



02.06.2022

Appellant in person present.

Kabir Ullah Khattak learned Additional Advocate General Tayyab Gul Superintendent for respondents present.


Due to general strike of the bar, case is adjourned to 11.08.2022 for arguments before D.B.


(Fareeha Paul)
Member(E)


(Rozina Rehman)
Member (J)

11-8-2022


Proper DB not available the case is
adjourned to 13-10-2022


Reader

13th Oct., 2022 01. None present on behalf of the appellant. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General for the respondents present.

02. Called several times, till last hours of the court but nobody turned up on behalf of the appellant. The appeal is, therefore, dismissed in default. Consign.

03. Pronounced in open Court at Peshawar and given under our hands and the seal of the Tribunal on this 13th day of October, 2022.


(Fareeha Paul)
Member (E)


(Kalim Arshad Khan)
Chairman

Stipulated period passed reply not submitted.

16.08.2021


Learned Addl, A.G be reminded about the omission and for submission of reply/comments within extended time of 10 days.


Chairman

11.11.2021

Mr. Muhammad Maaz Madni, Advocate, as proxy for learned counsel for the appellant present. Mr. Sanaullah, Admin Officer alongwith Mr. Javed Ullah, Assistant Advocate General for the respondents present and submitted reply/comments, which is placed on file.

Mr. Muhammad Maaz Madni, Advocate, stated at the bar that he has been informed by learned counsel for the appellant that he would unable to appear before the bench today, due to out of station, therefore, adjournment may be granted. Adjourned. To come up for rejoinder, if any, as well as arguments on 09.02.2022 before the D.B.


(Atiq-Ur-Rehman Wazir)
Member (E)


(Salah-Ud-Din)
Member (J)

9-2-2022

Due to retirement of the Hon'ble Chairman the case is adjourned to come up for the same as before on 2-6-2022


Reader

30.06.2021

Appellant present through counsel.

Preliminary arguments heard. Record perused.

The appellant has been removed from service by the impugned order dated 31st May, 2017, wherein, there is reference as to conduct of the proceedings within the meaning of Rule-9 of the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011. Let the respondents come with comments/written reply to disclose their case in respect of the validity of proceedings conducted against the appellant. Subject to all just and legal objections, this appeal is admitted for regular hearing. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notice be issued to the respondents for submission of reply/comments in office within 10 days of the receipt of notices, positively. If the reply/comments are not submitted within the stipulated time, the office shall submit the file with a report of non-compliance. File to come up for arguments on 11.11.2021 before the D.B.

Appellant Deposited
Security & Process Fee

30/6/21

(Rozina Rehman)
Member (J)

03.12.2020 Counsel for the appellant present.

The proposition regarding retrospectivity of penalty has not been decided by the Larger Bench as yet. Instant case is, therefore, adjourned to 18.02.2021 before S.B.


Chairman

18.02.2021 The learned Member Judicial Mr. Muhammad Jamal Khan is under transfer, therefore, the case is adjourned. To come up for the same before S.B on 30.06.2021.


Reader


07.04.2020

Due to public holiday on account of COVID-19, the case is adjourned to 01.07.2020 for the same. To come up for the same as before S.B.


Reader

01.07.2020

Appellant in person present and seeks adjournment. Adjourned to 23.09.2020 before S.B in order to avail the outcome of cases pending before the Larger Bench of this Tribunal, regarding retrospective punishment.


Member (J)

23.09.2020

Counsel for the appellant present.

On the last date of hearing instant matter was adjourned to avail the outcome of cases pending before the Larger Bench and having similar nature. The Larger Bench has not yet concluded the proceedings before it, therefore, instant matter is adjourned to 03.12.2020 before S.B.


Chairman

02.12.2019

Appellant alongwith counsel present.

The record suggests that the impugned penalty was, prima-facie, awarded to the appellant with retrospective effect. Instant appeal is, therefore, adjourned to 22.01.2020 in order to lay hands ^{on} the outcome of similar proposition pending adjudication before the Larger Bench of this Tribunal.

Chairman 

22.01.2020


Junior to counsel for the appellant present.

Requests for adjournment due to general strike of the Bar. Adjourned to 21.02.2020 in order to avail the outcome of case(s) pending before the Larger Bench regarding retrospective punishment.

Chairman 

21.02.2020

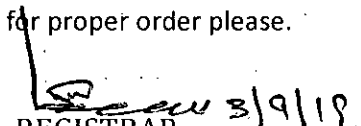


Appellant in person present and seeks adjournment as his counsel is not available. Adjourn. To come up for preliminary hearing on 07.04.2020 before S.B.


Member

Form- A
FORM OF ORDER SHEET

Court of _____

Case No.- 1119/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	03/09/2019	<p>The appeal of Mr. Khaled Usman presented today by Mr. Muhammad Adam Khan 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 3/9/19</p>
2-	04/09/19.	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>17/10/19</u></p> <p style="text-align: right;"> CHAIRMAN</p>
	17.10.2019	<p>Appellant requests for adjournment due to indisposition of his learned counsel.</p> <p>Adjourned to 2.12.2019 before S.B.</p> <p style="text-align: right;"> Chairman</p>

BEFORE THE SERVICE TRIBUNAL PESHAWAR.

Khyber Pakhtunkhwa
Service Tribunal

Appeal No. 1119 /2019.

Diary No. 1225

Dated 03/9/2019

Khalid Usman S/o Abdul Ghaffar (Ex-Water
Management Officer, Surplus Pool, The Agriculture
Department, K.P, Peshawar. **(Petitioner).**

VERSUS

1. The Secretary, The Agriculture Department, K.P, Peshawar.
 2. The Chief Secretary, Government of K.P, Peshawar.
 3. The Accountant General, K.P, Peshawar.
- (Respondents).**

Appeal under Section-4 of the Service Tribunal, 1974 against the order of The Secretary, Agriculture Department, K.P, Peshawar vide Endorsement No. SOG (AG)/ Surplus pool/ OFMW/ 2016-17 dated 31st May, 2017, whereby the Appellant is ordered to have been removed from service w.e.f 20.09.2016 with further direction for recovery of the emoluments drawn by Appellant during the alleged period w.e.f 20.09.2016 from his pension etc;.

Filed to-day

Registrar

- 3/9/18
1. That the Appellant was appointed as "water Management Officer (BPs-17) under The Respondent No.1 alongwith others under the Judgement of the Honourable Supreme Court of Pakistan and the Honourable High Court, Peshawar vide office-order dated 10-01-2013, issued by Respondent No.1, on contract basis in the project, namely "National Programme for improvement of water courses in Pakistan (Khyber Pakhtun. khawa Component) and placed in surplus pool in the office of The Secretary/Respondent No.1.

(Copy Annexure- "A").

2. That the service of Appellant alongwith others were regularized in order of merit, from the date of initial appointment i.e, 24-11-2004 vide notification dated 03.07.2013.

(Copy Annexure- "B").

3. That the monthly salary of Appellant was being remitted through Bank Account.

4. That during the month of October, 2018, while drawing amount from the said account, the Appellant noticed that his salary was not remitted to the said account.

5. That the Appellant, while presuming the matter of non-remittance of his salary, it was Learnt that he was removed from service on the alleged grounds of absence from duty by Respondents No.1, vide order dated 31-05-2017, and further direction for recovery of the emolument drawn by Appellant during the alleged period of absence from 20-09-2016, from his pension.

(Copy Annexure- "C").

6. That after struggle the Appellant succeeded to procure copy of the impugned order on 15-04-2019.

(Copy Annexure- "D to G").

7. That the Appellant preferred Representation dated 12-05-2019 vide registered A/D post and 13-05-2019.

(Copy Annexure- "H & I").

8. That the representation is still unresponded.

GROUND S :-

The impugned order is illegal, void, too harsh and being against the principles of natural justice, the same is liable to be set-aside and the Appellant is entitled to be re-instated into service with back service benefits, on the following amongst many other grounds:-

- i. That the impugned order was not conveyed to the Appellant till he procured the copy there-of on 15-04-2019.

- ii. That after placing the Appellant in surplus pool, his service was not adjusted anywhere. He had been awaiting his adjustment in service.
- iii. That the Appellant had never absented himself from duty.
- iv. That the Appellant is condemned unheard, as no notice as required under the rules was served upon him, nor any charge-sheet or show cause was issued/conveyed to him.
- v. That no enquiry was conducted in respect of the allegations against the Appellant.
- vi. That the impugned order is void one.
- vii. That the service records of Appellant, prevailing over a period of 14/15 years has been clean and unblemished through-out.
- viii. That the Appellant has been jobless through-out after the impugned order.
- ix. That the Appellant seeks leave of this Honourable Court/Tribunal, to claim further grounds also.

It is prayed that on acceptance of this Appeal, setting-aside the impugned order, the

Appellant may be re-instated into service with back service benefits.

The cost of this Appeal may also be awarded in favour of Appellant against the Respondents.

Dated. 03/09/2019

Khalid Usman
Appellant

(Khalid Usman)

Through:

Adam
Muhammad Adam Khan
Advocate, Mardan.

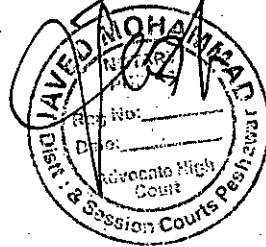
AFFIDAVIT

I, Khalid Usman S/o Abdul Ghaffar the Appellant do hereby state on solemn affirmation that the contents of this Appeal are true and correct to the best of my knowledge and belief.

Deponent

Khalid Usman
(Khalid Usman)

ATTESTED



03 SEP 2019

BEFORE THE SERVICE TRIBUNAL PESHAWAR.

Service Appeal No. /2019.

Khalid Usman vs The Secretary etc;

Application for condonation of delay (if any):-

1. That the captioned Appeal is being instituted today.
2. That apparently, the captioned Appeal is instituted beyond the limitation period. But, the delay, if considered any, is not on the part of the Appellant.
3. That the impugned order was not conveyed to Appellant.
4. That Appellant learnt about the impugned order during the month of October 2018, when he was pursuing the non-remittance of his salary, to his bank account.
5. That the copy of the impugned order was provided to Appellant on 15-04-2019, after long struggle for the same, as per details mentiond in the memo; of Appeal.
6. That the time so spent was beyond the control of the Appellant, as he could not prefer the captioned Appeal without the copy of the impugned order.
7. That the limitation starts from the date of communication of the impugned order to the concerned Civil Servant.
8. That the impugned order is void in nature and limitation does not run against the void order.
9. That valuable rights of Appellant are attached with the captioned Appeal.

It is prayed that the delay, if any considered on the part of Appellant may be condoned favorably.

Dated: 03-09-2019

Khalid Usman
Appellant

Khalid Usman
(Khalid Usman)

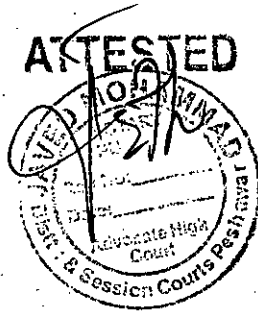
Through:- *Adham*
Muhammad Adam Khan
Advocate, Mardan.

AFFIDAVIT

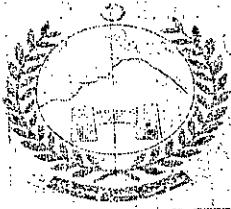
I, Khalid Usman S/o Abdul Ghaffar do hereby state on solemn affirmation that the contents of this Application are true and correct to the best of my knowledge and belief.

Deponent

Khalid Usman
(Khalid Usman)



03 SEP 2019



GOVERNMENT OF
KHYBER PAKHTUNKHWA
AGRICULTURE LIVESTOCK & COOPERATIVE
DEPARTMENT

ATTESTED
Arhan
ADAM KHAN

Office Order

Consequent upon the judgments of the Hon'able Supreme Court of Pakistan in Civil Appeal No. 562-P to 571-P of 2011, 588-P of 2012, 589-F of 2011, 605-P of 2011, 55-P of 2012, 60-P of 2012 and judgment of Hon'able Peshawar High Court, Peshawar in Writ Petition No. 736-p/2012 and summary approved by the Chief Minister, Khyber Pakhtunkhwa, the competent authority is pleased to place the services of the following officers and officials (In order of merit) appointed on contract basis in the project "National Programme for Improvement of Watercourses in Pakistan (Khyber Pakhtunkhwa Component) in Surplus Pool in the office of Secretary Agriculture, Khyber Pakhtunkhwa with immediate effect. These posts shall automatically stand abolished after adjustment of the concerned officers and officials in order of merit/seniority maintained from the date of their initial appointment in the department:-

S/No	Name of Officers & Officials	Designation	Pay Scale
1.	Rafiq Ur Rahman	Water Management Officer	BS-17
2.	Faisal Younas Khan	Water Management Officer	BS-17
3.	Amir Hussain	Water Management Officer	BS-17
4.	Khalid Usman	Water Management Officer	BS-17
5.	Muhammad Tufail	Water Management Officer	BS-17
6.	Nisar Ahmad	Water Management Officer	BS-17
7.	Asma Ahmad	Water Management Officer	BS-17
8.	Muhammad Farooq	Water Management Officer	BS-17
9.	Wasemullah	Water Management Officer	BS-17
10.	Shaheen Iqbal	Water Management Officer	BS-17
11.	Moeen Ud Din	Water Management Officer	BS-17
12.	Javed Akhtar	Water Management Officer	BS-17
13.	Tahir Khan	Water Management Officer	BS-17
14.	Qiaish Ahmad	Water Management Officer	BS-17
15.	Khan Daraz	Water Management Officer	BS-17
16.	Muner Ahmad Khan	Water Management Officer	BS-17
17.	Muhammad Karimullah	Water Management Officer	BS-17
18.	Saeed Shah	Water Management Officer	BS-17
19.	Qazi Shifa Ur Rahman	Water Management Officer	BS-17
20.	Fazal Sattar	Water Management Officer	BS-17
21.	Zulfiqar Ali Khan	Water Management Officer	BS-17
22.	Aman Khan	Water Management Officer	BS-17
23.	Ihsan Ullah Khan	Water Management Officer	BS-17
24.	Aita Ullah	Water Management Officer	BS-17
25.	Muhammad Idrees	Water Management Officer	BS-17
26.	Zia Ul Haq	Water Management Officer	BS-17
27.	Amjad Ali	Water Management Officer	BS-17
28.	Mohammad Yaseen	Water Management Officer	BS-17
29.	Fazal Hussain	Water Management Officer	BS-17
30.	Nauman Adil	Water Management Officer	BS-17
31.	Ahmad Saeed	Water Management Officer	BS-17
32.	Hafeezullah	Water Management Officer	BS-17
33.	Farmanullah	Water Management Officer	BS-17
34.	Salceem Javed	Water Management Officer	BS-17
35.	Adam Khan	Water Management Officer	BS-17
36.	Fazal Sher	Water Management Officer	BS-17
37.	Salman Khan	Water Management Officer	BS-17
38.	Ayaz Ali	Water Management Officer	BS-17
39.	Naseeb Gul	Water Management Officer	BS-17
40.	Gulzari Lal	Water Management Officer	BS-17
41.	Afeez Shah	Sub Engineer	BS-17

Attested

OFFICE ASSISTANT
District
(01/11/2012)

42.	Ubaid-ur-Rehman	Sub Engineer	BS-11
43.	Muhammad Nawaz	Sub Engineer	BS-11
44.	Muhammad Riaz	Sub Engineer	BS-11
45.	Zarmast Khan	Sub Engineer	BS-11
46.	Mohd. Shabir Ahmad	Sub Engineer	BS-11
47.	Shahzad Ali	Sub Engineer	BS-11
48.	Navceod Hilal	Sub Engineer	BS-11
49.	Anwar Ali	Sub Engineer	BS-11
50.	Abdullah	Sub Engineer	BS-11
51.	Ahmad Ali	Sub Engineer	BS-11
52.	Nasar Khan	Sub Engineer	BS-11
53.	Shujaat Ali Khan	Sub Engineer	BS-11
54.	Asif Khan	Sub Engineer	BS-11
55.	Farhad Ali	Sub Engineer	BS-11
56.	Azam Mehboob	Sub Engineer	BS-11
57.	Mazhar Iqbal	Sub Engineer	BS-11
58.	Jamil Ahmad	Sub Engineer	BS-11
59.	Nasir Hussain Shah	Sub Engineer	BS-11
60.	Akhtar Munir	Sub Engineer	BS-11
61.	Muhammad Tariq	Sub Engineer	BS-11
62.	Muhammad Naeem	Sub Engineer	BS-11
63.	Masood	Sub Engineer	BS-11
64.	Syed Asad Shah	Sub Engineer	BS-11
65.	Muhammad Asim	Sub Engineer	BS-11
66.	Mushtaq Ahmad	Sub Engineer	BS-11
67.	Abdul Salam	Sub Engineer	BS-11
68.	Mohammad Ashfaq	Sub Engineer	BS-11
69.	Gulistan Khan	Sub Engineer	BS-11
70.	Qazi Aziz-ur-Rehman	Sub Engineer	BS-11
71.	Farman Ali	Sub Engineer	BS-11
72.	Zahid Javed	Sub Engineer	BS-11
73.	Shahid Anjum	Sub Engineer	BS-11
74.	Sajjad Ahmad	Sub Engineer	BS-11
75.	Zia Ullah	Sub Engineer	BS-11
76.	Harinder Kumar	Sub Engineer	BS-11
77.	Farman Ali Shah	Sub Engineer	BS-11
78.	Shahid	Sub Engineer	BS-11
79.	Muht Niaz Khan	Sub Engineer	BS-11
80.	Fawad Ali	Sub Engineer	BS-11
81.	Javid Ali Khan	Sub Engineer	BS-11
82.	Rahim Badshah	Sub Engineer	BS-11
83.	Naveed Ahmad	Sub Engineer	BS-11
84.	Akhtar Ali	Sub Engineer	BS-11
85.	Mr. Abdul Subhan	Sub Engineer	BS-11
86.	Sher Shah	Sub Engineer	BS-11
87.	Bacha Ali	Sub Engineer	BS-11
88.	Ibrar Zeb	Sub Engineer	BS-11
89.	Faisal Hayat	Sub Engineer	BS-11
90.	Muhammad Asad	Sub Engineer	BS-11
91.	Fazl-ur-Rehman	Sub Engineer	BS-11
92.	Arif Khan	Sub Engineer	BS-11
93.	Shafiq-ur-Rehman	Sub Engineer	BS-11
94.	Muhammad Said	Sub Engineer	BS-11
95.	Muhammad Uzair	Sub Engineer	BS-11
96.	Khalid Mehmood	Sub Engineer	BS-11
97.	Liaqat Ali	Sub Engineer	BS-11
98.	Iftikhar Ahmad	Field Assistant	BS-6
99.	M. Farooq	Field Assistant	BS-6
100.	Naveed Akbar	Field Assistant	BS-6
101.	Niaz Muhammad	Rodman	BS-1
102.	Hukam Khan	Rodman	BS-1

Attested

OFFICE ASSISTANT

103.	Shoukat Ali	Rodman	BS-1
104.	Rafiullah	Rodman	BS-1
105.	Syed Mustafa Shah	Rodman	BS-1
106.	Babu Khan	Rodman	BS-1
107.	Khaista Gul	Rodman	BS-1
108.	Mattiullah	Rodman	BS-1
109.	Abdul Hafeez	Rodman	BS-1
110.	Hamim	Rodman	BS-1
111.	Gul Shahzada	Rodman	BS-1
112.	Taj Muhammad	Rodman	BS-1
113.	Zaib-ul-Haq	Rodman	BS-1
114.	Fazal Rehman	Rodman	BS-1
115.	Niaz Muhammad	Rodman	BS-1
116.	Shams Ur Rehman	Rodman	BS-1
117.	Muhammad Saleem	Rodman	BS-1
118.	Muhammad Sajid	Rodman	BS-1
119.	Khalid Khan	Rodman	BS-1
120.	Muhammad Khurshid	Rodman	BS-1
121.	Khalid Mehmood	Rodman	BS-1
122.	Javed Rehman	Rodman	BS-1
123.	Shabeer Ahmed	Rodman	BS-1
124.	Jehangir Khan	Rodman	BS-1
125.	Muhammad Yousaf	Rodman	BS-1
126.	Muhammad Zahoor	Rodman	BS-1
127.	Muhammad Yasir	Rodman	BS-1
128.	Khan Afsar	Rodman	BS-1
129.	Ali Akhtar	Rodman	BS-1
130.	Sajid Ali	Rodman	BS-1
131.	Mohammad Zaroof	Rodman	BS-1
132.	Gul Nawaz	Rodman	BS-1
133.	Azhar Aqeel	Rodman	BS-1
134.	Murad Khan	Rodman	BS-1
135.	Syed Maqsood shah	Rodman	BS-1
136.	Muhammad Jamil	Rodman	BS-1
137.	Muhammad Zakir	Rodman	BS-1
138.	Laiq Rashid	Rodman	BS-1
139.	Noor Wali Khan	Rodman	BS-1
140.	Sherbaz	Rodman	BS-1
141.	Mohammad Ismail	Rodman	BS-1
142.	Muhammad Riaz	Rodman	BS-1
143.	Muhammad Naqab	Rodman	BS-1
144.	Ali Haider	Chowkidar	BS-1
145.	Shabeer Ahmed	Naib Qasid	BS-1
146.	Amjad Khan	Chowkidar	BS-1
147.	Haroon-ur-Rashid	Chowkidar	BS-1
148.	Muhammad Nawaz	Chowkidar	BS-1
149.	Muhammad Shoaib	Naib Qasid	BS-1
150.	Pir Gulab	Naib Qasid	BS-1
151.	Banaras Khan	Naib Qasid	BS-1
152.	Bibi Nasreen	Sweeper	BS-1
153.	Mushtaq Ahmed	Sweeper	BS-1
154.	Ibrahim	Sweeper	BS-1

Attested



Sd/-xxx
 SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA
 AGRIL, LIVE STOCK & COOP. DEPTT.

OFFICE ASSISTANT
 District Director
 (QFWM) Swat

Copy forwarded for information and necessary action to:-

1. Registrar Hon' able Peshawar High Court, Peshawar.
2. The Director General, On Farm Water Management, Khyber Pakhtunkhwa, Peshawar.
3. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
4. The Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
5. The PS to Chief Secretary, Khyber Pakhtunkhwa.
6. The Budget Officer, Government of Khyber Pakhtunkhwa Finance Department w/r to his letter No.BOVII/FD/2-3/SNE/2012-13 dated 18.10.2012.
7. All District/Agency Accounts Officers in Khyber Pakhtunkhwa.
8. The Manager, Government Printing Press, Peshawar.
9. Officers/Officials Concerned.
10. PS to Minister Agriculture, Khyber Pakhtunkhwa, Peshawar.
11. PS to Secretary to Government of Khyber Pakhtunkhwa, Establishment Department.
12. PS to Secretary Agriculture, Live Stock and Cooperative Department.
13. PS to Secretary to Government of Khyber Pakhtunkhwa, Law, Parliamentary Affairs and Human Rights Department.
14. Master file.

(MUHAMMAD SHERAZ)
SECTION OFFICER-ESTT:

Attested
[Signature]
OFFICE ASSISTANT
District Director
(OFWM) Swat



Page - 11
GOVERNMENT OF KHYBER PAKHTUNKHWA
AGRICULTURE LIVESTOCK & COOPERATIVE DEPARTMENT
Annexure - "B"
ATTESTED
Adam Khan
ADAM KHAN

Dated the Peshawar the 3rd July, 2013

Notification

No.SOE(AD)/17-131/2004

In continuation to this department Office Order of even number dated 10.01.2013, the competent authority is pleased to regularize the services of the following Water Management Officers (BS-17) (In order of merit) under Section-19 sub Section (2) of the Khyber Pakhtunkhwa Civil Servant (Amendment) Act, 2005 and Regularization Act, 2009 from the date of their initial appointment noted against each:-

S/No	Name of Officers	Date of initial appointment
1.	Rafiq Ur Rahman	24.11.2004
2.	Faisal Younas Khan	24.11.2004
3.	Amir Hussain	24.11.2004
4.	Khalid Usman	24.11.2004
5.	Muhammad Tufail	24.11.2004
6.	Nisar Ahmad	24.11.2004
7.	Asma Ahmad	24.11.2004
8.	Muhammad Farooq	24.11.2004
9.	Waseemullah	24.11.2004
10.	Shaheen Iqbal	24.11.2004
11.	Moeen Ud Din	24.11.2004
12.	Javed Akhtar	24.11.2004
13.	Tahir Khan	24.11.2004
14.	Qiaash Ahmad	24.11.2004
15.	Muhammad Shoaib	24.11.2004
16.	Khan Daraz	24.11.2004
17.	Muner Ahmad Khan	24.11.2004
18.	Muhammad Karimullah	24.11.2004
19.	Saeed Shah	24.11.2004
20.	Qazi Shifa Ur Rahman	24.11.2004
21.	Fazal Sattar	24.11.2004
22.	Zulfiqar Ali Khan	24.11.2004
23.	Aman Khan	24.11.2004
24.	Ihsan Ullah Khan	24.11.2004
25.	Atta Ullah	24.11.2004
26.	Muhammad Idrees	24.11.2004
27.	Zia Ul Haq	24.11.2004
28.	Amjad Ali	24.11.2004
29.	Niaz Ahmad	15.1.2005
30.	Mohammad Yaseen	4.2.2005
31.	Fazal Hussain	4.2.2005
32.	Nauman Adil	4.2.2005
33.	Ahmad Saeed	3.3.2005
34.	Hafeezullah	12.3.2007
35.	Farmanullah	12.3.2007
36.	Saleem Javed	12.3.2007
37.	Adam Khan	12.3.2007
38.	Fazal Sher	12.3.2007
39.	Salman Khan	12.3.2007
40.	Ayaz Ali	12.3.2007
41.	Naseeb Gul	12.3.2007
42.	Gulzari Lal	12.3.2007
43.	Muhammad Qasim	12.3.2007

2. Terms and Conditions of their regularization in service are as under:-
1. Their services will be considered regular and are entitled to General Provident Fund in such a manner and at such rates as may be prescribed by the Government under Khyber Pakhtunkhwa Civil Servants (Amendments) Act, 2013.
 2. Their services will be liable to termination on one month's notice from either side. In case of resignation without notice, their two month's pay/allowances shall be forfeited to Government.
 3. They will be governed under such rules and regulations as may be issued from time to time by the Government.
 4. In case of misconduct, they will be proceeded against the Government Servants (Efficiency & Discipline) Rules, 2011 and the Rules framed from time to time.

Sd/xx
CHIEF SECRETARY

Endst. of even No. & Date.

Copy forwarded for information and necessary action to:-

1. Registrar Hon' able Peshawar High Court, Peshawar.
2. The Director General, On Farm Water Management, Khyber Pakhtunkhwa, Peshawar.
3. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
4. The Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
5. The PS to Chief Secretary, Khyber Pakhtunkhwa.
6. The Budget Officer, Government of Khyber Pakhtunkhwa Finance Department w/r to his letter No. BOVII/FD/2-3/SNE/2012-13 dated 18.10.2012.
7. All District/Agency Accounts Officers in Khyber Pakhtunkhwa.
8. The Manager, Government Printing Press, Peshawar.
9. Officers/Officials Concerned:
10. PS to Minister Agriculture, Khyber Pakhtunkhwa, Peshawar.
11. PS to Secretary to Government of Khyber Pakhtunkhwa, Establishment Department.
12. PS to Secretary Agriculture, Live Stock and Cooperative Department.
13. PS to Secretary to Government of Khyber Pakhtunkhwa, Law, Parliamentary Affairs and Human Rights Department.
14. Master file.

(MUHAMMAD SHIRAZ)
SECTION OFFICER-ESTT:



GOVERNMENT OF
KHYBER PAKHTUNKHWA
AGRICULTURE LIVESTOCK & COOPERATIVE
DEPARTMENT

ATTESTED
Ahlan
ADAM KHAN

Dated Peshawar, the May 31, 2017

NOTIFICATION

No. SOG(AD)/Surplus Pool/OFWM/2016-17: The Competent Authority, in exercise of powers conferred on him under section-9 of the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011 is pleased to order the Removal from Government Service of Mr. Khalid Usman, Water Management Officer (BS-17) (Surplus Pool) office of the Secretary Agriculture, Livestock and Cooperative Department, Khyber Pakhtunkhwa on account of his willful absence from duty with effect from 20-09-2016 (i.e. the date of his absence from duty).

Sd/XX
SECRETARY AGRICULTURE
KHYBER PAKHTUNKHWA

Endst. of even No. & Date.

Copy for information and necessary action to:-

1. The Accountant General, Khyber Pakhtunkhwa, Peshawar. He is requested to recover the emoluments drawn by the above named officer concerned during his absence period with effect from 20-09-2016 to till date from his pension, etc.
2. The Director General, On Farm Water Management, Khyber Pakhtunkhwa, Peshawar.
3. The District Officer, On Farm Water Management, Nowshera.
4. Officer concerned.
5. P.S to Chief Secretary, Khyber Pakhtunkhwa, Peshawar.
6. P.S to Secretary Agriculture, Livestock and Cooperative Department, Khyber Pakhtunkhwa, Peshawar.
7. P.A to Deputy Secretary (Admn:), Agriculture, Livestock and Cooperative Department, Khyber Pakhtunkhwa, Peshawar.
8. The Accountant / Cashier, Agriculture, Livestock and Cooperative Department, Khyber Pakhtunkhwa, Peshawar.

W
12/9
(DIL NAWAZ KHAN)
SECTION OFFICER (ADMN:)

To

ATTESTED
Adam
ADAM KHAN

The Section Officer (Admn)
Agriculture Department,
Govt of Khyber Pakhtunkhwa.

Subject:- **REQUEST FOR PROVISION OF DOCUMENTS**

Kindly refer to the subject cited above and to state that I am working as Water Management Officer in the On Farm Water Management department from 2005 and subsequently regularized by Honorable Supreme court. But i was terminated on the basis of willful absence.

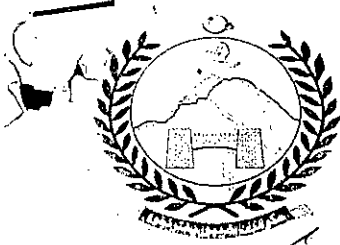
It is therefore requested to kindly provide me termination documents through Right to Information Act, I will be highly obliged.

Yours Obediently

Khalid Usman

Khalid Usman
Ex-WM Officer
Water Management

D



Page-15
Annexure-E
GOVERNMENT OF
KHYBER PAKHTUNKHWA
AGRICULTURE LIVESTOCK & COOPERATIVE
DEPARTMENT

NO.SOG(AD)/1-22/RTI-Act/2018-19
Dated Peshawar, the October 12, 2018

ATTESTED
Adam Khan
ADAM KHAN

To

Mr. Khalid Usman,
Mohallah Majeed Abad, Street No.14,
Bigli Ghar, Mardan.

SUBJECT:- **REQUEST FOR PROVISION OF DOCUMENTS.**

I am directed to refer to your application dated: Nil on the subject noted above and to enclose herewith the requisite information i.e. termination documents under RTI Act, 2013, for further necessary action.

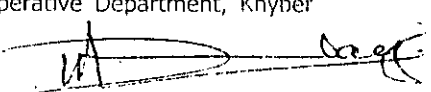
Encl: As above.


(DIL NAWAZ KHAN)
SECTION OFFICER (ADMN:)

Endst. of even No. & Date.

Copy forwarded to:-

1. The Chief Information Commissioner, 7th Floor, Tasneem Plaza, 6th Saddar Road, Peshawar Cantt, Khyber Pakhtunkhwa, Pakistan.
2. The Assistant Registrar, Right to Information Commission, Khyber Pakhtunkhwa, Peshawar.
3. P.S to Secretary Agriculture, Livestock and Cooperative Department, Khyber Pakhtunkhwa, Peshawar.
4. P.A to Deputy Secretary (Admn:), Agriculture, Livestock and Cooperative Department, Khyber Pakhtunkhwa, Peshawar.


SECTION OFFICER (ADMN:)

E

To

The Section Officer (Adm)
The Agriculture Deptt,
K.P, Peshawar.

Subject:- Termination order.

Sir,

Reference your letter dated 12-10-2018,
(received on 09-11-2018), on the above subject.

It is to inform you that the copy of final
termination order is still not supplied.

It is, therefore, requested that the copy of
the final termination order may be provided to
me.

Dated.10-11-2018.

Your's Obediently

Khalid Usman
(Khalid Usman)

Ex-W.M Officer
Water Management
Mohallah Majeed Abad
Bijli Ghar Mardan.

To

The Section Officer (Admn)
The Agriculture Deptt,
K.P, Peshawar.

Subject:- Termination order.

Sir,

Reference my application dated 10-11-2018.

The copy of the termination order is not provided to me.

It is, therefore, requested that the copy of the final termination order may be provided to me.

Dated.05-12-2018.

Your' s Obediently


(Khalid Usman)

Ex-W.M Officer

Water Management

Mohallah Majeed Abad

Bijli Ghar Mardan.

To

The Chief Secretary ,
The Province of KPK,
Peshawar.

ATTESTED
ADAM KHAN

Through Proper channel.

Subject: Representation against the order of The Secretary Agri; live-stock and Coop; Deptt, KP, Peshawar, contained in Endorsement No. SOG (AG)/Surplus pool/ OFWM/2016-17 dated 11.05.2017.

Sir,

With reference to the captioned order, whereby I am ordered to be removed from service W.e.f 20.09.2016 on the ground of alleged absence from duty.

Copy attached herewith.

It is submitted that the captioned letter was not conveyed to me.

I learnt about the order of my removal from service, when I contacted the office of The Secretary in connection with the non-remittance of my Salary to my Bank accounts and I was appraised about my removal from service verbally.

Yet, I was provided the copy of thereof on 15.04.2019.

It is submitted that the impugned order is incorrect, void and based on malice. Hence, the same is liable to be set-aside on the following amongst many other grounds.

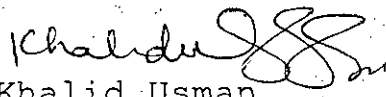
1. That I was appointed as water Management officer, in the Agri; Department, in 2004.
2. That my service along with other employees was declared surplus and they were placed in the surplus pool in the office of secretary Agriculture Deptt, K.P, Peshawar vide endorsement No. SOE (AD) /17-131/2014 dated 10.01.2013.

3. That our salaries were being remitted through bank.
4. That in the month of October 2018 ~~the~~ when I contacted the relevant bank branch for drawl of certain amount, it was learnt that my salary was not remitted to my bank account. Hence, I contacted the office of the secretary, where I learnt about my removal from service.
5. That the allegation of absence, leveled against me is incorrect and false.
6. That my service was not adjusted and being in surplus pool, I was awaiting my adjustment order. While, other similarly placed staff was posted under the Director General.
7. That I am condemned unheard, as no notice, charge-sheet or show cause notice was served upon me. Even no enquiry was conducted, before passing the impugned order.
8. That my service record is clean and unblemished through-out.
9. That I have not joined any other gainful employment.

It is prayed that on acceptance of this representation, setting aside the impugned order, I may be reinstated into service with back service benefits.

Dated. **12.05.2019.**

Your's obediently


Khalid Usman
Ex Water Management
Officer (Surplus pool),
The Agriculture Deptt,
KP Peshawar.

Address:- Street No.14, mohallah
Majeed Abad , Mardan.

Page - 21
VAKALAT NAMA

In the Court of Service Tribunal Peshawar.

Service Appeal No. _____ of 2009.

Khalid Usman

(Petitioner)
(Plaintiff)
(Appellant)

VERSUS

The Secy; etc;

(Respondent)
(Defendant)

I/We Khalid Usman the
above noted Appellant do

hereby appoint and constitute **Muhammad Adam Khan, Advocate Mardan** as Counsel in subject proceedings and authorize him to appear, plead etc., compromise, withdraw or refer to arbitration for me/us, as my/our Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate/Counsel at my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter.

Dated: - 02.09.2019.

ADAM KHAN
No. DC-09-0600
BADSHAH GUC
JILGOUARCA/MUDIST MARDAN
Office No. 0531/3013
Ex. No. 05/08/137
Phone No. 34405/2930
MARDAN
Date of Birth: 04/01/1975
Blood Group: A.S. VERVA
NIC No. 6102182615
PESHAWAR BAR COUNCIL

Khalid Usman
(Signature of Client)
(Khalid Usman)

Akram
Accepted

MUHAMMAD ADAM KHAN
B.A LLB Advocate
High Court Mardan

57
86

BEFORE THE PROVINCIAL SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA PESHAWAR

Service Appeal No. 1119/2019

1. Khalid Usman s/o Abdul Ghaffar Ex-Water Management Officer, Surplus Pool, the Agriculture Department, Khyber Pakhtunkhwa, Peshawar.

.....Appellant

VERSUS

- 1) The Secretary, The Agriculture department, Khyber Pakhtunkhwa Peshawar.
- 2) The Chief Secretary, Government of Khyber Pakhtunkhwa, Peshawar.
- 3) The Accountant General Khyber Pakhtunkhwa, Peshawar

.....Respondents

S. No	Documents	Annexure	Page
1	Comments	-	1-5
2	Affidavit	-	6
3	Copy of notification dated 10-01-2013	A	7-10
4	Copy of order dated 22-03-2012 of august Supreme Court of Pakistan	B	11-16
5	Copy of regularization notification dated 03-07-2013	C	17-18
6	Attachment notification dated 09-09-2016	D	19
7	Copy of Office Order dated 20-09-2016	E	20-21
8	Copy of District Officer OFWM Nowshera letter dated 20-10-2016	F	22
9	Absent report dated 04-11-2016	G	23
10	Absence Notice dated 16-11-2016	H	24
11	Report of the DO OFWM Nowshera dated 21-11-2016	I	25
12	Report of DO OFWM Nowshera dated 28-11-2016	J	26
13	Letter dated 27-12-2016 to Information department for publishing of absence notice	K	27
14	Copy of absence notice published in Daily Mashriq dated 03-01-2016	L	28
15	Termination order dated 31-05-2017	M	29
16	Request of appellant under RTI Act.	N	30-35

[Signature]
DEPONENT

CNIC. 17201-2117759

03009338869

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. 1119/2019

1. Khalid Usman s/o Abdul Ghaffar Ex-Water Management Officer, Surplus Pool, the Agriculture Department, Khyber Pakhtunkhwa, Peshawar.

.....**Appellant**

VERSUS

- 1) The Secretary, The Agriculture department, Khyber Pakhtunkhwa Peshawar.
- 2) The Chief Secretary, Government of Khyber Pakhtunkhwa, Peshawar.
- 3) The Accountant General Khyber Pakhtunkhwa, Peshawar

.....**Respondents**

JOINT COMMENTS ON BEHALF OF RESPONDENTS

Respectfully Sheweth:

Preliminary objection

1. That the appellant has no cause of action.
2. That the appellant has no locus standi to file the present appeal.
3. That the instant appeal is premature.
4. That due to concealment of material facts the present appeal is liable to be dismissed.
5. That the appeal is badly time bared.
6. That the appellant remained abroad during the absence period and now he claims undue benefits through the instant appeal.

COMMENTS

1. That the appellant Mr. Khalid Usman was initially recruited as Water Management Officer (BPS-17) in the project titled "National Program for Improvement / Lining of Water Courses (Khyber Pakhtunkhwa Component)" on contract basis as per terms and conditions specified for project posts. The contractual project service of the appellant was regularized vide notification dated 10-01-2013 in pursuance to

decision dated 22-03-2012 of august Supreme Court of Pakistan and placed in surplus pool created in office of the Secretary Agriculture due to non-availability of vacancies in On Farm Water Management department (Copy of notification & court decision attached **Annex-A & B**).

2. Correct to the extent that the appellant along with other were regularized in order of merit vide Government of Khyber Pakhtunkhwa Agriculture, Livestock & Coop: Department notification dated 03-07-2013 (**Annex-C**).
3. Pertains to record hence need no comments.
4. That after regularization while performing duty in Surplus Pool, the competent authority placed the services of the appellant along with others at the disposal of Director General On Farm Water Management Khyber Pakhtunkhwa on attachment basis to ensure proper utilization of their services vide notification dated 09-09-2016 (Copy attached **Annex-D**).

Subsequently, the Director General On Farm Water Management vide order dated 20-09-2016 placed the services of the appellant at the disposal of the District Officer On Farm Water Management Nowshera (**Annex-E**). But the appellant did not report at the place of his duty which was communicated by the District Officer OFWM Nowshera vide his letter dated 20-10-2016 (Copy attached **Annex-F**).

Accordingly, the Director General On Farm Water Management communicated absence of the appellant to the Administrative Agriculture Department vide his letter dated 04-11-2016 (**Annex-G**).

The appellant Khalid Usman was issued absence notice on his home address vide letter No. SOE(AD)17-131/2016 dated 16-11-2016 (Copy attached **Annex-H**) with the directions to report for duty within 15 days on receipt of the letter but the appellant did not join his duties.

The aforementioned letter was endorsed by the Director General On Farm Water Management to the District Officer OFWM Nowshera to report progress in the matter. The District Officer OFWM Nowshera vide letter dated 21-11-2016 (**Annex-I**) reported that the appellant

had not reported till then.

The report of the District Officer OFWM Nowshera was also forwarded to the Administrative Agriculture Department vide letter dated 28-11-2016 (**Annex-J**).

The appellant neither joined duty nor responded to the absence notice then after the period of more than three months, the Information Department was requested vide letter No. SOE(AD)/17-131/2016 dated 27-12-2016 to publish absence notice in the name of the appellant Khalid Usman (Copy attached **Annex-K**).

In pursuance to the aforementioned request, a notice was published in the daily Mashriq on 03-01-2017 in the name of the appellant Khalid Usman asking him to join his duties within 15 days of the publication of the notice failing which he will be proceeded against under Govt. of Khyber Pakhtunkhwa (E&D) Rules 2011 which can lead to his removal from service (Copy of published absence notice attached **Annex-L**).

But the appellant did not report for duty till 31-05-2017. Consequently, the Competent Authority ordered the removal from Government Service of the appellant Mr. Khalid Usman on account of his willful absence (copy of termination order attached **Annex-M**).

Therefore, the plea of the appellant for non-remittance of his salary while checking his account in October, 2018 is out of place & exaggeration on his part.

5. Incorrect, the appellant removal from service was made after fulfillment of all codal formalities on the basis of his willful absence from duty without any information / permission.

Moreover, the appellant did not respond to the notices served upon him which shows his willful absence from duty.

6. Incorrect, the plea of the appellant that he was procured copy of the impugned order on 15-04-2019 is out of place and exaggerated as copy of termination order dated 31-05-2017 was endorsed to the appellant as mentioned at S.No. 04 (officer concerned) in the said order.

Moreover, copy of the same order was also provided to the appellant vide letter dated 12-10-2018 under RTI Act (copy attached **Annex-N**).

7. In correct, the appellant never submitted any representation before the respondents.
8. As explained in Para-7 above.

Ground

- i. The plea of the appellant that the impugned order was not conveyed to him is out of place as being a government servant he was supposed to be present at his place of duty.
- ii. Incorrect, after regularization the competent authority in 2016 placed the services of the appellant along with others at the disposal of Director General On Farm Water Management Khyber Pakhtunkhwa for proper utilization of their services but the appellant remained absent and accordingly after fulfillment of all codal formalities, the services of the appellant were terminated accordingly. Therefore, the plea of the appellant is not justifiable and also not based on facts.
- iii. In correct & not admitted. The plea of the appellant is not based on facts as explained in Para-ii above.
- iv. Incorrect and not admitted. The process of termination of services of the appellant was made after fulfillment of all laid down formalities and no malafide intension was made in the same (**Annex-H & L**).
- v. Incorrect and not admitted. The appellant was treated according to the law & rules and no violation of rules made in the instant case.
- vi. Incorrect and not admitted as the appellant is concealing facts from this honourable Tribunal and try to mislead the Tribunal by his wrong statements.
- vii. Incorrect, the appellant remained absent from duty for more than 01 year, therefore, the pela is not based on facts and material being devoid of merits.
- viii. Incorrect and not admitted as the appellant was not taking interest in government duty as evident from his prolonged absence.

ix. The respondents also seek permission of this honourable Tribunal to submit further grounds during arguments.

Keeping in view the above facts, it is, therefore, humbly prayed that the instant Appeal may graciously be dismissed with cost on the appellant.



Secretary

Govt. of Khyber Pakhtunkhwa
Agriculture, Livestock & Coop: Deptt:
Peshawar
(Respondent No. 01)



Chief Secretary

Government of Khyber Pakhtunkhwa
(Respondent No. 02)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No.1119/2021

Khalid Usman

Appellant

V/S

Government of Khyber Pakhtunkhwa & Others.

Respondents

.....

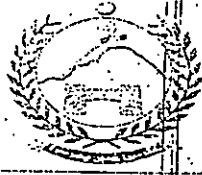
AUTHORITY LETTER

I, hereby authorize Mr. Rahat Shah, Account Officer (BPS-17) Office of the Director General On Farm Water Management Peshawar to attend the Khyber Pakhtunkhwa Service Tribunal Peshawar in the subject case on behalf of respondents till the decision of the case.



SECRETARY

Government of Khyber Pakhtunkhwa,
Agriculture, Livestock, Fisheries & Coop;
Department, Peshawar.



GOVERNMENT OF
KHYBER PAKHTUNKHWA
AGRICULTURE LIVESTOCK & COOPERATIVE
DEPARTMENT

Office Order

Consequent upon the judgments of the Hon'able Supreme Court of Pakistan in Civil Appeal No. 562-P to 571-P of 2011, 588-P of 2012, 589-P of 2011, 605-P of 2011, 55-P of 2012, 60-P of 2012 and judgment of Hon'able Peshawar High Court, Peshawar in Writ Petition No. 736-p/2012 and summary approved by the Chief Minister, Khyber Pakhtunkhwa, the competent authority is pleased to place the services of the following officers and officials (In order of merit) appointed on contract basis in the project "National Programme for Improvement of Watercourses in Pakistan (Khyber Pakhtunkhwa Component) in Surplus Pool in the office of Secretary Agriculture, Khyber Pakhtunkhwa with immediate effect. These posts shall automatically stand abolished after adjustment of the concerned officers and officials in order of merit/seniority maintained from the date of their initial appointment in the department:-

S/No	Name of Officers & Officials	Designation	Pay Scale
1.	Rafiq Ur Rahman	Water Management Officer	BS-17
2.	Faisal Younas Khan	Water Management Officer	BS-17
3.	Amir Hussain	Water Management Officer	BS-17
4.	Khalid Usman	Water Management Officer	BS-17
5.	Muhammad Tufail	Water Management Officer	BS-17
6.	Nisar Ahmad	Water Management Officer	BS-17
7.	Asma Ahmad	Water Management Officer	BS-17
8.	Muhammad Farooq	Water Management Officer	BS-17
9.	Wasimullah	Water Management Officer	BS-17
10.	Shahzad Iqbal	Water Management Officer	BS-17
11.	Muhammad Ud Din	Water Management Officer	BS-17
12.	Javed Akhtar	Water Management Officer	BS-17
13.	Tahir Khan	Water Management Officer	BS-17
14.	Qasim Ahmad	Water Management Officer	BS-17
15.	Khan Daraz	Water Management Officer	BS-17
16.	Munir Ahmad Khan	Water Management Officer	BS-17
17.	Muhammad Kamrullah	Water Management Officer	BS-17
18.	Saeed Shah	Water Management Officer	BS-17
19.	Qazi Shifa Ur Rahman	Water Management Officer	BS-17
20.	Fazal Sattar	Water Management Officer	BS-17
21.	Zulfiqar Ali Khan	Water Management Officer	BS-17
22.	Ahmad Khan	Water Management Officer	BS-17
23.	Ihsan Ullah Khan	Water Management Officer	BS-17
24.	Atta Ullah	Water Management Officer	BS-17
25.	Muhammad Idrees	Water Management Officer	BS-17
26.	Zia Ul Haq	Water Management Officer	BS-17
27.	Ahmad Ali	Water Management Officer	BS-17
28.	Muhammad Yaseen	Water Management Officer	BS-17
29.	Fazal Hussain	Water Management Officer	BS-17
30.	Nauman Adil	Water Management Officer	BS-17
31.	Ahmad Saeed	Water Management Officer	BS-17
32.	Hafizullah	Water Management Officer	BS-17
33.	Farmanullah	Water Management Officer	BS-17
34.	Salim Javed	Water Management Officer	BS-17
35.	Adam Khan	Water Management Officer	BS-17
36.	Fazal Sher	Water Management Officer	BS-17
37.	Salman Khan	Water Management Officer	BS-17
38.	Ayaz Ali	Water Management Officer	BS-17
39.	Naseeb Gul	Water Management Officer	BS-17
40.	Gulzari Lal	Water Management Officer	BS-17
41.	Afsar Shah	Sub Engineer	BS-11

42.	Ubaid-ur-Rehman	Sub Engineer	BS-11
43.	Muhammad Nawaz	Sub Engineer	BS-11
44.	Muhammad Riaz	Sub Engineer	BS-11
45.	Zarnast Khan	Sub Engineer	BS-11
46.	Mohd. Shabir Ahmad	Sub Engineer	BS-11
47.	Shahzad Ali	Sub Engineer	BS-11
48.	Naveed Hilal	Sub Engineer	BS-11
49.	Anwar Ali	Sub Engineer	BS-11
50.	Abdullah	Sub Engineer	BS-11
51.	Ahmad Ali	Sub Engineer	BS-11
52.	Nasir Khan	Sub Engineer	BS-11
53.	Shujaat Ali Khan	Sub Engineer	BS-11
54.	Asif Khan	Sub Engineer	BS-11
55.	Farhad Ali	Sub Engineer	BS-11
56.	Azain Mehboob	Sub Engineer	BS-11
57.	Mazhar Iqbal	Sub Engineer	BS-11
58.	Jamil Ahmad	Sub Engineer	BS-11
59.	Nasir Hussain Shah	Sub Engineer	BS-11
60.	Akhtar Munir	Sub Engineer	BS-11
61.	Muhammad Tariq	Sub Engineer	BS-11
62.	Muhammad Nacerh	Sub Engineer	BS-11
63.	Masood	Sub Engineer	BS-11
64.	Syed Asad Shah	Sub Engineer	BS-11
65.	Muhammad Asim	Sub Engineer	BS-11
66.	Mushtaq Ahmad	Sub Engineer	BS-11
67.	Abdul Salam	Sub Engineer	BS-11
68.	Muhammad Ashfaq	Sub Engineer	BS-11
69.	Gulistan Khan	Sub Engineer	BS-11
70.	Qazi Aziz-ur-Rehman	Sub Engineer	BS-11
71.	Farman Ali	Sub Engineer	BS-11
72.	Zahid Javed	Sub Engineer	BS-11
73.	Shahid Anjum	Sub Engineer	BS-11
74.	Sajjad Ahmad	Sub Engineer	BS-11
75.	Zia Ullah	Sub Engineer	BS-11
76.	Harinder Kumar	Sub Engineer	BS-11
77.	Farman Ali Shah	Sub Engineer	BS-11
78.	Shahid	Sub Engineer	BS-11
79.	Muht Niaz Khan	Sub Engineer	BS-11
80.	Fawad Ali	Sub Engineer	BS-11
81.	Javid Ali Khan	Sub Engineer	BS-11
82.	Rahim Badshah	Sub Engineer	BS-11
83.	Naveed Ahmad	Sub Engineer	BS-11
84.	Akhtar Ali	Sub Engineer	BS-11
85.	Mr. Abdul Subhan	Sub Engineer	BS-11
86.	Sher Shah	Sub Engineer	BS-11
87.	Bacha Ali	Sub Engineer	BS-11
88.	Iqbal Zeb	Sub Engineer	BS-11
89.	Faisal Hayat	Sub Engineer	BS-11
90.	Muhammad Asad	Sub Engineer	BS-11
91.	Fazl-ur-Rehman	Sub Engineer	BS-11
92.	Arif Khan	Sub Engineer	BS-11
93.	Shafiq-ur-Rehman	Sub Engineer	BS-11
94.	Muhammad Said	Sub Engineer	BS-11
95.	Muhammad Uzair	Sub Engineer	BS-11
96.	Khalid Mehmood	Sub Engineer	BS-11
97.	Liaqat Ali	Sub Engineer	BS-11
98.	Ifikhar Ahmad	Sub Engineer	BS-11
99.	M. Farooq	Field Assistant	BS-6
100.	Naveed Akbar	Field Assistant	BS-6
101.	Niaz Muhammad	Field Assistant	BS-6
102.	Hukam Khan	Rodman	BS-1
		Rodman	BS-1

103.	Shoukat Ali	Rodman	BS-1
104.	Rafiqullah	Rodman	BS-1
105.	Syed Mustafa Shah	Rodman	BS-1
106.	Babu Khan	Rodman	BS-1
107.	Khaista Gul	Rodman	BS-1
108.	Martuallah	Rodman	BS-1
109.	Abdul Hafeez	Rodman	BS-1
110.	Hamim	Rodman	BS-1
111.	Gull Shahzada	Rodman	BS-1
112.	Tal Muhammad	Rodman	BS-1
113.	Zalib-ul-Haq	Rodman	BS-1
114.	Fazal Rehman	Rodman	BS-1
115.	Niaz Muhammad	Rodman	BS-1
116.	Shams Ur Rehman	Rodman	BS-1
117.	Muhammad Saleem	Rodman	BS-1
118.	Muhammad Sajid	Rodman	BS-1
119.	Khalid Khan	Rodman	BS-1
120.	Muhammad Khurshid	Rodman	BS-1
121.	Khalid Mehmood	Rodman	BS-1
122.	Javed Rehman	Rodman	BS-1
123.	Shabeer Ahmed	Rodman	BS-1
124.	Jehangir Khan	Rodman	BS-1
125.	Muhammad Yousaf	Rodman	BS-1
126.	Muhammad Zahoor	Rodman	BS-1
127.	Muhammad Yasir	Rodman	BS-1
128.	Khan Afsar	Rodman	BS-1
129.	Ali Akhtar	Rodman	BS-1
130.	Sajid Ali	Rodman	BS-1
131.	Muhammad Zaroof	Rodman	BS-1
132.	Gul Nawaz	Rodman	BS-1
133.	Azhar Aqeel	Rodman	BS-1
134.	Murad Khan	Rodman	BS-1
135.	Syed Maqsood Shah	Rodman	BS-1
136.	Muhammad Jamil	Rodman	BS-1
137.	Muhammad Zakir	Rodman	BS-1
138.	Lal Rashid	Rodman	BS-1
139.	Noor Wali Khan	Rodman	BS-1
140.	Sherbaz	Rodman	BS-1
141.	Muhammad Ismail	Rodman	BS-1
142.	Muhammad Riaz	Rodman	BS-1
143.	Muhammad Naqab	Rodman	BS-1
144.	Ali Haider	Chowkidar	BS-1
145.	Shabeer Ahmed	Naib Qasid	BS-1
146.	Amjad Khan	Chowkidar	BS-1
147.	Haroon-ur-Rashid	Chowkidar	BS-1
148.	Muhammad Nawaz	Chowkidar	BS-1
149.	Muhammad Shoab	Naib Qasid	BS-1
150.	Pir Gulab	Naib Qasid	BS-1
151.	Baharas Khan	Naib Qasid	BS-1
152.	Bibi Nasreen	Sweeper	BS-1
153.	Mishtaq Ahmed	Sweeper	BS-1
154.	Ibrahim	Sweeper	BS-1

Sd/-xxx

SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA
 AGRIL, LIVE STOCK & COOP. DEPTT.

Endst. No.SOE(AD)/17-131/2004.

Dated the Peshawar 10th January, 2013

Copy forwarded for information and necessary action to:-

1. Registrar Hon' able Peshawar High Court, Peshawar.
2. The Director General, On Farm Water Management, Khyber Pakhtunkhwa, Peshawar.
3. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
4. The Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
5. The PS to Chief Secretary, Khyber Pakhtunkhwa.
6. The Budget Officer, Government of Khyber Pakhtunkhwa Finance Department w/r to his letter No.BOVII/FD/2-3/SNE/2012-13 dated 18.10.2012.
7. All District/Agency Accounts Officers in Khyber Pakhtunkhwa.
8. The Manager, Government Printing Press, Peshawar.
9. Officers/Officials Concerned.
10. PS to Minister Agriculture, Khyber Pakhtunkhwa, Peshawar.
11. PS to Secretary to Government of Khyber Pakhtunkhwa, Establishment Department.
12. PS to Secretary Agriculture, Live Stock and Cooperative Department.
13. PS to Secretary to Government of Khyber Pakhtunkhwa, Law, Parliamentary Affairs and Human Rights Department.
14. Master file.

(MUHAMMAD SHERAZ)
SECTION OFFICER-ESTT:

IN THE SUPREME COURT OF PAKISTAN
(Appellate Jurisdiction)

Present

Mr. Justice Iftikhar Muhammad Chaudhry, HCJ
Mr. Justice Khilji Arif Hussain
Mr. Justice Tariq Parvez

CIVIL PETITION NOS. 562-P to 571-P, 588-P to 589-P, 605-P to 608-P OF 2011, 55-P & 56-P and 60-P OF 2012

(On appeal from the judgments dated 15.09.2011, 08.12.2011, 07.12.2011 passed by Peshawar High Court, Peshawar in WP Nos. 360/2009, 121/2008, 345/2009, 1518-1519/2009, 1743 to 1744/2011, 1857-1859/2011, 1236/2011, 2877/2011, 2249/2011, 771/2010, 3157/2009, 3284/2010, 733/2011, 734/2011, 270/2010)

Government of KPK, Agriculture,
Livestock & Cooperatives Department, Peshawar & others
(in CPs 562-P & 563-P/2011)

Chief Secretary Govt. of KPK, Peshawar & others
(in CP 564-P/2011)

Secretary Govt. of KPK, Peshawar & others
(in CPs 565-P to 571-P/2011, 588-P to 589-P/2011, 605-P/2011, 55-P to 56-P/2012 and 60-P/2012)

Director Livestock Dairy Development, FATA & others
(in CP 606-P to 608-P/2011)

... Petitioners

VERSUS

Amir Hussain & others
(in CPs 562-P to 569-P/2011)

Muhammad Karimullah & another
(in CP 563-P/2011)

Muhammad Tufail
(in CP 564-P/2011)

Muhammad Farooq^{Khan} & others
(in CPs 565-P & 571-P/2011)

Qaish Ahmad
(in CP 566-P/2011)

Nisar Ahmad & others
(in CP 567-P/2011)

Faisal Younas Khan & others
(in CP 568-P/2011)

Amir Hussain & others
(in CPs 562-P & 563-P/2011)

Nomann Adil & others
(in CP 570-P/2011)

Naveed Ahmed & others
(in CP 588-P/2011)

Amjad Ali & others
(in CP 589-P/2011)

ATTESTED

Supdt
Supreme Court of Pakistan
ISLAMABAD

Sai An Javed & others
 (in CP605-P/2011)
 Noor Ali Khan & others
 (in CP606-P/2011)
 Muhammad Bashir & others
 (in CP607-P/2011)
 Asmatullah
 (in CP608-P/2011)
 Muhammad Shauq & others
 (in CP55-P/2012)
 Ahmed Saeed & others
 (in CP60-P/2012)

... Respondents

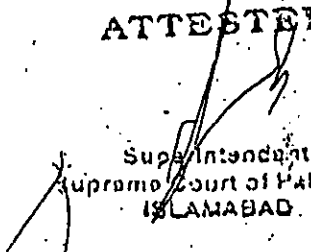
For the petitioners : Mr. Naveed Akhtar, Addl. AG.
 For the respondents : Mr. Rooh ul Amin, ASC.
 (in CPs 562-P to 571-P, 588-P to 589-P, 605-P/2011).
 Mr. Muhammad Ayub, ASC.
 Mr. Muhammad Tariq Khan, ASC.
 (in CPs 55-P to 56-P, 60-P/2012).
 Nemo.
 (in CPs 606-P to 608-P of 2011).

Date of hearing : 22.03.2012.

ORDER

TARIO PARVEZ, J. - Facts admitted from both the sides are that certain posts of Water Management Officers PBS-17 under the project "NWFP On-Farm Water Management Cooperation World Bank for the purpose of improving water courses in the Province of NWFP (Now Khyber Pakhtunkhwa)" were advertised to which respondents were selected. Their contracts have been extended from time to time which finally lasted up to 30th June, 2009. A summary was prepared and placed before the Chief Minister, KPK with the proposal that 275 posts may be created in the Water Management Department to accommodate the respondents. The posts so proposed were sanctioned. Meanwhile, Section 19 of the N.W.F.P. Civil

ATTESTED


 Superintendent
 Supreme Court of Pakistan
 ISLAMABAD.

Servants Act, 1973 was amended through N.W.F.P., Act No.IX of 2005 (Amendment Act, 2005). The respondents were considered to be project employees and not included as regular contract employees, therefore, their services were not regularized. Some of the colleagues of the respondents, feeling dissatisfied as their services were not regularized, approached the learned Peshawar High Court through Writ Petition No.1645 of 2007 which was decided on 22.12.2008. The petition was accepted and their services were regularized. The said order of the learned Peshawar High Court in Writ Petition was challenged before this Court by filing Civil Petition Nos.834, 835, 836 and 837 of 2010 in which services of their colleagues were regularized.

The respondents were expecting their appointments against 275 regular posts but they were ignored whereas certain contract employees of different projects were adjusted against some of those posts.

2. In the present petitions the Government of KPK (petitioners herein) has challenged the consolidated judgment in Writ Petition No.360 of 2009, decided on 15.09.2011 whereby it has been directed in terms of para-26 of the judgment impugned to treat the respondents as regular permanent employees from the date the law came into force; the same para is reproduced herein below:-

"26. Accordingly, this and all the connected petitions, cited in the opening paragraph, are admitted and allowed and the respondents are issued a writ, directing them to treat the petitioners of this and of all the connected petitions as regular/permanent employees from the date the law

ATTESTED

Superintendent
Supreme Court of Pakistan
ISLAMABAD

came into force, as discussed above or from the date of officiating service as stated in the relevant provisions of law. Formal office order be immediately issued in this regard by the competent authorities in regard to the above legal position, the service books/record of all the petitioners be duly arranged and prepared, however, their inter se seniority be determined by the competent authorities in accordance with law and rules on the subject."

3. Learned counsel for the petitioners has argued that by virtue of Amendment Act, 2005 whereby Section 19 was amended, the contract employees were made regular, whereas under Section 3 of the NWFP (now KPK) Employees (Regularization of Services) Act, 2009, the services of the present respondents who were working on contract basis were to be regularized; but his contention is that although the learned High Court has not decided the validity of the Amendment Act, 2005 nor KPK Employees (Regularization of Services) Act, 2009 but the respondents cannot be regularized because whatever regular posts available with the Provincial Government, that have to be filled in on the basis of *inter se* merit of contractual employees. Learned counsel further states that in absence of any budgetary allocation and in absence of any sanctioned vacancy, the Provincial Government cannot be put under financial burden to adjust the respondents who were contract employees.

4. After hearing the learned counsel for the petitioners and learned counsel for some of the respondents, we find that the judgments of the learned Peshawar High Court impugned before us are not open to any exception. The laws on subject has been

ATTESTED

Superintendent
Supreme Court of Pakistan
ISLAMABAD

promulgated by the petitioners itself, one in the year 2005 by amending the NWFP Civil Servants Act, 1973 and the other by introducing the Regularization Act of 2009 where-under services of contract employees have been regularized. For the sake of convenience, the relevant provisions of the Amendment Act, IX of 2005 are reproduced herein below: -

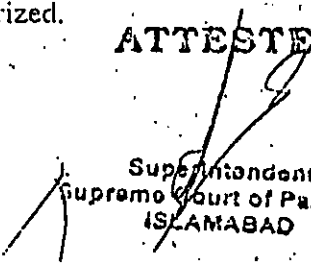
"19(1).....
19(2). A person though selected for appointment in the prescribed manner to a service or post on or after the 1st day of July, 2011, till the commencement of the said Act but appointed on contract basis, shall, with effect from the commencement of the said Act, be deemed to have been appointed on regular basis. All such persons and the persons appointed on regular basis to a service or post in the prescribed manner after the commencement of the said Act, shall, for all intents and purposes be civil servants, except for the purpose of pension or gratuity. Such a civil servant shall, in lieu of pension and gratuity, be entitled to receive such amount contributed by him towards the Contributory Provident Fund, alongwith the contributions made by Government to his account in the said fund, in the prescribed manner."

Similarly, Section 3 of the Regularization Act, 2009 reads as under: -

"3. Regularization of services of certain employees. - All employees including recommendees of the High Court appointed on contract or adhoc basis and holding that post on 31st December, 2008 or till the commencement of this Act shall be deemed to have been validly appointed on regular basis having the same qualification and experience for a regular post;
Provided that the service promotion quota of all service cadres shall not be affected."

5. In above view of the matter, we find that under the Regularization Act, 2009, the services of all the persons appointed on contract were regularized.

ATTESTED


Superintendent
Supreme Court of Pakistan
ISLAMABAD

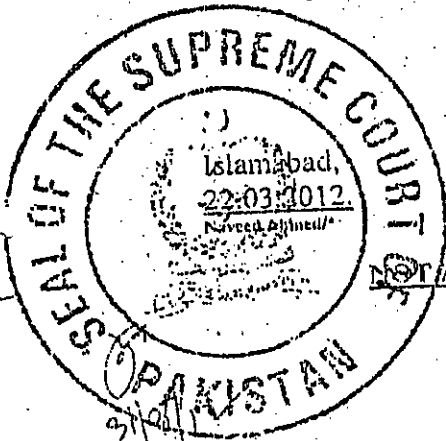
6. In view of the fact that validity of the law is not in question and when undisputedly and admittedly the respondents were appointed in the prescribed manner though on contract basis but they otherwise fulfilled the requirements of the Amendment Act, 2005 as well as Regularization Act, 2009, they were entitled to same and similar treatment as meted out to other similarly placed colleagues of the respondents. Objection that vacancies are not available would be invalid because it is within the power of the Provincial Government to create/sanction additional posts in order to accommodate its contractual employees and to give affect to the Amendment Act, 2005 and Regularization Act, 2009.

For the foregoing reasons, we find no force in these petitions, therefore, same are dismissed. Leave refused.

Sd/Justice Muhammad Chaudhry
 Sd/Khulji Arif Hussain,
 Sd/Tawid Parvez,

Certified to be True Copy

Superintendent
 Supreme Court of Pakistan
 ISLAMABAD



~~NOT APPROVED FOR REPORTING.~~

3366/12

SR No: _____
 Date of Presentation: 27.3.12
 No. of Words: _____
 No. of folios: _____
 Regulation Fee Rs: 5.00
 Copy Fee In: 11.75
 Court Fee stamps: 16.25
 Date of Completion of Copy: 3/4/12
 Date of delivery of Copy: 3-4-2012
 Compared by: _____
 Received by: _____



177

GOVERNMENT OF
KHYBER PAKHTUNKHWA
AGRICULTURE LIVESTOCK & COOPERATIVE
DEPARTMENT

Dated the Peshawar the 3rd July, 2013

Notification

No.SOE(AD)/17-131/2004

In continuation to this department Office Order of even number dated 10.01.2013, the competent authority is pleased to regularize the services of the following Water Management Officers (BS-17) (In order of merit) under Section-19 sub Section (2) of the Khyber Pakhtunkhwa Civil Servant (Amendment) Act, 2005 and Regularization Act, 2009 from the date of their initial appointment noted against each:-

S/No	Name of Officers	Date of initial appointment
1. ✓	Rafiq Ur Rahman	24.11.2004
2. ✓	Faisal Younas Khan	24.11.2004
3. ✓	Amir Hussain	24.11.2004
4.	Khalid Usman	24.11.2004
5. ✓	Muhammad Tufail	24.11.2004
6.	Nisar Ahmad	24.11.2004
7.	Asma Ahmad	24.11.2004
8. ✓	Muhammad Farooq	24.11.2004
9.	Waseemullah	24.11.2004
10. ✓	Shaheen Iqbal	24.11.2004
11.	Moeen Ud Din.	24.11.2004
12. ✓	Javed Akhtar	24.11.2004
13.	Tahir Khan	24.11.2004
14.	Qiyash Ahmad	24.11.2004
15.	Muhammad Shoaib	24.11.2004
16.	Khan Daraz	24.11.2004
17.	Muner Ahmad Khan	24.11.2004
18.	Muhammad Karimullah	24.11.2004
19.	Saeed Shah	24.11.2004
20.	Qazi Shifa Ur Rahman	24.11.2004
21.	Fazal Sattar	24.11.2004
22.	Zulfiqar Ali Khan	24.11.2004
23.	Aman Khan	24.11.2004
24.	Ihsan Ullah Khan	24.11.2004
25.	Atta Ullah	24.11.2004
26.	Muhammad Idrees	24.11.2004
27.	Zia Ul Haq	24.11.2004
28.	Amjad Ali	24.11.2004
29.	Niaz Ahmad	15.1.2005
30.	Mohammad Yaseen	4.2.2005
31.	Fazal Hussain	4.2.2005
32.	Nauman Adil	4.2.2005
33.	Ahmad Saeed	3.3.2005
34.	Hafeezullah	12.3.2007
35.	Farmanullah	12.3.2007
36.	Saleem Javed	12.3.2007
37.	Adam Khan	12.3.2007
38.	Fazal Sher	12.3.2007
39.	Salman Khan	12.3.2007
40.	Ayaz Ali	12.3.2007
41.	Naseeb Gul	12.3.2007
42.	Gulzari Lal	12.3.2007
43.	Muhammad Qasim	12.3.2007

For m/a

Ai
09-7-2013

Adm/Off

E. Asstt. Pl.

J
09-7-2013

2. Terms and Conditions of their regularization in service are as under:-

1. Their services will be considered regular and are entitled to General Provident Fund in such a manner and at such rates as may be prescribed by the Government under Khyber Pakhtunkhwa Civil Servants (Amendments) Act, 2013.
2. Their services will be liable to termination on one month's notice from either side. In case of resignation without notice, their two month's pay/allowances shall be forfeited to Government.
3. They will be governed under such rules and regulations as may be issued from time to time by the Government.
4. In case of misconduct, they will be proceeded against the Government Servants (Efficiency & Discipline) Rules, 2011 and the Rules framed from time to time.

Sd/xx
CHIEF SECRETARY

Endst. of even No. & Date.

Copy forwarded for information and necessary action to:-

1. Registrar Hon` able Peshawar High Court, Peshawar.
2. The Director General, On Farm Water Management, Khyber Pakhtunkhwa, Peshawar.
3. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
4. The Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
5. The PS to Chief Secretary, Khyber Pakhtunkhwa.
6. The Budget Officer, Government of Khyber Pakhtunkhwa Finance Department w/r to his letter No.BOVII/FD/2-3/SNE/2012-13 dated 18.10.2012.
7. All District/Agency Accounts Officers in Khyber Pakhtunkhwa.
8. The Manager, Government Printing Press, Peshawar.
9. Officers/Officials Concerned.
10. PS to Minister Agriculture, Khyber Pakhtunkhwa, Peshawar.
11. PS to Secretary to Government of Khyber Pakhtunkhwa, Establishment Department.
12. PS to Secretary Agriculture, Live Stock and Cooperative Department.
13. PS to Secretary to Government of Khyber Pakhtunkhwa, Law, Parliamentary Affairs and Human Rights Department.
14. Master file.

(MUHAMMAD SHERAZ)
SECTION OFFICER-ESTT:



GOVERNMENT OF KHYBER PAKHTUNKHWA
AGRICULTURE LIVESTOCK & COOPERATIVE
DEPARTMENT

Dated the Peshawar the September 09, 2016

NOTIFICATION

No.SOE(AD)/17-131/2004

In continuation of this department notification of even number dated 01.06.2016, in order to ensure proper utilization of the services of surplus pool employees, the competent authority is pleased to place the services of the following Assistant Directors/Water Management Officer (BS-17) O/o the Secretary Agriculture Livestock and Cooperative Department at the disposal of Directorate General, On Farm Water Management, Khyber Pakhtunkhwa on attachment basis as temporary arrangement with immediate effect till further orders subject to final verdict of the Hon'ble Supreme Court of Pakistan:-

S/No	Official Name	Designation	Pay scale
1.	Khalid Usman	Asstt. Director/Water Management Officer	BS-17
2.	Moeen ud din	Asstt. Director/Water Management Officer	BS-17
3.	Ahmad Saeed	Asstt. Director/Water Management Officer	BS-17
4.	Hafeezullah	Asstt. Director/Water Management Officer	BS-17
5.	Saleem Javed	Asstt. Director/Water Management Officer	BS-17
6.	Adam Khan	Asstt. Director/Water Management Officer	BS-17
7.	Fazal Sher	Asstt. Director/Water Management Officer	BS-17
8.	Salman Khan	Asstt. Director/Water Management Officer	BS-17
9.	Ayaz Ali	Asstt. Director/Water Management Officer	BS-17
10.	Naseeb Gul	Asstt. Director/Water Management Officer	BS-17
11.	Gulzari Lal	Asstt. Director/Water Management Officer	BS-17
12.	Muhammad Qasim	Asstt. Director/Water Management Officer	BS-17
13.	Qiaash Ahmad	Asstt. Director/Water Management Officer	BS-17
14.	Mrs. Asma Ahmad	Asstt. Director/Water Management Officer	BS-17
15.	Muhammad Farooq	Asstt. Director/Water Management Officer	BS-17
16.	Amjid Ali	Asstt. Director/Water Management Officer	BS-17
17.	Muhammad Idrees	Asstt. Director/Water Management Officer	BS-17
18.	Tahir Khan	Asstt. Director/Water Management Officer	BS-17
19.	Fazal Sattar	Asstt. Director/Water Management Officer	BS-17
20.	Niaz Ahmad	Asstt. Director/Water Management Officer	BS-17
21.	Muhammad Karimullah	Asstt. Director/Water Management Officer	BS-17
22.	Atta Ullah	Asstt. Director/Water Management Officer	BS-17
23.	Ehsanullah	Asstt. Director/Water Management Officer	BS-17
24.	Zulfiqar Ali Khan	Asstt. Director/Water Management Officer	BS-17
25.	Qazi Shifa-Ur-Rehman	Asstt. Director/Water Management Officer	BS-17

2. Furthermore, the Competent Authority is pleased to order the attachment of the following officers as under.

Sr.No.	Name of officers	From	To
1.	Mr. Farmanullah Water Management Officer (BS-17)	Surplus pool office of the Secretary Agriculture	Field Officer, Gomal Zam Dam, Command Area Development Project vice NO.2,
2.	Mr. Aman Khan Water Management Officer (BS-17)	Field Officer, Gomal Zam Dam, Command Area Development Project	Services placed at the disposal of Directorate General, On Farm Water Management, Khyber Pakhtunkhwa

Sd/x
SECRETARY AGRICULTURE

Enst. of even No. & Date:

Copy forwarded for information and necessary action to:-

1. The DG, On Farm Water Management, Khyber Pakhtunkhwa, Peshawar.
2. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
3. Officers Concerned.
4. PS to Minister Agriculture, Khyber Pakhtunkhwa, Peshawar.
5. PS to Secretary Agriculture, Live Stock and Cooperative Department.
6. PA to Additional Secretary Agriculture.
7. Master file.

(Dr. Mir Ahmad Khan)
SECTION OFFICER-ESTT:

Diary No.

3076-
20/9/16

E ASST:R-

20/9/016

DIRECTORATE GENERAL ON FARM WATER MANAGEMENT KHYBER PAKHTUNKHWA, PESHAWAR

OFFICE ORDER

In pursuance to the Government of Khyber Pakhtunkhwa, Agriculture, Livestock & Cooperative Department Peshawar Notification No. SOE(AD)/17-131/2004 dated 09/09/2016 the services of the following Assistant Directors/Water Management Officers (BS-17) o/o the Secretary Agriculture, Livestock & Coop: Deptt: placed at the disposal of this Directorate General on attachment basis as temporary arrangement are hereby ordered in the District Offices mentioned against each for utilization of their services with immediate effect in the interest of public Service.

S.No	Name of Officer	From	To
1	Mr. Khalid Usman Water Management Officer (BS-17)	Surplus pool o/o Secretary Government of Khyber Pakhtunkhwa, Agriculture, Livestock & Cooperative Department Peshawar	o/o District Officer On Farm Water Management Nowshera
2	Moeen-ud-Din Water Management Officer (BS-17)	-do-	o/o District Officer On Farm Water Management Chitral
3	Ahmad Saeed Water Management Officer (BS-17)	-do-	o/o District Director On Farm Water Management Haripur
4	Hafeezullah Water Management Officer (BS-17)	-do-	o/o District Director On Farm Water Management Mardan
5	Saleem Javed Water Management Officer (BS-17)	-do-	o/o District Officer On Farm Water Management Dir Lower
6	Adam Khan Water Management Officer (BS-17)	-do-	o/o District Officer On Farm Water Management Malakand
7	Fazal Sher Water Management Officer (BS-17)	-do-	o/o District Officer On Farm Water Management Kohat
8	Salman Khan Water Management Officer (BS-17)	-do-	o/o District Officer On Farm Water Management Shangla
9	Ayaz Ali Water Management Officer (BS-17)	-do-	o/o District Officer On Farm Water Management Swabi
10	Naseeb Gul Water Management Officer (BS-17)	-do-	o/o District Officer On Farm Water Management Malakand
11	Gulzari Lal Water Management Officer (BS-17)	-do-	o/o District Officer On Farm Water Management Buner
12	Muhammad Qasim Water Management Officer (BS-17)	-do-	o/o District Officer On Farm Water Management Abbottabad
13	Qiaash Ahmad Water Management Officer (BS-17)	-do-	o/o District Officer On Farm Water Management Swabi
14	Mrs. Asma Ahmad Water Management Officer (BS-17)	-do-	o/o Director General On Farm Water Management Khyber Peshawar
15	Muhammad Farooq Water Management Officer (BS-17)	-do-	o/o District Officer On Farm Water Management Swabi

Muhammad Asif

16	Amjad Ali Water Management Officer (BS-17)	-do-	o/o District Officer On Farm Water Management Malakand
17	Muhammad Idrees Water Management Officer (BS-17)	-do-	o/o District Officer On Farm Water Management Dir Lower
18	Tahir Khan Water Management Officer (BS-17)	-do-	o/o District Officer On Farm Water Management Shangla
19	Fazal Sattar Water Management Officer (BS-17)	-do-	o/o District Officer On Farm Water Management Dir Upper
20	Niaz Ahmad Water Management Officer (BS-17)	-do-	o/o District Officer On Farm Water Management Battagram
21	Muhammad Karimullah Water Management Officer (BS-17)	-do-	o/o District Officer On Farm Water Management Dir Lower
22	Atta Ullah Water Management Officer (BS-17)	-do-	o/o District Director On Farm Water Management Swat
23	Ehsanullah Water Management Officer (BS-17)	-do-	o/o District Officer On Farm Water Management Bannu
24	Zulfiqar Ali Khan Water Management Officer (BS-17)	-do-	o/o District Director On Farm Water Management Lakki Marwat
25	Qazi Shifa-ur-Rehman Water Management Officer (BS-17)	-do-	o/o District Director On Farm Water Management Peshawar
26	Mr. Aman Khan Water Management Officer (BS-17)	-do-	o/o District Officer On Farm Water Management Buner

Sd/

Director GeneralOn Farm Water Management
Khyber Pakhtunkhwa PeshawarNo. 4172 /DG/OFWM dated Peshawar the, 20/9/2016

Copy to the:-

1. Section Officer (Estt:) Government of Khyber Pakhtunkhwa, Agriculture, Livestock & Cooperative Department Peshawar with reference to his notification quoted above.
2. District Director On Farm Water Management Peshawar, Mardan, Swat & Lakki Marawat with the remarks to submit their arrival report and also submit monthly attendance/progress report regularly of above named officers attached with your respective offices.
3. District Officer On Farm Water Management Swabi, Bannu, Buner, Malakand, Dir Lower, Dir Upper, Chitral, Battagram, Shangla & Kohat with the remarks to submit their arrival report and also submit monthly attendance/progress report regularly of above named officers attached with your respective offices.
4. Officers concerned.

For information and further necessary action.

Director GeneralOn Farm Water Management
Khyber Pakhtunkhwa, Peshawar

171

OFFICE OF THE DISTRICT OFFICER ON FARM WATER MANAGEMENT
NOWSHERA.

No. 387

/DOWM/ dated Nowshera the.

20/10/2016

To

The Director General
On Farm Water Management,
Khyber pakhtunkhwa,
Peshawar.

Subject:-

OFFICE ORDER.

Memo:

Reference your office order No.4170 dated 20/9/2016.

Mr. Khalid Usman Water Management Officer has been adjusted on detail post w.e.f, 20/9/2016 but he has not submitted his arrival report for duty uptill now. Report is submitted for further n/ action please.

A.O for Mr.
Khalid Usman
21/10/2016

Distt: Officer,
On Farm Water Management,
Nowshera.

Diary No. 412-8
2-11-2016

773

**DIRECTORATE GENERAL ON FARM WATER MANAGEMENT
KHYBER PAKHTUNKHWA, PESHAWAR**

No. 4733 /DG/OFWM
To,

dated Peshawar the 4-11 /2016

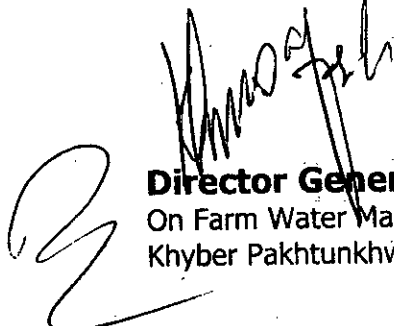
✓ The Section Officer (Estt:)
Govt. of Khyber Pakhtunkhwa
Agriculture, Livestock & Coop: Deptt:
Peshawar

Subject: - ABSENT FROM DUTY/ARRIVAL REPORT
Memo,

Reference your notification No. SOE(AD)/17-131/2004 dated 09/09/2016 and subsequent office order dated 20/09/2016 of Director General Water Management regarding adjustment of Surplus Pool Water Management Officer on attachment basis in various sub Offices of On Farm Water Management department .

District Officer OFWM Nowshera reported that Mr. Khalid Usman Water Management Officer adjusted on attachment basis in his office vide above noted office order has not submitted his arrival report for duty.

Report is therefore, submitted for further necessary action please.


Director General,
On Farm Water Management,
Khyber Pakhtunkhwa, Peshawar



GOVERNMENT OF KHYBER PAKHTUNKHWA
AGRICULTURE LIVESTOCK & COOPERATIVE
DEPARTMENT

243

NO.SOE(AD)17-131/2016
Dated Peshawar, the November 16, 2016

To

Mr.Khalid Usman,
Water Management Officer (BS-17),
O/o Director Officer, On Farm Water Management,
Nowshera

Mailing Address: Mr.Khalid Usman,
S/O Abdul Ghaffar,
Mohallah Majeed Abad, St#14
Bijli Ghar, Mardan

SUBJECT:- ABSENTEE NOTICE

I am directed to refer to the subject noted above and to state that it has been reported by the Director General, On Farm Water Management, Khyber Pakhtunkhwa Peshawar, that upon placement of your services at the disposal of Director General, OFWM vide Notification of this department even number dated 09.09.2016 and subsequent adjusted vide DG OFWM order dated 20.09.2016, you have not reported for duty and absented yourself from official duties without any reason/ permission of the competent authority.

You are therefore directed to report for duty within 15 days on receipt of this letter and explain the reasons for your willful absence from duty, failing which disciplinary action would be processed against you under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011.

Handwritten notes:
Nisemb
A.O for me
18/11/2016

(Dr. Mir Ahmad Khan)
SECTION OFFICER-ESTT:

Endst. of even No. & Date.

- Copy to the:
1. DG, OFWM, Khyber Pakhtunkhwa, Peshawar w/r to his letter No.4753 dated 4.11.2016 with request to furnish progress report in the matter so that necessary action as deemed proper could further be taken.
 2. P.S to Secretary Agriculture department.
 3. Master file.

E.A88tc:PR

Handwritten signature and date:
18/11/16

SECTION OFFICER-ESTT:

271

**OFFICE OF THE DISTRICT OFFICER WATER MANAGEMENT
NOWSHERA**

No. 442 DO/WM/Nowshera

Dated: 21/11/2016.

To

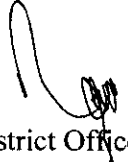
The Director General,
On-Farm Water Management Khyber Pakhtunkhwa,
Peshawar.

Subject: **ABSENTEE NOTICE**

Please ref; to section Officer Establishment letter No. SOE (AD) 17-131/2016 and your endorsement No. 4924/DG/OFWM dated 18/11/2016.

It is submitted for your kind information that Mr. Khalid Usman, Water Management Officer has so far not assumed his duties till to-date.

Report is submitted for your kind information and further necessary action please.


District Officer
OFWM Nowshera.

273

**DIRECTORATE GENERAL ON FARM WATER MANAGEMENT
KHYBER PAKHTUNKHWA, PESHAWAR**

No. 5039/DG/OFWM
To,

dated Peshawar the 28/11/2016


The Section Officer (Estt:)
Govt. of Khyber Pakhtunkhwa
Agriculture, Livestock & Coop: Deptt:
Peshawar

Subject: - ABSENT FROM DUTY/ARRIVAL REPORT
Memo,

Reference your letter No. SOE(AD)/17-131/2016 dated 16-11-2016 on the subject cited above addressed to Mr. Khalid Usman Water Management Officer (Surplus pool) and copy thereof endorsed to this office.

In this regard, it is stated that Mr. Khalid Usman WMO did not join/assume his duties up till now.

The report is therefore, submitted for appropriate necessary action please.


Director General,
On Farm Water Management
Khyber Pakhtunkhwa, Peshawar

CC:

District Officer On Farm Water Management Nowshera reference to his memo No. 424/DO WM/Nowshera dated 21/11/2016.



GOVERNMENT OF KHYBER PAKHTUNKHWA
AGRICULTURE LIVESTOCK & COOPERATIVE
DEPARTMENT

293

NO.SOE(AD)/17-131/2016
Dated Peshawar, the December 27, 2016

To

Director Information,
Khyber Pakhtunkhwa, Peshawar

SUBJECT:- ABSENTEE NOTICE

I am directed to enclose here with the absentee notice in English and Urdu (six copies each) in favour of Mr. Khalid Usman Water Management Officer (BS-17) O/o the District Officer, On Farm Water Management Officer of the Agriculture Department for publication in two leading Newspapers.

I am further directed to request to kindly furnish copies of both the press cutting to this department after publication, for further processing of the case at the earliest.

Encl: As Above

(Dr. Mir Ahmad Khan)
SECTION OFFICER-ESTT:

Endst. of given No. & Date.

- Copy to the:
- 1) DG OFWM, Khyber Pakhtunkhwa.
 - 2) P.S to Secretary Agriculture department.

SECTION OFFICER-ESTT:

A.O for me

[Signature]
20/12/2016

E. ASST. PR

[Signature]
29/12/2016

Diary No. 4465
Date: 29/12/2016
O/o P.S. to Secretary Agriculture Department
Khyber Pakhtunkhwa, Peshawar

Government of Khyber Pakhtunkhwa Education & Works Department for Pre-Qualification of Contractor

Director Dir Lower Government of Khyber Pakhtunkhwa invites application from eligible firms/contractors for the following works. They should be registered with Pakistan Engineering Council (PEC) in relevant category. Contractors should have adequate financial soundness, technical capabilities, equipment etc:

Sl. No.	Estimated Cost (Rupees)	Last Date Time for submission of application document
16-17 16 Secondary Schools in Khyber		23-01-2017
Govt. Girls Higher Secondary School in District IS Baraboty PK-97 (Civil work, Water Supply & including Internal Electrification)	76746000/-	
16-17 16 Secondary Schools in Khyber		23-01-2017
SS Manogay Balambat PK-94 (Civil work, Installation etc. including Internal)	781550000/-	-do-

Contractors should provide the following information with their application:-
1. Managerial staff Bio Data.
2. Completed works during last 5-years.
3. Nature completed works during last 5-years.
4. All T&P and Machinery.
5. Certificate issued by PEC in respective category duly renewed for current year and enlist in C&W Department.
6. Certificate issued by bank statement and auditor report for last 03-years.
7. Certificate issued in any Court Case with Department.
8. Certificate issued in Area office.
9. Documents which the interested firms may consider necessary to be considered.
10. Application should not be entertained. Application shall be entertained.
11. Information can be obtained from the concerned Sub Divisional officers of this office.
12. Documents can be obtained from the Office of C&W Division Dir Lower Phone No. 0945-9250078 during office hours on payment of Rs. 500/-

تصحیح ٹینڈر

مکلف وزارت پختونخوا حکومت پشاور میں چارج سپروائزر نے 22/12/2016 تک موصول ہونے والی تمام ٹینڈر کی ترمیم کی ہے۔
1۔ برائے ٹینڈر نمبر: 10/01/2017 کی اس سے پہلے فراہم کردہ مشہور ترانہ میں ترمیم کرنا ضروری ہے تاکہ اس کا یہ بائیل کے مطابق ہو سکے۔
2۔ برائے ٹینڈر نمبر: 10/01/2017 کی اس سے پہلے فراہم کردہ مشہور ترانہ میں ترمیم کرنا ضروری ہے تاکہ اس کا یہ بائیل کے مطابق ہو سکے۔
3۔ برائے ٹینڈر نمبر: 11-00-01 ہے۔ مقررہ عمل کے مطابق فراہم کرنا ضروری ہے۔

ڈویژنل ڈائریکٹر آف ایجوکیشن اور ٹیکنالوجی ڈویژن اسلام آباد
ڈویژنل ڈائریکٹر آف ایجوکیشن ڈویژن اسلام آباد

INF(P) 7665



حکومت خیبر پختونخوا محکمہ زراعت امور حیوانات وادارہ باہمی فوڈ فیڈر حاضری

ہر گاہ کہ آپ خالد عثمان واٹر جنٹنٹ آفیسر (گریڈ-17) آفس آف پبلیک ایڈمنسٹریشن اور واٹر جنٹنٹ لوشیز اور موٹورز 20 جنوری 2016 سے مسلسل ڈیوٹی سے فیر حاضر ہیں۔ آپ کو بذریعہ اخباری نوٹس مطلع کیا جاتا ہے کہ اس نوٹس کی اشاعت کے چندہ (15) دن کے اندر اندر آپ اپنی ڈیوٹی پر حاضر ہو جائیں اور اپنی فیر حاضری کی مستعمل دستاویزات بیان کریں بصورت دیگر آپ کے خلاف خیبر پختونخوا سرکاری ملازمین (کارروائی اور انضامی) قانون 2011 کے تحت یکطرفہ کارروائی عمل میں لائی جائے گی جس کے نتیجے میں آپ کو سرکاری ملازمت سے برخواست بھی کیا جاسکتا ہے۔

سیکشن آفیسر (اسٹیمینٹ)
محکمہ زراعت امور حیوانات وادارہ باہمی خیبر پختونخوا

Also available on INF(P) 7884
www.khyberpakhtunkhwa.gov.pk

MR. Rabbatullah
14/1/2017

http://www.dailymashriq.com.pk

پشاور میں گیس کی قلت
ساج اور شام کے اوقات میں تن سے پانچ گھنٹے گیس نہیں ہوتی، لوٹ پھار، شاہ آباد، شہر آباد، مشہوری، لاہوری، ٹوبائی گٹ، رنج، گیٹ اور پشاور، گورنمنٹ پشاور اور اس کے گردوں میں سبکی کی کمی ہے۔ گیس کمپنی کی طرف سے اس کی کوئی سہولت نہیں مل سکی۔ گیس کی قلت کے باعث شہر میں کئی کئی محلاتوں پر بجلی کی کٹاؤں ہو رہی ہیں۔ گیس کمپنی کے اوقات میں گیس کی فراہمی سبکی سے کی جاتی ہے۔

وکلاء مقدمات ملہوتی کرنے کی درخواستیں دینا
جسٹس ذوالکام مہیں بھی ہوتا ہے، گیس کی قلت کے باعث عدالتیں چلنے لگی ہیں۔ اسلام آباد (ان لائن) جسٹس پاکستان جسٹس ذوالکام مہیں گیس کی قلت کے باعث عدالتوں میں جھگڑا ہوتا ہے۔ کابینہ کورٹ میں مقدمات ملہوتی کرنے کی درخواستیں دینا ضروری ہے۔

اللہ ہی کیلئے ہیں مشرق و مغرب القرآن
DAILY MASHRIQ PESHAWAR
پشاور
عبدالرشید بان
سید تاج میر شاہ
روزنامہ
مشرق
مسلطہ اشاعت کے 50 سال
ABC CERTIFIED
پشاور اور اسلام آباد سبیک وقت شائع ہونے والا کثیر الاشاعت قومی اخبار
جلد 50
شمارہ 04
صفحہ 1438
03 جنوری 2017ء
20 بجے قیمت 13 روپے
شمارہ 134

نیک کرپشن کاربنیولوں کا سہولت کار ہے

اذا حائی سورہ کے کرپشن کاربنیولوں میں جاتا ہے اور حائی ارب والا پنی بارگین کر لیتا ہے، کسی بوسے آدی کو کیوں نہیں کھا جاتا، نیب اخبار میں کرپشن کاربوک اشہار کیوں نہیں شائع کروا دیتا؟ جسٹس حضرت نیا بارگین قانون نیب نہیں بنایا، ہم عدالتی تقریریں کرتے ہیں، ہر اسٹیج پر نیب، قانون کا خلا استعمال کر رہے ہیں، عدالتیں قلمباز ہو رہی ہیں، ججز کے ریکارڈس، جلی بائیں قانون پر...

اسلام آباد (ان لائن) سپریم کورٹ نے نیب کے رقم کی رضا کارانہ دہی سے حلق قانون پر حکومت کا موقف طلب کر لیا جس عدالت نے عدالتوں سے کرپشن کے خباثوں کا ہوتے کے بارے میں عدالتوں سے کہا کہ نیب کے کاربنیولوں کا سہولت کار ہے، جسٹس امر پنی معلوم کرنے کا...

راجل شریف 139 اسلامی ممالک کی اتحادی فورج کے ریشٹ گردی مختلف اسلامی ممالک کا قومی اتحاد ہے جسٹس ذوالکام مہیں گیس کی قلت کے باعث عدالتوں میں جھگڑا ہوتا ہے، کابینہ کورٹ میں مقدمات ملہوتی کرنے کی درخواستیں دینا ضروری ہے۔



GOVERNMENT OF
KHYBER PAKHTUNKHWA
AGRICULTURE LIVESTOCK & COOPERATIVE
DEPARTMENT

Dated Peshawar, the May 31, 2017

NOTIFICATION


No. SOG(AD)/Surplus Pool/OFWM/2016-17: The Competent Authority, in exercise of powers conferred on him under section-9 of the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011 is pleased to order the Removal from Government Service of Mr. Khalid Usman, Water Management Officer (BS-17) (Surplus Pool) office of the Secretary Agriculture, Livestock and Cooperative Department, Khyber Pakhtunkhwa on account of his willful absence from duty with effect from 20-09-2016 (i.e. the date of his absence from duty).

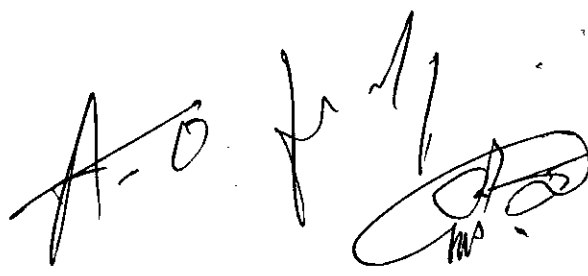
Sd/XX
SECRETARY AGRICULTURE
KHYBER PAKHTUNKHWA


Endst. of even No. & Date.

Copy for information and necessary action to:-

1. The Accountant General, Khyber Pakhtunkhwa, Peshawar. He is requested to recover the emoluments drawn by the above named officer concerned during his absence period with effect from 20-09-2016 to till date from his pension, etc.
2. The Director General, On Farm Water Management, Khyber Pakhtunkhwa, Peshawar.
3. The District Officer, On Farm Water Management, Nowshera.
4. Officer concerned.
5. P.S to Chief Secretary, Khyber Pakhtunkhwa, Peshawar.
6. P.S to Secretary Agriculture, Livestock and Cooperative Department, Khyber Pakhtunkhwa, Peshawar.
7. P.A to Deputy Secretary (Admn:), Agriculture, Livestock and Cooperative Department, Khyber Pakhtunkhwa, Peshawar.
8. The Accountant / Cashier, Agriculture, Livestock and Cooperative Department, Khyber Pakhtunkhwa, Peshawar.


12/9
(DIL NAWAZ KHAN)
SECTION OFFICER (ADMN:)



E. Asstt. Pl.

19/6/017

933
Diary No.
Dated 19/6/17
O/o Director General OFWM,
Khyber Pakhtunkhwa, Peshawar.



Page-15
GOVERNMENT OF
KHYBER PAKHTUNKHWA
AGRICULTURE LIVESTOCK & COOPERATIVE-
DEPARTMENT

NO.SOG(AD)/1-22/RTI-Act/2018-19
Dated Peshawar, the October 12, 2018

Annexure - E
ATTESTED
ADAM KHA

To

Mr. Khalid Usman,
Mohallah Majeed Abad, Street No.14,
Bigli Ghar, Mardan.

SUBJECT:- REQUEST FOR PROVISION OF DOCUMENTS.

I am directed to refer to your application dated: Nil on the subject noted above and to enclose herewith the requisite information i.e. termination documents under RTI Act, 2013, for further necessary action.

Encl: As above.

Encl. of even No. & Date.

Copy forwarded to:-

1. The Chief Information Commissioner, 7th Floor, Tasneem Plaza, 6th Saddar Road, Peshawar Cantt, Khyber Pakhtunkhwa, Pakistan.
2. The Assistant Registrar, Right to Information Commission, Khyber Pakhtunkhwa, Peshawar.
3. P.S to Secretary Agriculture, Livestock and Cooperative Department, Khyber Pakhtunkhwa, Peshawar.
4. P.A to Deputy Secretary (Admn:), Agriculture, Livestock and Cooperative Department, Khyber Pakhtunkhwa, Peshawar.

(DIL NAWAZ KHAN)
SECTION OFFICER (ADMN:)

SECTION OFFICER (ADMN:)

E

Page-16

Annexure - "F"
ATTESTE
ADAM KH

To

The Section Officer (Adm)
The Agriculture Deptt,
K.P, Peshawar.

Subject:- Termination order.

Sir,

Reference your letter dated 12-10-2018,
(received on 09-11-2018), on the above subject.

It is to inform you that the copy of final
termination order is still not supplied.

It is, therefore, requested that the copy of
the final termination order may be provided to
me.

Dated.10-11-2018.

Your's Obediently

Khalid Usman
(Khalid Usman)
Ex-W.M Officer
Water Management
Mohallah Majeed Abad
Bijli Ghar Mardan.

Page-17

Annexure - 9
Khalid Usman
2018/12/05

To

The Section Officer (Admn)
The Agriculture Deptt,
K.P, Peshawar.

Subject:- Termination order.

Sir,

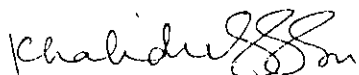
Reference my application dated 10-11-2018.

The copy of the termination order is not
provided to me.

It is, therefore, requested that the
copy of the final termination order may be
provided to me.

Dated.05-12-2018.

Your' s Obediently


(Khalid Usman)

Ex-W.M Officer

Water Management

Mohallah Majeed Abad

Bijli Ghar Mardan.

To

The Chief Secretary ,
The Province of KPK,
Peshawar.

ATTEST
ADAM K

Through Proper channel.

Subject: Representation against the order of The Secretary Agri; live-stock and Coop; Deptt, KP, Peshawar, contained in Endorsement No. SOG (AG)/Surplus pool/ OFWM/2016-17 dated 11.05.2017.

Sir,

With reference to the captioned order, whereby I am ordered to be removed from service W.e.f 20.09.2016 on the ground of alleged absence from duty.

Copy attached herewith.

It is submitted that the captioned letter was not conveyed to me.

I learnt about the order of my removal from service, when I contacted the office of The Secretary in connection with the non-remittance of my Salary to my Bank accounts and I was appraised about my removal from service verbally.

Yet, I was provided the copy of thereof on 15.04.2019.

It is submitted that the impugned order is incorrect, void and based on malice. Hence, the same is liable to be set-aside on the following amongst many other grounds.

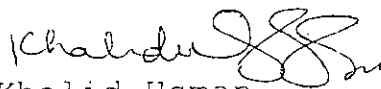
1. That I was appointed as water Management officer, in the Agri; Department, in 2004.
2. That my service along with other employees was declared surplus and they were placed in the surplus pool in the office of secretary Agriculture Deptt, K.P, Peshawar vide endorsement No. SOE(AD) /17-131/2014 dated 10.01.2013.

3. That our salaries were being remitted through bank.
4. That in the month of October 2018 ~~the~~ when I contacted the relevant bank branch for drawl of certain amount, it was learnt that my salary was not remitted to my bank account. Hence, I contacted the office of the secretary, where I learnt about my removal from service.
5. That the allegation of absence, leveled against me is incorrect and false.
6. That my service was not adjusted and being in surplus pool, I was awaiting my adjustment order. While, other similarly placed staff was posted under the Director General.
7. That I am condemned unheard, as no notice, charge-sheet or show cause notice was served upon me. Even no enquiry was conducted, before passing the impugned order.
8. That my service record is clean and unblemished through-out.
9. That I have not joined any other gainful employment.

It is prayed that on acceptance of this representation, setting aside the impugned order, I may be reinstated into service with back service benefits.

Dated. 12.05.2019.

Your's obediently


Khalid Usman
Ex Water Management
Officer. (Surplus pool),
The Agriculture Deptt,
KP Peshawar.

Address:- Street No.14, mohallah
Majeed Abad , Mardan.

ATTESTED
Adam Kha
ADAM KHA

No. 971 For Insured Rs. Ps.

RGL18472688

... case of uninsured letters of not more than the initial weight specified in the Post Office Guide or on which no acknowledgement is due.

Received a registered addressed to *Chief Secy* Date *10/10/20*

Initials of Receiving Office *Provinc* *Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before it when necessary.

Insured for Rs. *Provinc* (in words)

Insurance fee-Rs. Ps. *Postman 3/5*
Name and address of sender