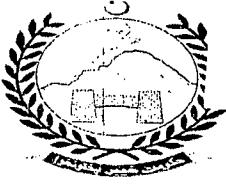
Dated Peshawar the 17.02.2010.

A copy is forwarded for information and necessary action to the: -

1. Director Higher Education NWFP Peshawar.
2. Section Officer (FR) Finance Department NWFP Peshawar, w/r to his letter No. SO(FR)/FD/5-13/2007 dated 01.01.2010.
3. Principal, Govt. Degree College # 2, Bannu.
4. Officer concerned.

(WAJID ALI)
SECTION OFFICER (COLLEGES)

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**GOVT. OF KHYBER PAKHTUNKHWA
HIGHER EDUCATION, ARCHIVES &
LIBRARIES DEPARTMENT**

Dated Peshawar the 23.02.2011.

NOTIFICATION

No. SO(COLLEGES) HED/XI-8/07. In consultation with Finance Department, the Competent Authority is pleased to accord extension in Study Leave in respect of **Mr. Talat Masood**, lecturer in English (BS-17), Government Degree College # 2, Bannu for further period of two years w.e.f. 01.10.2010 to 30.09.2012 (on half pay) in order to enable him to complete his Ph. D Program at University of Peshawar.

SECRETARY TO GOVT.OF
KHYBER PAKHTUNKHWA
HIGHER EDUCATION DEPARTMENT

Endst: No. SO(FR)/FD/5-13/2007.

Dated Peshawar the 23.02.2011.

Copy forwarded to the District Accounts Officer, Bannu.

SECTION OFFICER (FR)
GOVT. OF NWFP FINANCE DEPTT:

No. SO(COLLEGES) HED/XI-8/07.

Dated Peshawar the 23.02.2011.

A copy is forwarded for information and necessary action to the: -

1. Director Higher Education, Khyber Pakhtunkhwa, Peshawar.
2. Section Officer (FR) Finance Department Khyber Pakhtunkhwa Peshawar, w/r to his letter No. SO(FR)/FD/5-13/2007 dated 15.12.2010.
3. Principal, Govt. Degree College # 2, Bannu.
4. Officer concerned.

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(BASHIR AHMAD)
SECTION OFFICER (COLLEGES)

Handwritten signature/initials

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To

The Honourable Secretary
Higher Education, Archives & Libraries Department
Govt. of Khyber Pakhtunkhwa.

Sub: Resignation

R/Sir:

Consequent upon my selection as Assistant Professor of English (BPS 19), at the University of Swabi, I hereby tender my resignation. It is pertinent to mention here that I have already applied for departmental permission vide Principal Govt. Superior Science College letter no. 2244, dated. 19/5/2015 and one month prior/advance notice vide letter no.4194, dated. 07/09/2015.

Yours obediently,



(Dr. Talat Masood) 07/10/2015
Assistant Professor of English
Govt. Superior Science College, Peshawar.

Dated: 07/10/2015



GOVT. OF KHYBER PAKHTUNKHWA
HIGHER EDUCATION, ARCHIVES &
LIBRARIES DEPARTMENT

Dated Peshawar the 31.08.2018

NOTIFICATION

No. SO (C-10)/HED/13-9/2018/13.00-04 The competent authority is pleased to accept resignation, tendered by Mr. Talat Masood, Assistant Professor of English, Govt. Superior Science College, Peshawar upon his selection as Assistant Professor (BS-19) at University of Swabi, from the post of Assistant Professor under Higher Education Department, w.e.f 07.10.2015 subject to the condition of refunding salary received during study leave.

SECRETARY
HIGHER EDUCATION DEPARTMENT

Endst: No. & Date Even.

Copy forwarded to the:-

1. Accountants General Office, Khyber Pakhtunkhwa.
2. Director, Higher Education, Khyber Pakhtunkhwa, Peshawar.
3. Principal, Govt. Superior Science College, Peshawar.
4. Deputy Director (I.T), HEMIS Cell, Peshawar.
5. Officer concerned.

(Muhammad Fayaz Khan)
SECTION OFFICER (COLL EGCS-IT)

December 11, 2020

To

The Chief Secretary
Government of Khyber Pakhtunkhwa, Peshawar.

ISSUE NO.
CHIEF SECRETARY
Govt. of Khyber Pakhtunkhwa
Peshawar

Sub: Appeal for Removal of the Condition to Refund the Salaries Taken During Study Leave in lieu of Acceptance of Resignation

Respected Sir,

Two days back, I received, via whatsapp, a notification no. SO (C-II)/HED/13-9/2018/1300-04, dated 31/08/2018, of the Higher Education Department KP, from the Directorate of Higher Education KP, accepting my resignation from the post of Assistant Professor (BS 18) in Higher Education Department (w.e.f. 07/10/2015) to join the post of Assistant Professor (BS 19) in the University of Swabi with the condition that I would have to refund the salaries taken during my study leave (**notification annexed at A**).

The details of my case are that I was granted four years study leave (1-10-2008 to 30-9-2012) by the Higher Education Department KP on **half pay** under 1981 revised Leave Rules and under provision of FR-84 read with appendix 9-1(A) of FR & SR Vol-I & II to complete my MPhil-leading-to-PhD at the University of Peshawar (**the three notifications for study leave are annexed at B**). After completing my study leave, I re-joined the Higher Education Department and served here for more than two years. However, during my stay here, I felt that my talent was getting rusted and subsequently joined the University of Swabi.

There are a few technical clarifications that I want to make and to show that imposing the condition of refunding of salary during the study leave period is a bit unjustified.

First, I was issued an NOC for MPhil-leading-to-PhD without any conditions/ obligations attached to it (**copy of the NOC is annexed at C**).

Second, there was no undertaking/ agreement/ bond between me and the Department that I will serve in the Department for any fixed duration.

Third, during the years 2008-12 two types of study leaves were granted to people: (1) leave on half pay, and (2) leave on full pay with OSD status of the officer concerned. **Category One** consisted of study leave which was granted under revised leave rules 1981 and FR-84 read with appendix 9-1(A) of FR & SR Vol-I & II. Such study leave was on **half pay** and the benefiter of the leave had not to submit any **bond** nor he was under an obligation to serve with the Department for any specific/ fixed period (**please refer to revised leave rules 1981 and FR-84 read with appendix 9-1(A) of FR & SR Vol-1 & 11 at D**). **Category Two** consisted of study leave which was granted under SOR-III(E&AD)1-5/Agri. Unsty. Dated. 21/10/2008



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December 11, 2020

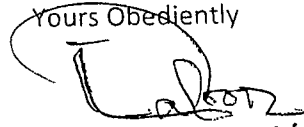
(copy of the notification annexed at E). Such study leave was granted on full pay and the officer was considered on duty by making him an OSD. Nominations for such a status were to be made by a committee consisting of Secretary HED plus representatives of the Establishment and Finance Departments, not below the rank of additional secretary. In return for these benefits, the officer concerned had to submit an undertaking/bond with the parent Department to serve the parent Department for five years (specimen of a notification for extension in leave to another lecturer under such an arrangement is annexed at F).

As can be seen from my NOC, the subsequent three notifications for study leave, and the notesheet of my personal file lying in Higher Education Department, I was granted study leave on half pay (under revised leave rules 1981 and FR-84 read with appendix 9-1(A) of FR & SR Vol-I & II) and belong to category one; hence, I was not required to serve with the Department for any specific/ fixed period of time or to submit any bond/undertaking for that purpose. Imposing the condition of refund would be a classical case of 'double jeopardy' in legal parlance where the benefits of an irrelevant rule/ regulation/ law are denied but the corresponding obligations are imposed.

Fourth, there is a difference between an ordinary resignation and my resignation. An ordinary resignation involves tendering resignation and walking away from the job. However, in my case it is 'resignation from civil service to join an autonomous organization of government'. I am still an employ of a government organization. I am still serving in the same province and have infact rendered more than seven years of continuous service, in different capacities, after returning from my PhD studies, despite having many lucrative offers from the private sector and abroad.

Therefore, it is humbly requested that the condition of salaries refund may be waived off from notification No. SO (C-II)/ HED/13-9/2018/1300-04 dated 31/08/2018, in the best interest of justice, please.

Yours Obediently



(Dr. Talat Masood) 11/12/20

Assistant Professor, Department of English
University of Swabi.

Phone # and whatsapp # 0345 9579992

Copy to:

1. Accountant General Office, Khyber Pakhtunkhwa.
2. Secretary, Higher Education, Archives & Libraries Department.
3. Director, Higher Education, Khyber Pakhtunkhwa, Peshawar.
4. Copy retained (for personal use).



بعدالت منار ضمیمہ نمبر 18

شرعیہ منار

2021ء منجانب اسلام آباد

طلعت مسعود پر نام لکھ

مورخہ

مقدمہ

دعویٰ

جرم

باعث تحریر آنکے

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے وائٹ پیپر پر حسب ذیل کی درخواست لکھی ہے۔

آن مقام دستار کیلئے نائل جان

مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ پر حلف دیئے جواب وہی اور اقبال دعویٰ اور بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ ارضی 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 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 پرداختہ 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۔

2021ء

ماہ مئی

27

المرقوم

العبد العبد العبد

کے لئے منظور ہے۔

بشمار

مقام

اللهم

Accepted by

بعدالت منار ضمیر ختم خواہ اس کو

مقام دستاورد

2021ء منجانب ایڈوکیٹ

طلعت مسعود بنام تلخ

مورخہ

مقدمہ

دعویٰ

جرم

باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے وائس چیئرمین صاحب سی کال کا ایک تعلقہ

کیلئے نائل جان

آن مقام دستاورد

مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کارروائی 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 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 مختار ہوگا۔ از بصورت ضرورت مقدمہ مذکور کے کل یا جزوی کارروائی 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 پرداختہ 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 سندر ہے۔

2021ء

ماہ مئی

27

المرقوم

العبد گواہ العبد

کے لئے منظور ہے۔

دستاورد

مقام

Accepted by

"B"

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.
JUDICIAL COMPLEX (OLD), KHYBER ROAD, S/B
PESHAWAR.**

No.

Appeal No. 5697 of 20 21

Mr. Talat Masood Appellant/Petitioner

Versus

Govt. of KP through Chief Secy Peshawar Respondent

Respondent No. 3

Notice to: —

The Director Higher Education
KP Peshawar.

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 5/10/2021 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

No-Admission Notice

Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No.....dated.....

Given under my hand and the seal of this Court, at Peshawar this 30/7.....

Day of July 20 21

Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.
2. Always quote Case No. While making any correspondence.

“B”

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.
JUDICIAL COMPLEX (OLD), KHYBER ROAD, PESHAWAR.

No.

Appeal No. 5897 of 20 21

Mr. Talat Masood Appellant/Petitioner

Versus

SECY HED COURT OF KPK Through Chief Secy Peshawar Respondent

Respondent No. 2

File Received on 5/10/2021
 Notice to 3/88
 Time

The Secretary Court of KPK Higher Education Peshawar

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 5/10/2021 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Pro- Admission Notice

Copy of appeal is attached. Copy of appeal has already been sent to you vide this

office Notice No.....dated.....

Given under my hand and the seal of this Court, at Peshawar this 30th

Day of July 20 21


 Registrar,

**Khyber Pakhtunkhwa Service Tribunal,
 Peshawar.**

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.
 2. Always quote Case No. While making any correspondence.

"B"

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.
JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR.

No.

Appeal No. 5797 of 2011

Mr. Talat Masood Appellant/Petitioner

Versus

Court of KPK through chief Secy Peshawar Respondent

Respondent No. 1

Notice to: —

Court of KPK through chief Secretary Peshawar.

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 5/11/2011 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.


Pre-Admission Notice

Copy of appeal is attached. ~~Copy of appeal has already been sent to you vide this~~

office Notice No.....dated.....

Given under my hand and the seal of this Court, at Peshawar this 30th

Day of July 2011

 03/08



Registrar,

Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.
2. Always quote Case No. While making any correspondence.

"A"

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.
JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR.

No.

APPEAL No. 5677 of 2011.

Talat Masood

Appellant/Petitioner

Versus

Through Chief Secy Civil Secretariat Peshawar

RESPONDENT(S)

Notice to Appellant/Petitioner

Pl. Talat Masood is not present at
for hearing of the appeal on 27/07/11

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on 27/07/11 at Peshawar.

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

[Signature]
Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

"A"

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.
JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR.

No.

APPEAL No. 5697 of 2017

Talat Masood

Appellant/Petitioner

Versus

Govt. of KP through Chief Secy

RESPONDENT(S)

Respondent No. 1

Notice to Appellant/Petitioner

Govt. of KP through Chief Secretary Peshawar

Take notice that your appeal has been fixed for Preliminary hearing, replication/affidavit/counter affidavit/record/arguments/order before this Tribunal on 11/8/2017 at Peshawar

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

For Reply
copy of Appeal
Already send

[Signature]
02-8-22

[Signature]
Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

"A"

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.
JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR. S.B

No.

APPEAL No.....5697..... of 20 21

Talat Masood

Apellant/Petitioner

Versus

Govt of KP through Chief Secy

RESPONDENT(S)

Respondent No. 2
Notice to Apellant/Petitioner The Secretary Govt of KP
Higher Education Peshawar

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on 11/8/22 at 9 am.

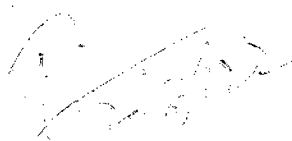
You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

for Reply

copy of Appeal
Already send


Registrar

> Khyber Pakhtunkhwa Service Tribunal,
Peshawar.



BEFORE THE HON'ABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

SA NO. 5697/2021

Mr. Talat Masood

.....Appellant.

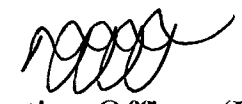
VERSUS

Govt. of Khyber Pakhtunkhwa, through chief Secretary & others

.....Respondents.

I N D E X

Sr. No.	Description of Documents	<u>Annexure</u>	Page No.
1)	Parawise comments on behalf of Respondent No. 01 to 03 along with affidavit.		1-3
2)	Notification dated 01-12-2008	<u>A</u>	4
3)	Notification dated 17.02.2010, 23.02.2011, 30-11-2010	<u>B, B1, B2</u>	5-7
4)	Charge resumption application	<u>C</u>	8
5)	Letter dated 01.09.2015	<u>D</u>	9
6)	Letter dated 17.11.2015	<u>D1</u>	10
7)	Resignation Application Dated 07.10.2015	<u>E</u>	11
8)	Notification dated 31.08.2018	<u>F</u>	12


Section Officer (Litigation)
Higher Education Department

BEFORE THE HONOURABLE KHYBER PAKHTUN KHWA SERVICE TRIBUNAL
PESHAWAR

S.A # 5697/2021

Mr. Talat Masood.....Appellant

Versus

Govt. of Khyber Pakhtunkhwa

Through Chief Secretary

& others.....Respondents

SUBJECT: PARAWISE COMMENTS ON BEHALF OF RESPONDENTS NO. 1 to 3

Respectfully Sheweth:-

Preliminary Objections:-

1. That the appellant has got neither cause of action nor locus standi to file the instant Service appeal.
2. That the appellant has not come to this Honourable Tribunal with clean hands.
3. That the appellant is trying to conceal material facts from this Hon'ble Tribunal.
4. That the appellant is estopped by his own conduct to file the instant service appeal.
5. That the instant Service Appeal is time-barred.
6. That the appeal is bad for mis-joinder and non-joinder of necessary and proper parties.
7. That the departmental Appeal attached with Service Appeal is badly time barred.

Reply on Facts:-

1. Correct to the extent that the appellant was appointed as Lecturer.
2. Pertains to record.
3. Correct to the extent that vide Notification dated: 01-12-2008 study leave was granted to the appellant on half pay (**Annex-A**).
4. Correct. That the study leave was extended vide Notification dated 17-02-2010 for one year, vide notification dated: 23-02-2011 for two years and vide notification dated: 30-11-2010 earned leave (on half pay) was granted w.e.f 01-10-2012 to 15-02-2013 i.e. 4 months & 15 days and extra ordinary leave of 227 days w.e.f 16-02-2013 to 29-09-2013 (**Annex-B**). It is pertinent to mention here that the appellant reassumed his duties on 30-05-2013 before expiry of his EOL (**Annex-C**).
5. The appellant resumed his duties on 03-05-2013.
6. Incorrect. That the appellant applied for NOC but his request was regretted by Higher Education Department (**Annex-D**) and NOC was not granted to him for the said post as it is the requirement of study leave that after availing study leave the said person will serve the department for 5 years but the appellant submitted

his resignation on 07-10-2015 (**Annex-E**) and left the department without waiting for the decision/acceptance of his resignation by the competent authority. The competent authority accepted his resignation w.e.f 07-10-2015 vide notification dated: 31-08-2018, subject to the condition of refunding salary received during study leave (**Annex-F**).

7. It is pertinent to mention here that the departmental appeal attached with the service appeal is badly time barred.
8. Incorrect. As already explained.

Grounds: -

- A. Incorrect. That the notification dated: 31-08-2018 is in accordance with law.
- B. Incorrect. That the appellant has been treated within four corners of law.
- C. Correct to the extent that leave was granted in accordance with R-84 (FR).
- D. Incorrect. As already explained in para 6 of facts.
- E. Incorrect. As already explained in preceding Paras.
- F. Incorrect. As already explained in preceding Paras.
- G. Incorrect. As already explained in preceding Paras.
- H. That the respondents may be allowed to raise additional grounds at the time of arguments.

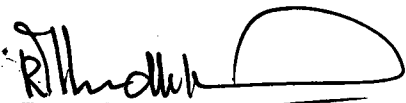
Prayer: -

It is, therefore, humbly prayed that the instant Service Appeal is based on misconception/misstatements hence may graciously be dismissed.


Chief Secretary,

Govt: of Khyber Pakhtunkhwa
Respondent No. 01




Secretary,

Higher Education, Archives
& Library Department
Respondent No. 02





Director
Higher Education Department
Respondent No. 03

27/6/2022



BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

S.A # 5697/2021

Talat Masood.....Appellant

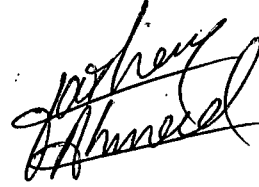
Versus

Govt. of Khyber Pakhtunkhwa
Through Secretary, Higher Education
And Others.....

Respondents

AFFIDAVIT

I, Farhan Ahmad, Assistant (Litigation), Higher Education Department do hereby declare and affirm on oath that the contents of Parawise Comments are correct to the best of my knowledge and belief and that nothing has been concealed from this Honourable Court.



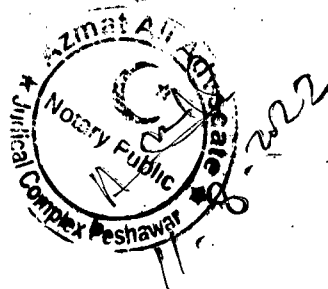
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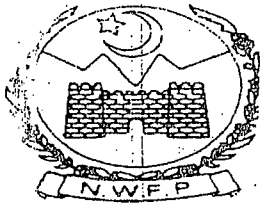
Deponent

CNIC # 12101-1699891-1

Contact # 0331-9802871

ATTESTED





-2- A 1 A 9 3)

**GOVERNMENT OF N.W.F.P
HIGHER EDUCATION, ARCHIVES &
LIBRARIES DEPARTMENT**

Dated Peshawar the 01.12.2008

NOTIFICATION

No.SO(COLLEGES)XI-8/2008. In consultation with Finance Department, the Competent Authority is pleased to accord sanction to the grant of **365-days** Study Leave on half pay w.e.f. 01.10.2008 in respect of **Mr. Talat Masood**, Lecturer in English, Government Degree College # 2, Bannu for admission in M. Phil Programme leading to Ph. D at University of Peshawar, under provision of R-84 read with appendix 9-1(A) of FR & SR Vol-I & II, subject to the condition that Internal / local arrangement will be made by this Department and no contract employee will be appointed during the entire leave of the applicant concerned.

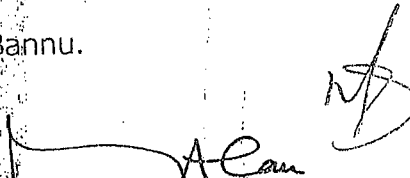
On expiry of leave the officer is likely to return to the same post and station.

SECRETARY TO GOVT.OF NWFP
HIGHER EDUCATION DEPARTMENT

Endst: No. SO(FR)/FD/5-13/2007.

Dated Peshawar the 01.12.2008

Copy forwarded to the District Accounts Officer Bannu.


(MUHAMMAD ALAM)
SECTION OFFICER (FR)
GOVT. OF NWFP FINANCE DEPTT:

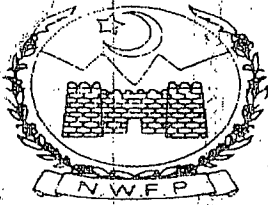
ENDST: No. SO(COLLEGES)XI-8/2008.

Dated Peshawar the 01.12.2008

A copy is forwarded for information and necessary action to the:-

1. Director Higher Education NWFP Peshawar, with reference to his letter No. 5429/CA-II/Estt; Branch dated 25.11.2008.
2. Section Officer (FR) Finance Department NWFP Peshawar, w/r to his letter No. KC/SO(FR)/FD/5-13/2007 dated 13.11.2008.
3. Principal, Govt. Degree College # Bannu.
4. Officer concerned.


(WAHEED ALI)



(2) B
b B

GOVERNMENT OF N.W.F.P
HIGHER EDUCATION, ARCHIVES
LIBRARIES DEPARTMENT

Dated Peshawar the 17.02.2010.

NOTIFICATION

No. SO(COLLEGES) HED/XI-8/08. In consultation with Finance Department, the Competent Authority has been pleased to accord extension in Study Leave in respect of **Mr. Talat Masood**, lecturer in English (BS-17), Government Degree College # 2, Bannu, w.e.f. 01.10.2009 to 30.09.2010 (on half pay) in order to enable him to complete his Ph. D Program at University of Peshawar.

SECRETARY TO GOVT. OF NWFP
HIGHER EDUCATION DEPARTMENT

Endst: No. SO(FR)/FD/5-13/2007.

Dated Peshawar the 17.02.2010.

Copy forwarded to the District Accounts Officer Bannu.

SECTION OFFICER (FR)
GOVT. OF NWFP FINANCE DEPTT:

No. SO(COLLEGES) HED/XI-8/08.

Dated Peshawar the 17.02.2010.

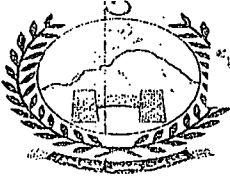
A copy is forwarded for information and necessary action to the: -

1. Director Higher Education, NWFP Peshawar.
2. Section Officer (FR) Finance Department NWFP Peshawar, w/r to his letter No. SO(FR)/FD/5-13/2007 dated 01.01.2010.
3. Principal, Govt. Degree College # 2, Bannu.
4. Officer concerned.

*Attested
by
Ahmed*

AS

(WAJID ALI)
SECTION OFFICER (COLLEGES)



(13) -26- B15 B1

**GOVT. OF KHYBER PAKHTUNKHWA
HIGHER EDUCATION, ARCHIVES &
LIBRARIES DEPARTMENT**

Dated Peshawar the 23.02.2011.

NOTIFICATION

No. SO(COLLEGES) HED/XI-8/07. In consultation with Finance Department, the Competent Authority is pleased to accord extension in Study Leave in respect of **Mr. Talat Masood**, lecturer in English (BS-17), Government Degree College # 2, Bannu for further period of two years w.e.f. 01.10.2010 to 30.09.2012 (on half pay) in order to enable him to complete his Ph. D Program at University of Peshawar.

SECRETARY TO GOVT. OF
KHYBER PAKHTUNKHWA
HIGHER EDUCATION DEPARTMENT

Endst: No. SO(FR)/FD/5-13/2007.

Dated Peshawar the 23.02.2011.

Copy forwarded to the District Accounts Officer, Bannu.

SECTION OFFICER (FR)
GOVT. OF NWFP FINANCE DEPTT:

No. SO(COLLEGES) HED/XI-8/07.

Dated Peshawar the 23.02.2011.

A copy is forwarded for information and necessary action to the: -

1. Director Higher Education, Khyber Pakhtunkhwa, Peshawar.
2. Section Officer (FR) Finance Department Khyber Pakhtunkhwa Peshawar, w/r to his letter No. SO(FR)/FD/5-13/2007 dated 15.12.2010.
3. Principal, Govt. Degree College # 2, Bannu.
4. Officer concerned.

*Attested
Talat Masood
Ahmad*


(BASHIR AHMAD)
SECTION OFFICER (COLLEGES)

Ba 12/7/8
B2



**GOVT. OF KHYBER PAKHTUNKHWA
HIGHER EDUCATION, ARCHIVES &
LIBRARIES DEPARTMENT**

Dated Peshawar the 30.11.2010.

NOTIFICATION

M.D. SO(COLLEGES-II)HED/12-9/2012. The Competent Authority is pleased to accord sanction of 138-Days Earned Leave (on half pay) w.e.f. 01.10.2012 to 15.02.2013 and 227-Days Extra Ordinary Leave (without pay), w.e.f. 16.02.2013 to 29.09.2013 in respect of **Mr. Talat Masood**, Lecturer in English (BPS-17), Govt. Degree College, No. 2, Bannu.

SECRETARY TO GOVT OF
KHYBER PAKHTUNKHWA
HIGHER EDUCATION DEPARTMENT

E. IDST: NO. & DATE EVEN.

Copy of the above is forwarded to:

1. Director Higher Education, Khyber Pakhtunkhwa, Peshawar w / r to his letter No. 16775/CA-II/Est. Branch dated 07.08.2010.
2. Principal, Govt. Degree College No. 2, Bannu.
3. District Accounts Officer, Bannu.
4. Officer Concerned.

H/2
Attested Pr second M
22-12-12

(HABIB-UR-RAHMAN)
SECTION OFFICER (COLLEGES-II)

Annex-79/88
The Director,
Higher Education (Colleges)
Khyber Pakhtunkhwa

Through Proper Channel

Sub: Resumption Of Duties / Request For
Cancellation of Unavailed Portion Of Study Leave

Sir,

Most Humbly it is stated that I am availing
study leave with effect from 01-10-2012 to 29.09.2013
As I have ^{started} submitting my PhD thesis and
do not need study leave anymore, therefore,
I want to resume my duties from today (30/05/20

Therefore, your goodness are requested
to kindly cancel the unavailed portion of
my study leave. W.E.F. 30/05/2013 (FIN).

I shall be really grateful for this act

of kindness.

Resumption accepted
on 30/5/2013 (E.W).

Therefore his unavailed
Leaves may please be
Cancelled.

PRINCIPAL
Govt. Degree College No: 2

Yours Obediently,

Talat Masood

Lecturer in English

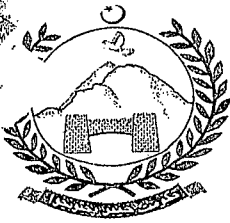
Govt, Degree College No: 2

Pannu.

Affected
Talib
Ahmed

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**GOVT. OF KHYBER PAKHTUNKHWA
HIGHER EDUCATION, ARCHIVES &
LIBRARIES DEPARTMENT**

No. SO (C-II)/13-9/2014/Talat Masood / 125
Date: Peshawar the 1st.09.2015.

To

✓
The Director,
Higher Education, Khyber Pakhtunkhwa,
Peshawar.

P-161

SUBJECT: DEPARTMENTAL PERMISSION FOR APPLYING TO THE
UNIVERSITY OF PESHAWAR.

I am directed to refer to your letter No. 19757/CA-I/Estt. Branch/A-12/Talat Masood/English dated 18.08.2015 on the subject noted above and to state that the NOC request for applying for the post of Assistant Professor in English at University of Peshawar has been turned down by the Competent Authority.

The lecturer concerned may be informed accordingly.

Rukhsana Jabeen
(RUKHSANA JABEEN)
SECTION OFFICER (COLLEGES-II)

FILED
A-10
3/9/15

Attested
Jashay
Ahmed

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★ 04 SEP 2015 ★
Diary # 25 Page # 1
D/Clerk

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Annex-D1

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25/11/15

D1



GOVT. OF KHYBER PAKHTUNKHWA
HIGHER EDUCATION, ARCHIVES &
LIBRARIES DEPARTMENT

NO. SO (C-II)HED/13-09/2008/Talat Masood. /1227
Dated Peshawar the 17.11.2015.

To

The Director,
Higher Education, Khyber Pakhtunkhwa,
Peshawar.

SUBJECT: DEPARTMENTAL PERMISSION

I am directed to refer to the subject noted above and to
enclose herewith a copy of an application submitted by Mr. Talat Masood,
Assistant Professor of English, Govt. Superior Science College, Peshawar
with the remarks that the Competent Authority has turned down the appeal
of the officer concerned regarding Departmental Permission for applying to
the University of Swabi, for the post of Assistant Professor(BPS-19).

The officer concerned may be informed accordingly.

Rukhsana Jabeen
(RUKHSANA JABEEN)
SECTION OFFICER (COLLEGES-II)

*28 case to me
covered through merged.
CA-II
24/11/15
Attested
Talat Masood
Ahmad*

LA
RECEIVED ON
* 24 NOV 2015 *
Diary # 201 Page # 67
D/Clerk

(4) E 11 E

The Honourable Secretary
Higher Education, Archives & Libraries Department
Govt. of Khyber Pakhtunkhwa.

Sub: Resignation

R/Sir,

Consequent upon my selection as Assistant Professor of English (BPS-19), at the University of Swabi, I hereby tender my resignation. It is pertinent to mention here that I have already applied for departmental permission vide Principal Govt. Superior Science College letter no. 2244, dated: 19/5/2015 and one month prior advance notice vide letter no. 4194, dated: 07/09/2015.

Yours obediently,



(Dr. Talat Masood) 07/10/2015
Assistant Professor of English
Govt. Superior Science College, Peshawar.

Dated: 07/10/2015



Attested
for
Masood

123
F
GOVT. OF KHYBER PAKHTUNKHWA
HIGHER EDUCATION, ARCHIVES &
LIBRARIES DEPARTMENT

Dated Peshawar the 31.08.2018

NOTIFICATION

No. SO (C-10)/HEP/15-9/2018
The competent authority is pleased to accept resignation tendered by Mr. Faraz Masood, Assistant Professor of English, Govt. Superior Science College, Peshawar upon his selection as Assistant Professor (BS-19) at University of Swabi from the post of Assistant Professor under Higher Education Department, Govt. of K.P. dated 07.10.2015 subject to the condition of refunding salary received during study leave.

SECRETARY
HIGHER EDUCATION DEPARTMENT

Ends to & Date Even.

Copy forwarded to the:-

1. Accountants General Office, Khyber Pakhtunkhwa.
2. Director, Higher Education, Khyber Pakhtunkhwa, Peshawar.
3. Principal, Govt. Superior Science College, Peshawar.
4. Deputy Director (I.T), HEMIS Cell, Peshawar.
5. Officer concerned.

Attested
Faraz Masood
Principal

(Muhammad Fayaz Khan)
SECTION OFFICER (CONT. EDUCATION)