

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. 319/2019

BEFORE: SALAH-UD-DIN --- MEMBER(J)
MIAN MUHAMMAD --- MEMBER(E)

Dr. Saeedur Rehman S/o Ghulam Rasool Khan EX Medical Civil
Hospital Takht-e-Nasrati District Karak..... (Appellant)

VERSUS

1. The Chief Secretary Government of Khyber Pakhtunkhwa, Civil Secretariat Peshawar.
2. The Secretary to Government of Khyber Pakhtunkhwa, Health Department, Civil Secretariat Peshawar.
3. Director General, Government of Khyber Pakhtunkhwa, Health Department, Civil Secretariat, Peshawar.(Respondents)

Present:

MR. NASIR MAHMOOD,
Advocate, --- For Appellant.

MR. NASEER-UD-DIN SHAH,
Assistant Advocate General --- For respondents.

Date of Institution ... 22.02.2019
Date of hearing ... 16.06.2022
Date of Decision ... 16.06.2022

JUDGEMENT.

MIAN MUHAMMAD, MEMBER(E):- The service appeal has been filed under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 against the impugned Notification dated 09.02.2015 whereby the appellant was removed from service and his departmental appeal there against submitted on 16.10.2015 was rejected and conveyed to him on 07.02.2019.

02. Brief facts leading to the institution of service appeal, are that the appellant appointed as Medical Officer on 14.04.1992, was on deputation with the government of Punjab since 16.03.1998. On repatriation by the

government of Punjab on 25.03.2016, the appellant came to know about the impugned Notification dated 09.02.2015 of his removal from service which was challenged through review petition on 01.04.2016. His review petition was finally decided and copy of its rejection endorsed to the appellant on 07.02.2019 whereafter he filed the service appeal on 22.02.2019.

03. Learned counsel for the appellant contended that the appellant was appointed as Medical Officer (BS-17) on 14.04.1992 and posted at BHU Shahidan Karak. His services were placed at the disposal of government of Punjab on deputation basis for three (03) years vide Notification dated 16.03.1998 which was further extended for two (02) years from 19.03.2001 to 18.03.2003 vide Notification dated 08.02.2001. When he was on deputation with the government of Punjab and his deputation period being extended, he was proceeded against for willful absence w.e.f. 19.03.2014 and removed from service vide impugned Notification dated 09.02.2015 despite the fact that his deputation period had lastly been extended for two (02) years vide order of health department government of Punjab dated 22.05.2014 i.e. w.e.f 19.03.2014. On his repatriation by the government of Punjab vide order dated 25.03.2016 and arrival in the province, the appellant came to know about the penalty of removal from service. He therefore, submitted review petition in parent department on 01.04.2016 which remained under process till 07.02.2019. It was further contended that the appellant had been on deputation to health department Punjab with the consent and approval of the parent department. The deputation period had been extended from time to time and he was performing duty with mutual consent of the borrowing and lending

department of the two governments when penalized vide the impugned Notification. The appellant has been condemned unheard without having afforded him any opportunity of personal hearing which is against the principle of audi alteram partem as well as violation of Article 4 and 25 of the constitution. The appellant has 24 years unblemished service record to his credit and the impugned Notification being unjust, unfair, illegal, passed on the back of appellant, is liable to be graciously set aside and the appellant be reinstated in service with all back benefits, he concluded.

04. Learned Assistant Advocate General, on the handed controverted assertion and arguments of the learned counsel for appellant mainly on the ground that the appellant was initially allowed on deputation for three (03) years vide Notification dated 16.03.1998 which was further extended for two (02) years from 19.03.2001 to 18.03.2003 vide Notification dated 08.02.2001. Thereafter, the government of Punjab granted extension in the deputation period from time to time till 18.03.2016 which was improper because the borrowing department can only grant NOC to the deputationist. He further contended that the appellant had been issued absence notice through registered letter on his home address and duly informed through press but he failed to respond. The impugned Notification of his removal from service is based on law and rules which has been issued after completion of all codal formalities. The service appeal being devoid of merit may therefore be dismissed with costs, he requested.

05. Perusal of the record reveals that services of the appellant were initially placed at the disposal of health department government of Punjab for three years vide Notification of the health department government of Khyber Pakhtunkhwa dated 16.03.1998 which was further extended for two


(02) years w.e.f. 19.03.2001 to 18.03.2003. In the meanwhile, the health department government of Khyber Pakhtunkhwa forwarded application of the appellant with NOC of the Provincial government for absorption of the appellant in the health department government of Punjab, on 27.02.2003 which does not seem to have been decided because his deputation period was lastly extended for further period of two (02) years w.e.f. 19.03.2014 vide order of the health department government of Punjab dated 22.05.2014. The respondent department, in Para 05 of reply/parawise comments has admitted extension in deputation period till 18.03.2016 meaning thereby that the parent department was very well in the loop and knowledge of the appellant being performing duty on deputation in Punjab. However, the appellant was removed from service for willful absence w.e.f. 19.03.2014 vide impugned Notification dated 09.02.2015 which is beyond comprehension. The health department government of Punjab repatriated the appellant on 25.03.2016 and in pursuance of that order, the appellant relinquished the charge in Punjab on 26.03.2016. He was also issued LPC by DAO Khanival on 02.04.2016. The appellant, on arrival in parent department, submitted review Petition to the Chief Minister Khyber Pakhtunkhwa through proper channel which took abnormal delay of 02 years, 10 months and 06 days between the Chief Minister Secretariat and health department despite the fact that the appellant had submitted his reply on 19.02.2018 in response to letter of Chief Minister Secretariat dated 14.02.2018. The department is therefore under obligation to take legal action against the delinquents.

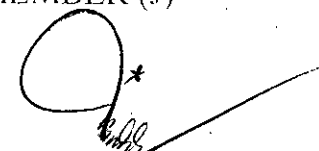
06. It is also a matter of record that the maximum period of deputation is five (05) years and on expiry of the said period on 18.03.2003,

the services of appellant on deputation to government of Punjab, should not have been left for indefinite period but recalled and repatriated to the parent department. So, being parent department of the appellant who was on the strength and establishment of the health department, it was very well in the knowledge of the department that the appellant was admittedly on deputation to the government of Punjab and the question of proceedings for willful absence against the appellant not only becomes irrelevant but illegal and untenable.

07. We have arrived at the conclusion that the proceedings against the appellant were conducted on his back and he was deprived of the fundamental right of personal hearing and the self defence to prove himself innocence. Having condemned unheard is against the cordinal principle of natural justice and audi alteram partem. The impugned order dated 09.02.2015 and order on his review petition dated 07.02.2019 are set aside. The appellant is reinstated in service with all back benefits. Parties are left to bear their own costs. File be consigned to the record room.

08. Pronounced in open court at Peshawar and given under our hands and seal of the Tribunal this 16th of June, 2022.


(SALAH-UD-DIN)
MEMBER (J)


(MIAN MUHAMMAD)
MEMBER (E)

ORDER

16.06.2022

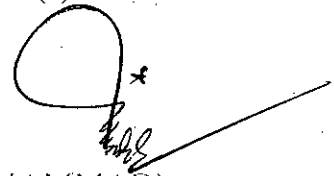
Learned counsel for the appellant present. Mr. Naseer-ud-Din Shah, Assistant Advocate General for the respondents present. Arguments heard and record perused.

02. Vide our detailed judgement of today separately placed on file containing (05) pages, we have arrived at the conclusion that the proceedings against the appellant were conducted on his back and he was deprived of the fundamental right of personal hearing and the self defence to prove himself innocence. Having condemned unheard is against the cordinal principle of natural justice and audi alteram partem. The impugned order dated 09.02.2015 and order on his review petition dated 07.02.2019 are set aside. The appellant is reinstated in service with all back benefits. Parties are left to bear their own costs. File be consigned to the record room.

03. Pronounced in open court at Peshawar and given under our hands and seal of the Tribunal this 16th of June, 2022.



(SALAH-UD-DIN)
MEMBER (J)




(MIAN MUHAMMAD)
MEMBER (E)

03.01.2022

Junior to counsel for the appellant and Mr. Asif Masood Ali Shah, DDA alongwith Nisar Ahmad, Assistant for the respondents present.

Former requests for adjournment due to engagement of learned senior counsel before the Honourable High Court. Request accorded. To come up for arguments on 28.02.2022 before the D.B.


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


Chairman

28-2-22

Due to Retirement of the Hon.ble
Chairman the case is adjourned
on 16-6-22.


Reader



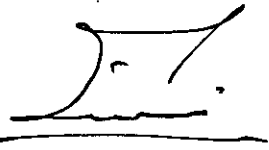
07.06.2021

Clerk of counsel for the appellant present. Mr. Kabirullah Khattak learned Additional Advocate General alongwith Hazrat Shah Superintend for the respondents present.

Clerk of counsel for the appellant sought adjournment on the ground that counsel for the appellant is not available today due to general strike on the call of Khyber Pakhtunkhwa Bar Council. Adjourned. To come up for arguments before the D.B on 04.10.2021.



(ATIQU UR REHMAN WAZIR)
MEMBER (E)

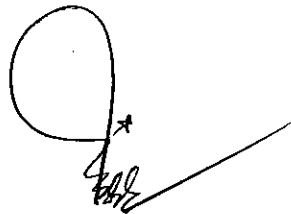


(SALAH-UD-DIN)
MEMBER(J)

04.10.2021

Clerk of learned counsel for the appellant present. Mr. Muhammad Rashid, DDA for respondents present.

Request has been made for adjournment on behalf of appellant with the reason that his counsel is away due to engagement before the august Supreme Court of Pakistan. Accorded. To come up for arguments on 03.01.2022 before the D.B.



(Mian Muhammad)
Member(E)



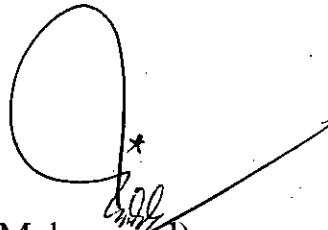
Chairman

04.01.2021

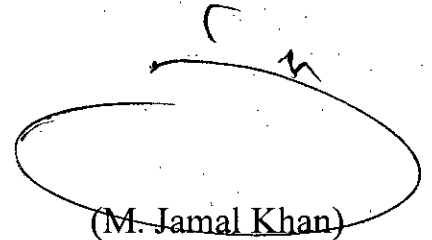
Appellant alongwith his counsel present. Addl: AG
alongwith Mr. Nisar Ahmad, Assistant for respondents present.

Representative of the respondents has submitted written
reply/comments which is placed on file. A copy of the same is
also handed over to the learned counsel for the appellant.

To come up for rejoinder and arguments on 04.03.2021
before D.B.



(Mian Muhammad)
Member(E)



(M. Jamal Khan)
Member(J)

04.03.2021

Due to COVID-19, the case is adjourned for the
same on 07.06.2021 before D.B



READER

10.06.2020

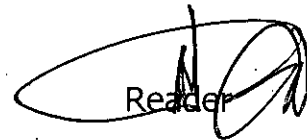
Bench is incomplete as one learned Member (J) is on leave. Therefore, the case is adjourned. To come up for the same on 24.08.2020 before D.B.



Reader

24.08.2020

Due to summer vacation case to come up for the same on 28.10.2020 before D.B.

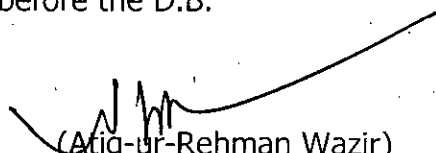


Reader

28.10.2020

Junior to counsel for the appellant and Addl. AG for the respondents present.

The Bar is observing general strike, therefore, the matter is adjourned to 04.01.2021 for further proceedings before the D.B.



(Atiq-ur-Rehman Wazir)
Member



Chairman

09.12.2019

Lawyers are on strike on the call of Khyber Pakhtunkhwa Bar Council. Adjourn. To come up for further proceedings/arguments on 17.01.2020 before D.B. Notice be issued to respondents and representative namely Saleem Javid Litigation Officer for the date fixed.


Member


Member

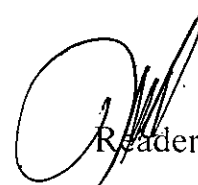
17.01.2020

Appellant in person present. Saleem Javid Litigation Officer representative of the respondent department present. Lawyers community is on strike on the call of Khyber Pakhtunkhwa Bar Council. Learned Member (Executive) is not available. Adjourned for 24.03.2020 before D.B.


Member

24.03.2020

Due to public holidays on account of Covid-19, the case is adjourned. To come up for the same on 10.06.2020 before D.B.


Reader

28.06.2019

Clerk of counsel for the appellant and Mr. Kabirullah Khattak, Additional AG ~~present~~ for the respondents present. Written reply on behalf of respondents not submitted. Learned Additional AG requested for further adjournment. Adjourned to 23.08.2019 for written reply/comments before S.B.



(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

23.08.2019

Counsel for the appellant and Addl. AG present. None is present as representative on behalf of the respondents.

Fresh notices be issued to the respondents for submission of written reply/comments on 23.09.2019 as a last chance.

Chairman 

23.09.2019

Junior counsel for the appellant and Mr. Kabirullah Khattak, Additional AG alongwith Mr. Saleem Javed, Litigation Officer for the respondents present.

Written reply/comments on behalf of respondents not submitted despite last chance. The appeal is posted for arguments before D.B to 09.11.2019.


CHAIRMAN 

27.03.2019

Appellant present. Learned counsel for the appellant present.
Preliminary arguments heard.

The appellant (Ex-MO) has filed the present service appeal against the order dated 09.02.2015 whereby major penalty of removal from service was imposed upon him on the ground of continued willful absence from duty. The appellant has also made impugned the order of Review/Appeal Authority, regarding rejection of his Review/Appeal, conveyed to the appellant vide order dated 07.02.2019.

Points urged need consideration. The appeal is admitted for regular hearing subject to all legal objections including the issue of limitation/maintainability. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for written reply/comments. To come up for written reply/comments on 13.05.2019 before S.B


Appellant Deposited
Security & Process Fee


Member

13.05.2019

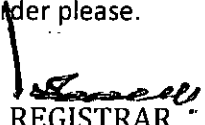

Learned counsel for the appellant present. Written reply not submitted. Hazrat Shah Superintendent representative of respondent department absent. He be summoned with direction to furnish written reply/comments. Adjourn. To come up for written reply/comments on 28.06.2019 before S.B.


Member

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 319/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	01/03/2019	<p style="text-align: center;">The appeal of Dr. Saeed-ur-Rehman resubmitted today by Mr. Nasir Mehmood 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-	11/03/19	<p style="text-align: center;">This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>27/03/19</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>

The appeal of Dr. Saeed-ur-Rehman Ex-Medical Officer Civil Hospital Takht-e-Nasrati District Karak received today by i.e. on 22.02.2019 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Annexure-G of the appeal is illegible which may be replaced by legible/better one.
- 2- Annexures of the appeal may be attested.

No. 327 /S.T,

Dt. 22/2 /2019


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Nasir Mehmood Adv. Pesh.

*Resubmitted After doing
the need full.*



01/03/2019

BEFORE THE SERVICE TRIBUNAL KPK, PESHAWAR

IN RE; Service Appeal NO....319.....\2019

Dr. Saeedur Rehman S/o Ghulam Rasool Khan

.....Appellant

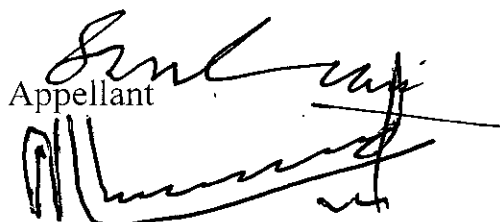
Versus

The Chief Secretary Govt of Khyber Pakhtunkhwa, Civil Secretariat
Peshawar and others.....Respondents

INDEX

s.no.	Description of Documents	Annexure	Pages
1.	Grounds of Appeal		1-4
2.	Appointment order	A	5-10
3.	Copy of NOC	B	11
4.	Notification dated 16.03.1998	C	12
5.	Notification dated 08.02.2001	D	13
6.	Order dated 27.02.2003	E	14
7.	Order dated 22.5.2014	F	15
8.	Order dated 09.02.2015	G	16-18
9.	Repatriation order dated 25.3.2016	H	19
10.	Charge relinquishing report	I	20
11.	LPC	J	21
12.	Review/Appeal	K	22-23
13.	Letter dated 14.02.2018	L	24
14.	Reply	M	25
15.	Rejection order dated 09.7.2019	N	26
16.	Wakalatnama		

Through


Appellant

Nasir Mahmood Advocate,
Supreme Court of Pakistan
13-D Haroon Mansion Peshawar.

1

BEFORE THE SERVICE TRIBUNAL KPK, PESHAWAR

Khyber Pakhtunkhwa
Service Tribunal

IN RE; Service Appeal NO.....319...../2019

Diary No. 268

Dated 22/2/2019

Dr. Saeedur Rehman S/o Ghulam Rasool Khan Ex Medical Civil Hospital
Takht-e-Nasrati Distt Karak.....Appellant

Versus

1. The Chief Secretary Govt of Khyber Pakhtunkhwa, Civil Secretariat Peshawar.
2. The Secretary to Govt of Khyber Pakhtunkhwa, Health Department, Civil Secretariat Peshawar
3. Director General, Govt. of Khyber Pakhtunkhwa, Health Department, Civil Secretariat, Peshawar.....Respondents

Service Appeal U\Section 4 of the KPK Service Tribunal Act, 1974 against the non-action on the departmental appeal which was entertained on 16.10.2015 which was rejected and conveyed to the appellant on 07.02.2019 filed against the Notification dated 09.02.2015 through which appellant was removed from service hence the instant appeal.

Prayer in Appeal; To set-aside the Notification dated 09.02.2015 and appellant may kindly be reinstated in service with all back benefits.

Respectfully Sheweth;

1. That the appellant was appointed as Medical Officer in Health Deptt vide the Notification No.S.O.H.IV89/70, dated 14.04.1992 and was posted in BHU, Shaheedan Karak. Copy of the order is attached as annexure-A.
2. That later on appellant applied for deputation to the Respondent No.2 who in consultation with S&GAD Deptt, Govt of KPK was pleased to place the services of the appellant at the disposal of Govt of Punjab Health Department. Copy of the NOC dated 16.03.1998 and Notification dated 16.03.1998 is attached as Annexure-B & C.
3. That the appellant deputation period was further extended from 19.02.2001 to 18.03.2003, through Notification dated 08.02.2001. Copy of the notification is attached as Annexure-D.
4. That the appellant deputation period was time and again extended and he applied to the Govt of KPK for permanent absorption in Health Deptt of Govt of Punjab and Govt of KPK was gracious enough to have issued NOC for permanent absorption in Health Deptt of Govt of Punjab. Copy of the order is attached as Annexure-E.

Filed to-day

Registrar

22/2/19

Re-submitted to-day
and filed.

Registrar

13/19

5. That the appellant was not absorbed by the Govt of Punjab however his deputation period was time and again extended and lastly through notification dated 22.05.2014 his deputation period was extended with effect from 19.03.2014 to 19.03.2016 for two years. Copy of the order is attached as Annexure-F.
6. That under the law and it is also clear from the order dated 22.4.2014 issued by Govt of Punjab Health Deptt that the copy of the order was addressed and sent to respondent No.2 for placing the same in his personal file but it appears that the same was not placed in the personal file of the appellant therefore disciplinary proceedings were initiated against the appellant alongwith other doctors and consequently appellant was removed from service through notification dated 09.02.2015. Copy of the notification is attached Annexure-G.
7. That when the deputation period of the appellant expired on 19.03.2016 then through order dated 25.03.2016 his services were repatriated to Govt of KPK, Health Deptt. Copies of the repatriation order, charge relinquishing report and LPC are attached herewith as Annexure-H, I & J respectively.
8. That when appellant approached the Govt of KPK, Health Deptt then it revealed upon the appellant that he has been removed from service during his deputation period therefore; the appellant filed departmental appeal which was processed between the different departments of the provincial Govt. i.e. Health Deptt, Establishment Deptt and Chief Minister Secretariat. Copy of the Department appeal is attached as Annexure-K.
9. That through letter dated 14.02.2018 appellant was asked that your appeal for reinstatement into service was returned by the Establishment Deptt with the observation that deputation period beyond five years is not covered under the rules, therefore, you should give reply to justify your deputation which was accordingly replied by the appellant. Copy of the letter dated 14.02.2018 and reply of the appellant is attached herewith as Annexure-L & M respectively.
10. That through letter dated 07.02.2019 appellant was informed that the competent authority has regretted your review/appeal regarding reinstatement of the appellant in service hence this appeal inter alia on the following grounds. Copy of the letter is attached herewith as Annexure-N.

Grounds

- A. That the respondent has not treated the Appellant in accordance with law and rules on the subject and acted in violation of article-4 and 25 of the constitution of Islamic republic of Pakistan, 1973 and unlawfully not reinstated the appellant in service which is unjust, unfair hence not sustainable in the eye of law.
- B. That at the time of removal from his service the appellant was performing duties with a mutual consent of the both the landing and borrowing Govt Deptt but the landing department has initiated disciplinary proceeding against the appellant at his back therefore the appellant was condemned unheard thus the impugned order is liable to be set aside on this score alone.
- C. That the respondent has violated the golden principle of *audi alteram partem* by not giving him any opportunity of hearing and removing him from his service at his back while he was performing his duties with the consent of the respondent because the last order for extension of the deputation period of the appellant was duly communicated to the respondents.
- D. That the respondents fell into error by initiating disciplinary proceeding against the appellant alongwith other doctors while the case of appellant was distinguishable because the appellant was not absent from duties.
- E. That the appellant was having 23/24 years of services to his credit but the respondents without looking into the unblemished record of the appellant imposed major penalty of removal from service which is absolutely illegal and the respondents could have passed order for compulsory retirement from service of the appellant.
- F. That according to law before passing any adverse order against the appellant the respondents should have approached the Govt of Punjab Health Department for his earlier repatriation but they have hastily and hurriedly passed the impugned order at the back of the appellant which is liable to be set aside.


4

G. That the appellant has been discriminated because the respondents have reinstated in service their blue eyed who are mentioned at S. No.9 & 15 of the termination order dated 09.02.2015 while the appellant is having good case as against those of the doctors mentioned at S.No.9 & 15 of the termination order.

It is therefore respectfully prayed that on acceptance of this appeal prayer sought in the heading of the appeal may be allowed in favor of the appellant.

Any other remedy not specifically asked for but appropriate in the circumstances of the case may also be awarded to the appellant.

Through


Appellant

Nasir Mahmood, Advocate,
Supreme Court of Pakistan
13-D Haroon Mansion Peshawar.

Affidavit

I, do hereby declare, and affirm on oath that the contents of the appeal are true and correct to the best my knowledge and belief and nothing has been concealed from this hon'ble tribunal.


Deponent

NOTIFICATION.

No.S.O.H.IV89/70. On the recommendation of the N.W.F.P.S.C. the Governor, North-West Frontier Province is pleased to appoint the following candidates as Medical Officer (BS-17) in the Health Department on the usual terms and conditions on regular basis with immediate effect:-

SR: Name of Doctor with Father's
NO: Name.

1. Dr Zakaullah Khan S/O Juna Khan.
2. Dr Muhammad Naeem Khan S/C Raza Khan.
3. Dr Qaisar Inayat S/O Hafiz Inayat.
4. Dr Waqar Ahmad S/C Rafiq Ahmad.
5. Dr Amanullah S/O Sobat Khan.
6. Dr Naseemul Haq S/O Shamsul Haq.
7. Dr Muhammad Ilyas Saddiqui S/O Khawaja M. Rafiq.
8. Dr Iqbal Muhammad S/O Sner Mohammad.
9. Dr Naseer Ahmad S/O Hazrat Bilal.
10. Dr Sajjad Ahmad S/O Aminul Haq.
11. Dr Ihsanul Haque S/O Aminul Haq.
12. Dr Ikramullah Khalil S/O H. Sharif.
13. Dr Liaqat Ali Shah S/O Rehmat Gul.
14. Dr Muhammad Salim S/O Ghulam Muhammad (Passed Part I)
15. Dr Abdul Ghafoor S/O Abdul Hameed.
16. Dr Gul Manshaq S/O Sarab Gul.
17. Dr Imran Haqat Fasha S/O M. Harif Qureshi.
18. Dr Iqbal Khalid Iqbal S/O Abdul Ali.
19. Dr Liaqat Ali S/O Haji Mirghazan Khan.
20. Dr Jehanzeb Khan S/O Iqbal Khan.
21. Dr Muhammad Ismail Khan S/O Sherin Khan.
22. Dr Asgharullah Khan S/O Saeedullah Khan.
23. Dr Javed Iqbal S/O M. Khan.
24. Dr Jamil S/O Muhammad Hashim.
25. Dr Muhammad Maqam Khan S/O M. Yousaf Khan.
26. Dr Kiranattullah Khan S/O Nasrullah.
27. Dr Kusarat Ali S/O Hashmat Ali.
28. Dr Sher Khan Muhammad Khalid S/O Sh. Safi ur Rehman.
29. Dr Zar Sher S/O Novshad
30. Dr Falak Naz S/O Muhammad
31. Dr Faqirullah S/O Masud
32.
33. Dr Fazli Maula S/O Abdull
34. Dr Syed Jaffar Hussain S/
35. Dr Miraj Khan S/O Sher Mu
36. Dr Ali Gohar Khan S/O Bada
37. Dr Rehan Yousaf S/O Fazli
38. Dr Mujeebur Rehman S/O Ob
39. Dr Rizwanullah S/O Muham
40. Dr Bashir Hussain S/C Fara
41. Dr Muhammad Saleem S/C Mu
42. Dr Shaikat Sohail S/O Faza
43. Dr Sahibzada Taimur Yaqub
44. Dr Mushtaq Ahmad S/O Fida
45. Dr Muhammad Siyar S/O Abdul
46. Dr Inshallah Khan S/O Muzaf
47. Dr M. Riazuddin Ghorri S/O
48. Dr Umar Flitab S/O Sher Af
49. Dr Muhammad Arif S/O Tor K
50. Dr Muhammad Iqbal S/O Talib

Blank....
M. Sharif.
Khan.
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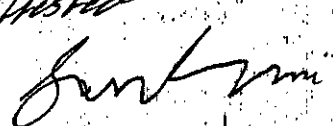
Attested
Sint...

6

- 51. Dr Naseerud Din Mian S/O Zamiruddin.
- 52. Dr Islamud Din S/O Saer Jan.
- 53. Dr Muhammad Riaz S/O Wasal Khan.
- 54. Dr Javed Nawab S/O Sher Nawab.
- 55. Dr Safeer Zaman S/O Gul Shah Zaman.
- 56. Dr Saeedur Rehman S/O Ghulam Rasool Khan.
- 57. Dr Ayaz Mehmood S/O Minhajul Haque.
- 58. Dr Jehangir Khan S/O Khachan.
- 59. Dr Rasool Ghulam S/O Faqir Ghulam.
- 60. Dr Sultan Muhammad S/O Hikmat Shah.
- 61. Dr Jamshed Ali S/O Yousaf Hussain.
- 62. Dr Abdul Hadi S/O Muhammad Yousaf.
- 63. Dr Musarat Hussain S/O Hussain Gul.
- 64. Dr Hidayatullah Khan S/O Sail Khan.
- 65. Dr Nasir Khan S/O Faqir Muhammad Khan.
- 66. Dr Hidayatullah Khan S/O Bashir Gul Khan.
- 67. Dr Mohammad Arif Khan S/O Musa Khan.
- 68. Dr Ahmad Junaid S/O Kamal Badshah.
- 69. Dr Nadir Khan S/O Roshan Din.
- 70. Dr Zahir Shah S/O Pir Badshah.
- 71. Dr Jamil Badshah S/O Yar Badshah.
- 72. Dr Abdul Qadoos Khan S/O Malik Nadeem Gul.
- 73. Dr Abdul Haque S/O Muhammad Saeed.
- 74. Dr Farmanullah S/O Gul Nawaz Khan.
- 75. Dr Zakir Mehmood S/O Latif Khan.

20 On their appointment as Medical Officers (BS-17) in the Health Department Government of N W F P the following postings/transfers are by ordered with immediate effect in the public interest:-

SR: NO:	Name	From	To	Remarks.
1.	Dr Zakaullah Khan	Ist Apptt: (PSC).	BHU Mamakhel (Nowshera).	Against the vacant post.
2.	Dr Muhammad Nacem Khan.	-do-	BHU Batara Payeen (Kohistan).	-do-
3.	Dr Qaisar Inayat.	-do-	CD Misri Banda (Nowshera).	-do-
4.	Dr Waqar Ahmad.	-do-	RHC Batagram (Charsadda).	-do-
5.	Dr Amanullah.	-do-	BHU Kalkot (Dir).	-do-
6.	Dr Naseemul Haq.	-do-	BHU Akhoon Dheri (Charsadda).	-do-
7.	Dr Muhammad Ilyas.	-do-	BHU Mahdand (Charsadda).	-do-
8.	Dr Iqbal Muhammad.	-do-	BHU Phari Kati Khel (Nowhera).	-do-
9.	Dr Naseer Ahmad.	-do-	BHU Bakhshali (Mardan).	-do-
10.	Dr Sajjad Ahmad.	-do-	BHU Qalandi (Dir).	-do-

Attested


11) Dr Ihsanul Haque	Ist Apptt: (PSC)	BHU Mareen (Kohistan).	Against the vacant post.
12) Dr Ikramullah Khalil	-do-	BHU Mera Madda Khet (Mansehra).	-do-
13) Dr Liaqat Ali Shah.	-do-	BHU Jasoi (Kohistan).	-do-
14) Dr Muhammad Salim.	-do-	TMO HSTH Peshawar (Part-I).	Against the Leave Reserve Post.
15) Dr Abdul Ghafoor.	-do-	BHU Otala (Dir).	Against the vacant post.
16) Dr Gul Manshah.	-do-	BHU Karo Dera (Dir Distt:).	-do-
17) Dr Imran Hanif Pasha	-do-	BHU Khemari (Mansehra).	-do-
18) Dr Khalid Iqbal	-do-	BHU Babuzai (Mardan).	-do-
19) Dr Liaqat Ali §	-do-	BHU Bara Dara (Dir).	-do-
20) Dr Jehanzeb Khan §	-do-	BHU Maina Dag (Dir Distt:)	-do-
21) Dr Muhammad Ismail.	-do-	BHU Jijal (Kohistan).	-do-
22) Dr Asgharullah Khan	-do-	BHU Dubair Bala (Kohistan).	-do-
23) Dr Javed Iqbal.	-do-	BHU Jalkot (Kohistan).	-do-
24) Dr Jamil Anwar.	-do-	BHU Jatta Ismail Khel (Karak).	-do-
25) Dr Muhammad Nauman Khan	-do-	BHU Kundian (Kohistan).	-do-
26) Dr Kiramatullah Khan	-do-	BHU Piech Bala (Kohistan).	-do-
27) Dr Musarat Ali	-do-	BHU Bazid Khel (Kohat).	-do-
28) Dr Sheikh Muhammad Khalid	-do-	BHU Gabore, (Chitral).	-do-
29) Dr Zar Sher.	-do-	BHU Mangelchai (Swabi).	-do-
30) Dr Falak Naz	-do-	BHU Khut (Chitral).	-do-
31) Dr Faqirullah	-do-	BHU Shatyal (Kohistan).	-do-

Approved
[Signature]

32) Dr Fazli Maula.	Ist Apptt: (PSC)	BHU Surkhi Pull (Charsadda).	Against the vacant post.
33) Dr Syed Jaffar Hussain.	-do-	BHU Kohi Hassan Khel (Peshawar).	-do-
34) Dr Miraj Khan	-do-	BHU Shalkundi (Dir).	-do-
35) Dr Ali Gohar Khan.	-do-	BHU Janda, (Swabi).	-do-
36) Dr Rehan Yousaf.	-do-	BHU Shaghor (Chitral).	-do-
37) Dr Mujeebur Rehman	-do-	BHU Jalbai (Swabi).	-do-
38) Dr Rizwanullah	-do-	BHU Kohi (FRP-eshawar).	-do-
39) Dr Bashir Hussain	-do-	BHU Nurar (Bannu).	-do-
40) Dr Mohammad Saleem.	-do-	BHU Sawal Dher (Mardan).	-do-
41) Dr. Shaukat Sohail	-do-	BHU Panj Pao (Charsadda).	-do-
42) Dr Sahibzada Taimur Yaqub.	-do-	BHU Thall (Dir).	-do-
43) Dr Mushtaq Ahmad	-do-	BHU Sheikh Jana (Swabi).	-do-
44) Dr Muhammad Siyar.	-do-	BHU Goldai (Dir Distt:)	-do-
45) Dr Inshallah Khan.	-do-	BHU Lara Haji, Isa Khan (D.I. Khan),	-do-
46) Dr M. Riazud Din Ghori,	-do-	BHU Khan Mahi (Charsadda).	-do-
47) Dr Umar Khatab.	-do-	BHU Haya Sarai (Dir).	-do-
48) Dr Muhammad Arif.	-do-	BHU Spin Kamar (S.W. Agency).	-do-
49) Dr Muhammad Iqbal.	-do-	BHU Jandrai (Karak).	-do-
50) Dr Naseeruddin Mian.	-do-	BHU Didanpura (Dir).	-do-
51) Dr Islamud Din.	-do-	BHU Bada Mir Abbas (Bannu).	-do-

Attested
[Signature]

52) Dr Muhammad Riaz.	-5-	Ist Apptt: (PSC).	BHQ Hospital, Charsadda.	Against the vacant post.
53) Dr Javed Nawab.	-do-		BHU Haved Bannu.	-do-
54) Dr Safeer Zaman.	-do-		BHU Daud Shah Bannu.	-do-
55) Dr Saeedur Rehman.	-do-		BHU Shahidan (Karak).	-do-
56) Dr Ayaz Mehmood.	-do-		BHU Roop Khani (Manshra).	-do-
57) Dr Jehangir Khan.	-do-		BHU Raghagan (Bajaur Agency).	-do-
58) Dr Rasool Ghulam.	-do-		BHU Totai (South Waziristan Agency).	-do-
59) Dr Sultan Mohammad.	-do-		BHU Lar Madak (Bajaur Agency).	-do-
60) Dr Jamshad Ali	-do-		BHU Kunj Alizai (Kurram Agency).	-do-
61) Dr Abdul Hadi	-do-		BHU Ouch (Dir).	-do-
62) Dr Musarat Hussain.	-do-		BHU Burki (Kurram Agency).	-do-
63) Dr Hidayatullah Khan. S/O Sail Khan.	-do-		BHU Kasha, (Orakzai Agency).	-do-
64) Dr Nasir Khan.	-do-		BHU Atto Khel (Mohmand Agency).	-do-
65) Dr Hidayatullah Khan. S/O Bashir Gul Khan.	-do-		BHU Kachi Qamar (Bannu).	-do-
66) Dr Mohammad Arif Khan.	-do-		BHU Zarmilan (S.W. Agency).	-do-
67) Dr Ahmad Junaid.	-do-		BHU Suleman Khel (Orakzai Agency).	-do-
68) Dr Nadir Khan.	-do-		BHU Khadikzai (Dir).	-do-
69) Dr Zahir Shah.	-do-		BHU Ghazgari (Kurram Agency).	-do-
70) Dr Jamil Badshah.	-do-		BHU Charkhela (Orakzai Agency).	-do-
71) Dr Abdul Qadoos Khan.	-do-		BHU Yousaf Khel (Mohmand Agency).	-do-
72) Dr Abdul Haque.	-do-		BHU Drangal (Dir).	-do-
73) Dr Farmanullah.	-do-		BHU Seru Bada Khel (Bannu).	-do-
74) Dr Zakir Mehmood.	-do-		BHU Qandari (Mod Agency).	-do-

Atiqul
Burki

20

Professor Dr Mohammad Kabir,
Secretary Health.

Endst of Even No&Date:

Copy forwarded for information and necessary action to:-

- 1) The Director Health Services, N W F P Peshawar.
- 2) The Accountant General, N W F P Peshawar.
- 3) The Secretary, NWFP Public Service Commission, Peshawar.
- 4) The Manager Govt: Printing Press for publication in the next gazettee.
- 5) All District Accounts Officers/Agency Accounts Officers in N W F P.
- 6) All the Doctor concerned.
- 7) PS to Minister for Health, NWFP.
- 8) PS to Secretary Health.

Sher Mohammad Marwat
14.11.92

(Sher Mohammad Marwat),
Section Officer IV Health Department.

Attested
Sher Mohammad Marwat

'B'

①

GOVERNMENT OF N.W.F.P.
SERVICES AND GENERAL ADMN: DEPARTMENT
(REGULATION WING)

NO.SOR II(S&GAD)1(258)/95
Dated Peshawar the 16.3.1998.

To

The Secretary to Govt of N.W.F.P.
Health Department, Peshawar.

Attention:- S.O (Health-IV)


Subject:- INTER PROVINCIAL TRANSFER.

Sir,

I am directed to refer to your letter NO.SOH.IV/3-10/93/Vol-I
Dated 3.2.1998 on the subject noted above and to convey the approval of
S&GAD for deputation to Government of Punjab, Health Department in respect
of Dr. Saeed-ur-Rehman, Medical Officer Civil Hospital Bahadar Khel,
District Karak for a period of three (03) years.

The Administrative Department is requested to take
further necessary action accordingly.

Your Obedient Servant


(ABDUL LATIF)
SECTION OFFICER (R.II)

Mustaf
Govt Secy

'C' (12)

GOVERNMENT OF NWFP
HEALTH DEPARTMENT

Dated Pesh: the 16.3.1998.

NOTIFICATION.

No. SOH-IV/3-10/Vol-I. In consultation with services and General Administration Department, Government of NWFP the competent authority is pleased to place the services of Dr. Saeed-ur-Rehman (BS-17) Medical Officer, Civil Hospital Balader Khel District Karak Distt: Karak at the disposal of Government of the Punjab, Health department for a period of 3 years on deputation basis.

His terms and conditions of deputation will be settled later on with Finance Department.

SECRETARY HEALTH DEPTT:

Endst: No. SOH-IV/3-10/93/VOL-I Dated 16.3.1998.

Copy forwarded to the:-

1. Secretary to Govt: of the Punjab, Health Department, Lahore w/r to his letter No. SO-II/Misc:/5-2/98 dated 24.2.1998. He is requested to send the terms and condition of deputation of the officer concerned as soon as possible so as to settle it with Finance department NWFP.
2. Director General Health Services, NWFP, Peshawar. He is requested to relieve the doctor concerned to enable him join his new assignment in the Govt of Punjab Health Department.
3. Accountant General, NWFP, Peshawar.
4. Accountant General, Govt: of the Punjab, Lahore.
5. Section Officer (R-II) Govt of NWFP, S&GA Department w/r to his letter No. SOR-II(S&GAD)1(258)/95 dated 16.3.98.
6. Distt: Accounts Officer, Karak.
7. Dr. Saeed-ur-Rehman, MO C.H Takhti Nasrati.

Sd/XXXXXXXXXXXX
ZAMIR HAIDER

SECTION OFFICER (H-IV)

OFFICE OF THE DG HEALTH SERVICES, NWFP, PESHAWAR.

No. 6700-701/E.I, Dated Pesh: the 17.03.98.

Copy forwarded to the:-

1. D.D.H.S Kohat.
2. DHO, Karak. for information and necessary action.

Noted
[Signature]

Sd/XXXXXXXXXXXX
for Director General Health
Services NWFP, Peshawar.

OFFICE OF THE DISTRICT HEALTH OFFICER, KARAK.

Endst: No. 954-56 /PF/Estb Dated Karak the 18 /March' 1998.

Copy forwarded to the:-

1. Medical Officer Incharge C.H Takhti Nasrati.
2. Dr. Saeed ur Rehman Medical Officer C.H Takhti Nasrati.
3. District Accounts Officer, Karak.

District Health Officer, Karak.

Endst: No. _____ /PF/Estb.

Copy forwarded to the:-

1. DG Health Services NWFP, Peshawar.
2. DDHS Kohat Division Kohat for information pl.

D
13

GOVERNMENT OF PUNJAB
HEALTH DEPARTMENT

Dated Peshawar (16.3.2001)

NOTIFICATION.

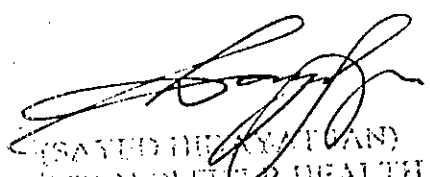
NO. SOH (IV) 3-10-2000 KC. In continuation of this department notification of even number dated 16.3.1998 and with the approval of Special Selection Board, (S&GAD), the competent authority is pleased to accord further extension in deputation for a period of two years (4th & 5th years) i.e. from 19.3.2001 to 18.3.2003 in respect of Dr. Saad-Ur-Rehman, ex-Medical Officer Civil Hospital Bahadar Khel (District Karak)

SECRETARY HEALTH.

Endst No & Date as above.

Copy forwarded for information and necessary action to:-

- 1) The Secretary to Govt. of Punjab Health Department wr to his letter No. 50 (C.II) Misc/S-2/98 dated 14/12/2000.
- 2) Director General Health Services, NWFP Peshawar.
- 3) The Accountant General, Govt. of Punjab Lahore.
- 4) Section Officer (R.II) S&GAD wr to his letter No. S&GAD/1102/98 dated 7.2.2001.
- 5) Doctor concerned


(SAYED THE KYAT CAN)
SECTION OFFICER HEALTH (IV).

Attested
Smt. Smt

Better copy 'D'

13

GOVERNMENT OF N.W.F.P

HEALTH DEPARTMENT

Dated Peshawar 08.02.2001

Notification

NO.SOH(IV)3-10-2000-KC In Continuance of the department notification of even number dated 16.03.1998 and with the approval of special selection Board, (S&GAD), the competent authority is pleased to accord further extension in deputation for a period of two years (4th & 5th years) w.e. from 19.02.2001 to 18.03.2003 in respect of Dr.Saeed-Ur-Rehman, Ex-Medical Officer.Civil Hospital Bahdar Khel (District Karak).

SECRETARY HEALTH

Attested
Smt. Min

E 14
GOVERNMENT OF N.W.F.P.
HEALTH DEPARTMENT.

NO.SO(E)H-IV/4-1/2002/
Dated Peshawar, the 27.2.2003.

To

The Secretary to Govt. of the Punjab,
Health Department.

SUBJECT: NOC FOR ABSORPTION IN THE PUNJAB GOVERNMENT.

Dear Sir,

I am directed to refer to the subject noted above and to forward herewith an application in respect of Dr. Saeed ur Rehman, Medical Officer (an employee of this Provincial Government) presently on deputation to the Govt. of the Punjab, Health Department, requesting absorption in the Punjab Government.

This Provincial Govt. Health Department, has "No Objection" to the absorption of the above named doctor in the Health Department Govt. of the Punjab.

Yours faithfully,

Muhammad Tayyab 27/2

(MUHAMMAD TAYYAB)
SECTION OFFICER (ESTT.)

Muhammad
Saeed ur Rehman



**GOVERNMENT OF THE PUNJAB
HEALTH DEPARTMENT**

Dated Lahore, the 22nd May, 2014

ORDER

No. SO(SOUTH)5-2/98. In continuation of this Department's order of even number dated 17.07.2012, sanction is hereby accorded for the grant of extension in deputation for further period of two years w.e.f. 19.03.2014, in respect of Dr. Saeed ur Rehman, Medical Officer (BS-17), BHU Bagar Sargana, District Khanewal, with the Government of the Punjab, Health Department on usual terms & condition.

SECRETARY HEALTH

NO. & DATE EVEN:

A copy is forwarded for information and necessary action to:

1. The Secretary Health, Government of Khyber Pakhtoon Kha, Peshawar.
2. The Director General Health Services, Khyber Pakhtoon Kha, Peshawar.
3. The Director General Health Services, Punjab, Lahore.
4. The Executive District Officer (Health), Khanewal.
5. The District Accounts Officer, Khanewal.
6. PSO to Secretary Health.
7. The Computer Programmer ICT Cell, Health Department.
8. Doctor concerned.
9. Office order file.
10. Personal file.

Faiz Ahmad
SECTION OFFICER (SOUTH)

Amir
Amir

Received
mm
28-5-14



GOVERNMENT OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT

Dated Peshawar the 9th February, 2015

NOTIFICATION

No. SOE (H-II/10-25/2014: WHEREAS, disciplinary proceedings were initiated against the following doctors for their continuous willful absence from duty:

S. #	NAME OF DOCTOR/FATHER'S NAME/DESIGNATION/PLACE OF LAST POSTING	Date Of Absence
1.	Dr. Amir Hussain Shah S/O Nazar Hussain Shah Ex-MO (BS-17) KATH Manshra	27.10.2010
2.	Dr. Farmanullah S/O Mohammad Altaf Hussain Ex-Dental Surgeon (BS-17) Attached to Mian Rashid Hussain Memorial Hospital Pabbi	05.01.2014
3.	Dr. Jehanzeb Khan S/O Zahir Shah Ex-MO (BS-17) AHQ Hospital Ghalanai Mohmand Agency	01.03.2011
4.	Dr. Liaqat Ali Khan S/O Hijab Gul Ex-MO (BS-17) attached to A/S Mohmand Agency	Since long
5.	Dr. Muhammad Imran Khan S/O Muhammad Ibrahim Khan Ex MO (BS-17) RHC Barawal Distt: Upper Dir	04.11.2011
6.	Dr. Muhammad Ishaq S/O Izat Khan MO (BS-17) Health Department	17.05.2005
7.	Dr. Muhammad Saeed S/O Muhammad Miskeen Ex-MO (BS-17) under transfer from DHQ Hospital Haripur to DHQ Hospital Battagram	12.01.2011
8.	Dr. Muhammad Younas S/O Imam Sadar Ex-Dental Surgeon (BS-17) Type "D" Hospital Shahbaz Ghari Distt: Mardan	07.06.2013
9.	Dr. Musa Khan S/O Sher Zada Ex-MO (BS-17) BHU Gunagar Distt: Shangla	20.09.2013
10.	Dr. Nida Murad D/O Murad Ali Khan Ex-Dental Surgeon (BS-17) RHC Reggi Distt: Peshawar	13.03.2013
11.	Dr. Noor Ali Khan S/O Gul Khan Ex-MO (BS-17) Women & Children Hospital Bannu	05.08.2011
12.	Dr. Sabhatullah Khan Tareen S/O Sakhiullah Khan Tareen Ex-Dental Surgeon (BS-17) THQ Hospital Phar Pura Distt: D.I Khan	15.10.2008
13.	Dr. Saeed-ur-Rehman S/O Ghulam Rasool Khan Ex-MO (BS-17) Health Department	19.03.2014
14.	Dr. Sarfaraz Khan Afridi S/O Lal Bad Shah Afridi Ex-MO (BS-17) Health Department	Working with WHO for the last 13-years, un-Lawfully
15.	Dr. Shabana Fida D/O Fida Muhammad Ex-WMO (BS-17) AHQ Hospital Ghalanai Mohmand Agency	02.06.2014

AND WHEREAS, absence notices were served upon them at their home addresses and also through press with the direction to resume duty within stipulated period.

AND WHEREAS, they failed to resume duty in the stipulated period given in the notices.

NOMHEREFORE, exercise of powers conferred under Khyber Pakhtunkhwa Govt: Servant (Efficiency & Discipline) Rules, 2011. competent Authority is please to impose the major penalty of **REMOVAL FROM SERVICE** upon the above mentioned doctors with immediate effect. The period from the ~~sik~~ ^{Sik} of absence till the date of imposition of penalty in respect of the above, shall be treated as unauthorised absence from duty without pay.

[Signature]

Sd/-

SECRETARY

Copy of the above is forwarded to:-

- 01 to 05. MS MRHSMH Pabbi Nowshera/MS KATH Mansehra/MS DHQ Hospital Battagram/MS Women & Children Hospital Bannu/MS DHQH Haripur.
- 06 to 12. DHO Peshawar/Nowshera/Mardan/Dir Upper/Shangla/D.I.Khan/Bannu.
13. DHS FATA, Peshawar.
- 14 to 15. MS AHQ Hospital Ghalanai Mohmand Agency/AHQ Hospital Landi Kotal Khyber Agency.
- 16 to 17. A/S Mohmand Agency/Khyber Agency at Jamrud.
18. AG office Khyber Pakhtunkhwa.
- 19 to 27. DAO Manshra/Nowshera/Mardan/Dir Upper/Shangla/D.I.Khan/Bannu/Battagram/Haripur.
- 28 to 29. AAO Khyber at Jamrud/Mohmand Agency at Ghalanai.

For information and necessary action.

REGISTERED:-

30. Dr. Amir Hussain Shah S/O Nazar Hussain Shah Village Banda Batang, P.O Public School Distt: & Tehsil Abbottabad.
31. Dr. Farmanullah S/O Mohammad Altaf Hussain, House No. 401, D-3, Near Khyber Park, Phase-I, Hayatabad, Peshawar.
32. Dr. Jehanzeb Khan S/O Zahir Shah Village Pehlwan Qila P.O Shabqadar Fort, Distt: Charsadda.
33. Dr. Liaqat Ali Khan S/O Hijab Gul Village & P.O Sheikh Yousaf Tehsil & Distt: Mardan.
34. Dr. Muhammad Imran Khan S/O Muhammad Ibrahim Khan, House No. 344, St.-9, Sector-P-2, Phase-IV, Hayatabad Peshawar.
35. Dr. Muhammad Ishaq S/O Izat Khan Village Derwaizi, Palosa, Tehsil & Distt: Hangu.
36. Dr. Muhammad Saeed S/O Muhammad Miskeen, House No. E-129, P.O Fs Havalian Cantt: Distt: Abbottabad.
37. Dr. Muhammad Younas S/O Imam Sadar Village Chail Bagh Kally Lund Khwar Tehsil Takht Bhai Distt: Mardan.
38. Dr. Musa Khan S/O Sher Zada House No.155, Street No.66, Sector D-1 Phase-I, Hayatabad Peshawar.
39. Dr. Nida Murad D/O Murad Ali Khan Phase-3, House No. 64, Street No. 5 Sector K-5, Hayatabad Peshawar.
40. Dr. Noor Ali Khan S/O Gul Khan, Village & P.O Shewa Spinwam NW Agency Miranshah.
41. Dr. Sabahatullah Khan Tareen S/O Sakhiullah Khan, House No. 223, Block K-1, Street No. 06, Phase-3, Hayatabad Peshawar.
42. Dr. Saeed-ur-Rehman S/O Ghulam Rasool Khan, Village Alwar Bandar P.O Shaheedan Banda Tehsil & Distt: Karak.
43. Dr. Sarfaraz Khan Afridi S/O Lal Bad Shah Afridi Shaheen Town Street No. 8, Jarud Ebad P.O Takal Bala, Near Jehangir Abad Peshawar.
44. Dr. Shabana Fida D/O Fida Muhammad Khan C/O Anwar Khan House #3, Doctor's Colony Fauji Foundation Hospital Peshawar.

For information & Necessary action.

AMM

[Signature]
23/2/15
Assistant Director (P-I)

No. 3562-606

Date: 23/12/2015

Copy of the above is forwarded to:-

- 01 to 05. MS MRHSMH Pabbi Nowshera/MS KATH Manshra/MS DHQ Hospital Battagram/MS Women & Children Hospital Bannu/MS DHQH Haripur.
- 06 to 12. DHO Peshawar/Nowshera/Mardan/Dir Upper/Shangla/D.I.Khan/Bannu.
13. DHS FATA, Peshawar.
- 14 to 15. MS AHQ Hospital Chalanai Mohmand Agency/AHQ Hospital Landi Kotal Khyber Agency.
- 16 to 17. A/S Mohmand Agency/Khyber Agency at Jamrud.
18. AG office Khyber Pakhtunkhwa.
- 19 to 27. DAO Manshra/Nowshera/Mardan/Dir Upper/Shangla/D.I.Khan/Bannu/Battagram/Haripur.
- 28 to 29. AAO Khyber at Jamrud/Mohmand Agency at Chalanai.

For information and necessary action.

REGISTERED:-

30. Dr. Amir Hussain Shah S/O Nazar Hussain Shah Village Banda Batang, P.O Public School Distt: & Tehsil Abbottabad.
31. Dr. Farmanullah S/O Mohammad Akaf Hussain, House No. 401, D-3, Near Khyber Park, Phase-I, Hayatabad, Peshawar.
32. Dr. Jehanzeb Khan S/O Zahir Shah Village Pehlwan Qila P.O Shabqadar Fort, Distt: Charsadda.
33. Dr. Liaqat Ali Khan S/O Hijab Gul Village & P.O Sheikh Yousaf Tehsil & Distt: Mardan.
34. Dr. Muhammad Imran Khan S/O Muhammad Ibrahim Khan, House No. 344, St.-9, Sector-P-2, Phase-IV, Hayatabad Peshawar.
35. Dr. Muhammad Ishaq S/O Izat Khan Village Derwaizi, Palosa, Tehsil & Distt: Hangu.
36. Dr. Muhammad Saeed S/O Muhammad Miskeen, House No. E-129, P.O Fs Havalian Cantt: Distt: Abbottabad.
37. Dr. Muhammad Younas S/O Imam Sadar Village Chail Bagh Kally Lund Khwar Tehsil Takht Bhai Distt: Mardan.
38. Dr. Musa Khan S/O Sher Zada House No.155, Street No.66, Sector D-1 Phase-I, Hayatabad Peshawar.
39. Dr. Nida Murad D/O Murad Ali Khan Phase-3, House No. 64, Street No. 5 Sector K-5, Hayatabad Peshawar.
40. Dr. Noor Ali Khan S/O Gul Khan, Village & P.O Shewa Spinwam NW Agency Miranshah.
41. Dr. Sabahatullah Khan Tareen S/O Sakhiullah Khan, House No. 223, Block K-1, Street No. 06, Phase-3, Hayatabad Peshawar.
42. **Dr. Saeed-ur-Rehman S/O Ghulam Rasool Khan, Village Alwar Bandar P.O Shaheedan Banda Tehsil & Distt: Karak.**
43. Dr. Sarfaraz Khan Afridi S/O Lal Bad Shah Afridi Shaheen Town Street No. 8, Jarud Road P.O Tekal Bala, Near Jhangir Abad Peshawar.
44. Dr. Shabana Fida D/O Fida Muhammad Khan C/O Anwar Khan House #3, Doctor's Colony Fauji Foundation Hospital Peshawar.

For information & Necessary action.

Amir
Amir

Assistant Director (P-I)

DIRECTORATE GENERAL HEALTH SERVICES PAKHTUNKHWA PESHAWAR



'H' 19

**GOVERNMENT OF THE PUNJAB
PRIMARY & SECONDARY
HEALTHCARE DEPARTMENT**

Dated Lahore, the 25th March, 2016

ORDER

No.SO (SOUTH) 5-2/88 (P). On completion of his deputation with Health Department, Government of the Punjab, the services of **Dr. Saeed-ur-Rehman**, Medical Officer (BS-17) an employee of KPK Government presently posted at BHU, Bagar Sargana, Tehsil-Kabirwala District Khanewal are hereby repatriated with effect from 19.03.2016 with the direction to report for duty to his parent Department i.e Health Department (KPK).

**SECRETARY
PRIMARY & SECONDARY
HEALTHCARE DEPARTMENT**

NO. & DATE EVEN:

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

1. The Secretary Health, Government of Khyber Pakhtoon Kha, Peshawar
2. The Director General Health Services, Khyber Pakhtoon Kha, Peshawar.
3. The Director General Health Services, Punjab, Lahore
4. Executive District Officer (Health), Khanewal
5. District Accounts Officer, Khanewal
6. PA to Additional Secretary (Admn) Primary & Secondary Healthcare Department.
7. In-charge IT Cell, Primary & Secondary Healthcare Department.
8. Doctor concerned.
9. Master file.

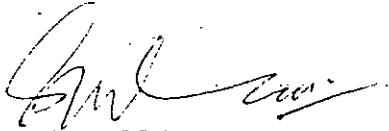
Amir
SECTION OFFICER (SOUTH)

Amir
Amir

I' 20

CHARGE REPORT CERTIFICATE OF GAZETTED OFFICER.

Certified that this day 19-03-2016 FN, I, Dr. Saeed-ur-Rehman relinquished the charge of the post of the Medical Officer BHU Bagar Sargana Tehsil Kabirwala District Khanewal with reference to Govt of the Punjab Primary & Secondary Healthcare Department Lahore order No. SO(SOUTH)5-2/88(P) dated 25-03-2016. (Repatriated from BHU Bagar Sargana (Punjab) to KPK).


Signature Of Govt. Servant,
Making Over Charge.

OFFICE OF THE EXECUTIVE DISTRICT OFFICER (HEALTH) KHANEWAL

No. 10941-52 /EDO (H) dated 26/03/2016
Copy is forwarded for information to:-

1. The Secretary Primary & Secondary Health Care Punjab, Lahore.
2. The Secretary, Govt of the KPK Health Department Peshawar.
3. The Section Officer (South) Govt of the Punjab Health Department Lahore.
4. The Director General Health Services Punjab, Lahore.
5. The Director Health Services Multan Division Multan.
6. The District Coordination Officer Khanewal.
7. The District Officer (Health) Khanewal.
8. The Deputy District Officer (Health) Kabirwala.
9. The District Monitoring Officer Khaenwal.
10. The District Accounts Officer Khānewal.
11. The Incharge HRMIS Cell of this office.
12. Concerned Medical Officer.


Executive District Officer
(Health) Khanewal

Attested


Personal No. 30275275

LAST PAY CERTIFICATE

1. Last pay certificate of Mr. Mrs. Dr. Saeed ur Rehman
 Office of the Ms. B.H.U. Bagar Sargana Tah. Khanwala
 Proceeding on Retirement/Retired Health Deptt. F.P.K.

2. He/She has been paid up to 18-03-2016 at the following rates.

Pay	Rs. 51780-	G.P. Fund	Rs. 2140-
IPRP	Rs. 6220-	B. Fund	Rs. 1740-
HPA	Rs. 19380-	W. Fund	Rs. 214-
NPA	Rs. -	I. Tax	Rs. 6087-
SAR	Rs. 4350-		
Med. 15%	Rs. 4294-		
A.R. 50%	Rs. -		
C.A.	Rs. 5000-		
20%	Rs. -		
10%	Rs. 4140-		
10%	Rs. 4140-		
HSRP	Rs. 12000-		
G. TOTAL	Rs. 111512-		

He/She has made over the charge of office of the Ms. B.H.U. Bagar Sargana
 on 18-03-2016 (F.H)

No. DAO/KWL/Admn/HM/1812

Dated: 9/4/16

- 1. The Accountant General Punjab, Lahore *for onward transmission to A-9.*
- 2. Officer Concerned.

*Khyber Pakhtoonkha
 Reshwar
 put up after
 opening
 correct volume*

[Signature]
 District Accounts Officer
 KHANEWAL
 4/4/16

Attested
[Signature]

To

The Honourable Chief Minister,
Khyber Pakhtunkhwa, Peshawar.

SUBJECT:- REVIEW APPEAL FOR RE-INSTATEMENT INTO SERVICE.

Respected Sir,

While serving as Medical Officer (BS-17) in Civil Hospital Takhat-e-Nasrati District Karak on regular basis, my services were placed at the disposal of Government Punjab Health Department on deputation basis initially for a period of three years w.e.f. March 19, 1998 with prior approval of the competent authority. Extension in deputation period was granted from time to time since then with mutual consent of both lending and borrowing departments. I continued to serve as such on the establishment of Punjab Government.

My deputation was last extended on March 19, 2014 for a further period of two years ending on March 19, 2016 which was also communicated to Government of Khyber Pakhtunkhwa Health Department (copy thereof attached),

While I remained on deputation over there, the Government of Khyber Pakhtunkhwa Health Department initiated disciplinary action against delinquent Medical Officers including me as well on account of willful absence from duty which resulted in termination from Government service. Unfortunately my name was also included in the list of those Medical Officers being terminated from service.

Needless to mention that my status from the rest of Medical Officer so terminated is quite different in nature for the reason that I was actually serving over there for the last 18 years, during the period I also attempted to get my self permanently absorbed on the establishment of Health Department Government of Punjab, but my request was not acceded to and instead I continued to serve as deputationist over there. Had it not been the case I would have joined back my parent department i.e. Government of Khyber Pakhtunkhwa Health Department. The deputation period last extended also substantiates my assertion, as such it is beyond any doubt that I did not remain absent from duty.

Handwritten notes and signatures at the top right of the page, including a large signature and a stamp.

Shahram Khan Tarakar
Senior Minister for Health
Information Technology
Khyber Pakhtunkhwa
16/10/16

Handwritten notes on the left margin, including 'AS', '1-4-16', and '16/10'.


Handwritten signature at the bottom right of the page.

29


As a matter of principle, the Health Department Government of Khyber Pakhtunkhwa should have approached the Government of Punjab for my earlier repatriation or further extension before resort to initiation of Disciplinary Proceedings however it appears that the case was not taken up otherwise no such situation would have emerged.

In view of the above, it is humbly requested that my appeal may kindly be considered sympathetically on humanitarian grounds, re-instating me in service. My re-instatement order would naturally give me a sigh of relief, relieving me of mental stress and irreparable financial loss.

Yours obediently



(Dr. Saeed-ur-Rehman)
Ex-Medical Officer
Civil Hospital Takhat-e-Nasrati
District Karak.

Attested




GOVERNMENT OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT

24

No. SO (E) H-II/10-25/2015(Dr.Saeed ur Rehman)
Dated Peshawar the 14th February 2018

To

Dr. Saeed ur Rehman,
Ex-Medical Officer, BS-17,
Type-D Hospital Takh-e-Nasrati,
Karak.

Subject: **REVIEW APPEAL FOR RE-INSTATEMENT INTO SERVICE.**


Reference to your appeal on the subject noted above and to state that the same has been returned back by the Establishment Department with the observation that deputation beyond five years is not covered under the Rules.


You are therefore, directed to justify your deputation for almost 16-years in the Govt. of Punjab.

(Jibreel Raza)
Section Officer (E-II)

Endst. of even No. & Date

Copy to PS to Secretary Health Khyber Pakthunkhwa.


Section Officer (E-II)

Attested


6 M' (25)

To

The Hon'ble Chief Minister,
Khyber Pakhtunkhwa.

Subject: **APPEAL FOR REINSTATEMENT INTO SERVICE**

Dear Sir, *Kindly ref. your letter No SO (E) H-11/10-28/2018 dated 14.2.2018*

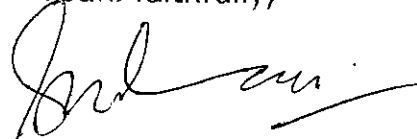
Most respectfully I beg to state that I, while serving as Medical Officer Civil Hospital Takht-e-Nasrati District Karak, was placed at the disposal of Government of Punjab Health Department on deputation basis for a period of three years in 1998, extended so many times on the mutual consent of Lending and Borrowing Departments. The Government of KPK also granted NOC for my absorption in Punjab in the year 2003.

2. While on deputation, I, amongst other 14-Nos delinquent Medical Officers, was proceeded against on account of my willful absence from duty which resulted into my removal from service (**copy enclosed**). Feeling aggrieved, I filed an appeal before the Appellate Authority i.e. Chief Minister Khyber Pakhtunkhwa for my reinstatement into service which is still decision pending in the department. Needless to emphasize that two of the above officers appearing at S.No.9 & 15 have been reinstated into service.

3. Since nature of my case is totally different from others Medical Officers, therefore, it will be in the fitness of things to consider my reinstatement into service on the analogy of above two reinstated Medical Officers for which the quarters concerned may kindly be directed to put up a Summary to the Appellate Authority i.e Chief Minister KPK for decision please.

Thanking you in anticipation.

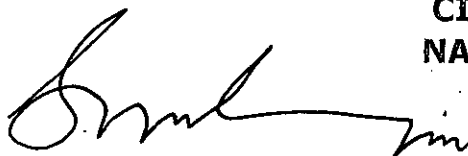
Yours faithfully,



Dated 19-02-2018



(DR.SAEED UR REHMAN)
EX-MEDICAL OFFICER
CIVIL HOSPITAL TAKHT-E-
NASRATI DISTRICT KARAK





GOVERNMENT OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT

No. SO (E-II)/10-25/2019 (Dr. Saeed ur Rehman)
Dated Peshawar, the 07th February 2019

To

The Section Officer-II,
Chief Minister's Secretariat,
Khyber Pakhtunkhwa.

Subject: REVIEW APPEAL FOR RE-INSTATEMENT INTO SERVICE.

I am directed to refer to your letter No.SO-II/CMS/KPK/1-1/2018/21972-73 dated 06.12.2018 on the subject noted above and to state that Dr. Saeed ur Rehman was regular employee of the Provincial Health Department. Health Department initiated disciplinary proceedings on account of willful absence from duty under E&D Rules 2011 and after fulfilling of all the codal formalities. The Chief Secretary Khyber Pakhtunkhwa being the competent authority awarded the major penalty of termination from service vide Health Department Notification dated 09.02.2015.

It is further added that Dr. Saeed ur Rehman, Ex-Medical Officer, BS-17 submitted a review appeal to the Chief Minister Khyber Pakhtunkhwa, the next higher authority against Health Department Notification dated 09.02.2015. The review appeal were put before the Chief Minister Khyber Pakhtunkhwa, however, the same was also regretted by the Chief Minister Khyber Pakhtunkhwa.

I am directed to inform you that the request of the review appeal regarding reinstatement into services in respect of Dr. Saeed ur Rehman, Ex-Medical Officer, BS-17 which is not cover under the rules.


(Hamid Iqbal)
Section Officer (E-II)

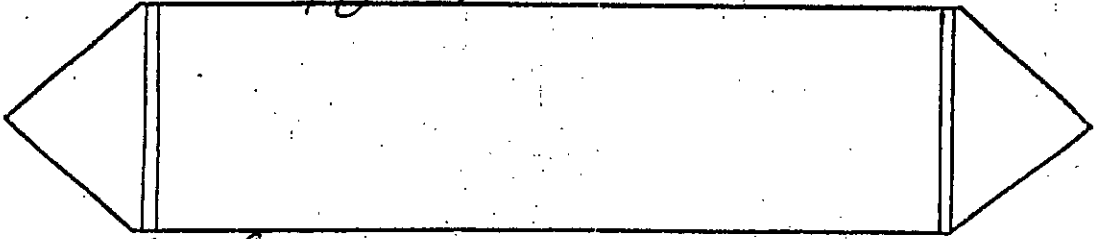
Copy forwarded to:-

1. PS to Secretary Health, Khyber Pakhtunkhwa, Peshawar.
2. PA to Deputy Secretary-I, Health Department.
3. Doctor concerned.


Section Officer (E-II)

ATTACHED


بعد التیناج سرزس نرا بیونیل صاحب پشاور



2019ء منجانب

بنام چیف سیکرٹری

سٹیڈیو انٹر جنس

مورخہ

مقدمہ

دعویٰ

جرم

باعث تحریر آئیکہ

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

آن مقام پشاور کیلئے سید محمد سعید

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 ثالثہ فیصلہ برحلف دیئے جواب دہی اور اقبال دعویٰ اور

بصورت ڈگری کرنے اجراء اور صولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق

زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری کی طرف یا اپیل کی پر لہرگی اور منسوخی

نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکورہ

کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ لایا اپنے بجائے تقرر کا اختیار

ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ یا اختیارات حاصل نہیں گے اور اس کا ساختہ

پر داخستہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ دہر جانہ التوائے مقدمہ کا کتب سے دہوگا۔

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۔

[Handwritten signature]

المرقوم _____ ماہ _____ 2019ء

العبد _____ گواہ العبد _____

کے لئے منظور ہے۔

پشاور

بمقام

"B"

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

No.

Appeal No. 319 of 20 19.

Mr. General M. Khan Appellant/Petitioner

Versus

Chief Justice, Peshawar Respondent

Respondent No. I

Notice to: - Chief Justice, Peshawar
12/5/19

WHEREAS an appeal/petition under the provision of the North-West Frontier 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 12/5/19 at 8.00 A.M. If you wish to urge anything against the appellants/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.

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 12/5

Day of April 2019.

[Signature]
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. 319 of 20 19

Dr. Iqbal Rehman Appellant/Petitioner

Versus

Chief Executive, Sect of HPH, Peshawar Respondent

Respondent No. 2

Notice to: — Respondent, Sect of HPH, Health Deptt
Civil Sect, Peshawar

WHEREAS an appeal/petition under the provision of the North-West Frontier 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 3-5-19 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.

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 1st

Day of April 20 19

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. 319 of 2018
Dr. Ghousul Rehman Appellant/Petitioner

Versus

Chief Secretary, Govt of K.P. Respondent.

Respondent No.

Notice to: Director General Health Services
Health Deptt. Govt of Peshawar

WHEREAS an appeal/petition under the provision of the North-West Frontier 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.....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.

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 1st.....

Day of April 2018

[Signature]
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. 319 of 20 19

Dr. Saadullah Khan Appellant/Petitioner
Ex-Medical Officer, Health Dept. Peshawar - Pursuant to Death Certificate issued by Govt of KPK, etc. Respondent *Huzrat*

Respondent No. _____

Notice to:

Mr. Huzrat Shah Registrar, Health Dept. Peshawar
to Secy of KPK Health Dept. Civil Sect. Peshawar

WHEREAS an appeal/petition under the provision of the North-West Frontier 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 29.6.2019 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.

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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 16/6

Day of Monday 20 19

23/6

[Signature]
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. 319 of 20 19

Appellant/Petitioner
Dr. M. A. Khan
Versus
Respondent
Govt. Health Dept. Peshawar
Respondent No. 2

Notice to: - *Secretary, Govt. of KP/Health Dept
Peshawar*

WHEREAS an appeal/petition under the provision of the North-West Frontier 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.....29-9-2019.....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.

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.....29-9-2019.....
Day of.....29.....20 19

[Signature]
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.

319

Appeal No.....

of 20

Appellant/Petitioner

Versus

Respondent

Respondent No.....

Notice to:

Director General, Health Dept. Peshawar
Health Dept. Peshawar

WHEREAS an appeal/petition under the provision of the North-West Frontier 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.....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.

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.....

Day of.....20

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. 319 of 2019.

Dr. Saeed Ahmad Rafiq Appellant/Petitioner
Chief Executive Officer, District Hospital, Peshawar Respondent

Respondent No. 1

Notice to: *Chief Executive Officer, District Hospital, Peshawar*

WHEREAS an appeal/petition under the provision of the North-West Frontier 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 22-9-2019 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.

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 29/9.....

Day of Aug.....2019.

[Signature]
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.

D.B

No.

Appeal No.....319..... of 2019

Dr. Saadur Rehman.....Appellant/Petitioner
Versus

Chief Secy KPK Pesh.....Respondent
Respondent No.....

Notice to: - Saleem Javid Litigation officer DG
Health Peshawar.

WHEREAS an appeal/petition under the provision of the North-West Frontier 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 17/01/2020 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.

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Copy of order sheet 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 21/1/2020

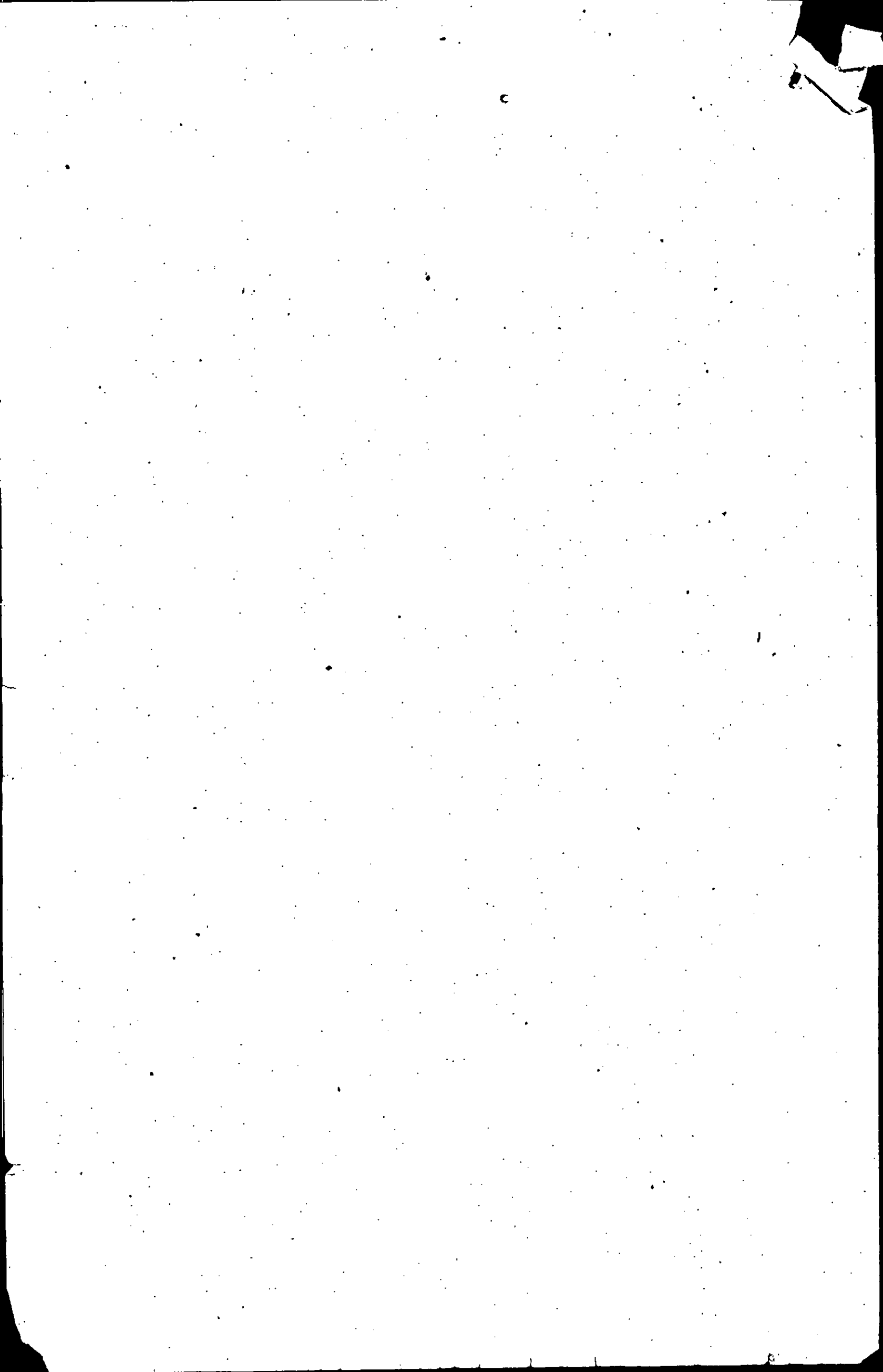
Day of.....Jan 2020

Received 21/1/2020

[Signature]

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.



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

Service Appeal No. 319/2019

Dr. Saeed ur Rehman

..... Appellant

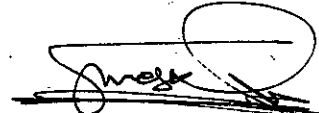
VERSUS

1. *Govt. of Khyber Pakhtunkhwa through Secretary, Health*
2. *Director General Health Services Khyber Pakhtunkhwa*

..... Respondents

I N D E X.

S.No	Description of documents	Annexure	Page
01	Parawise Comments		1 to 03
02.	Notification dated 16/03/1998	"A"	04
03	Notification dated 08/02/2001	"B"	05-06
03.	Notification dated 15/04/2014	"C"	07


(Section Officer (Lit-II))
Govt. of Khyber Pakhtunkhwa
Health Department.

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

SERVICE APPEAL NO. 319 OF 2019

Dr. Saeed ur Rehman.....Appellant

Versus

Govt. of Khyber Pakhtunkhwa and others.....Respondents

Respectfully Sheweth:

PARAWISE COMMENTS ON BEHALF OF RESPONDENTS NO. 2 & 3

Preliminary Objections:-

1. That the Appellant has got neither cause of action nor locus standi to file the instant Appeal.
2. That the Appellant has filed the instant appeal just to pressurize the respondents.
3. That the instant Appeal is against the prevailing Law and Rules.
4. That the Appeal is not maintainable in its present form and also in the present circumstances of the issue.
5. That the Appellant has filed the instant Appeal with mala-fide intention hence liable to be dismissed.
6. That the Appellant has not come to the Tribunal with clean hands.
7. That the Appeal is time barred.
8. That the Honorable Tribunal has no Jurisdiction to adjudicate upon the matter.
9. That the instant Appeal is bad for mis-joinder and non-joinder of the necessary parties.

ON FACTS:

1. Para No. 1 is correct.
2. Para No. 2 is correct.
3. Para No. 3 is correct.

- 2
4. Para No. 4 is correct.
 5. Para No. 5 is incorrect. The Govt. of Khyber Pakhtunkhwa Health Department granted deputation initially for a period of 3 years to Govt. of Punjab, Health Department vide Notification No. SOH-IV/3-10/93/Vol-I dated 16/03/1998 (Annex-A), which was further extended for a period of 2 years i.e. (4th & 5th year) from 19/03/2001 to 18/03/2003 vide Notification No. SOH(IV)3-10/2000/KC dated 08/02/2001 (Annex-B). Thereafter the Govt. of Punjab, Health Department granted extension of deputation in respect of the Appellant from time to time till 18/03/2016 which was improper as the borrowing Department can only grants NOC to the deputationist.
 6. Para No. 6 is incorrect. Proper absence notice was served upon the Appellant on his home address through registered letter vide NO. 8477-78/E-I dated 15/04/2014 and thereafter absence notice was floated in the press (Annex-C), but the Appellant did not respond, also failed to keep informed his parent Department about the factual position.
 7. Para No. 7 as already explained in Para No. 5 above.
 8. Para No. 8 is incorrect. The deputation period of the Appellant was ended on 16/03/2008 and he was removed from government service by the competent Authority vide Notification dated 09/02/2015. The appeal for reinstatement in service of the Appellant was processed by the department and was regretted by the Competent Authority.
 9. Para No. 9 pertains to record, hence no comments.
 10. Para No. 10 is correct.

ON GROUNDS:

- A. Para-A is incorrect. The doctor concerned was issued absence notice on his home address through registered letter and thereafter he was informed through press but he failed to respond and after completion of all the codal formalities, he was removed from service by the competent authority. The punishment awarded to him is according to rules and regulations.

- B. Para-B is incorrect, as already explained in Para-A of the Grounds above.
- C. Para-C is incorrect, as already explained in Para-A of the Grounds above.
- D. Para-D is incorrect, as already explained in Para No. 5 of the Facts above.
- E. Para-E is incorrect. The Appellant joined the Provincial Health Department during April 1992 and since March 1998 he proceed on Deputation to the Govt. of Punjab Health Department for five years sanctioned by the Govt. of Khyber Pakhtunkhwa Health Department after that he remained out of Health Department Khyber Pakhtunkhwa. Actively he performed duty in Health Department Khyber Pakhtunkhwa only for six years.
- F. Para-F is incorrect. He was given the opportunity through absence notice on his home address through registered letter and also through press.
- G. Para-G is incorrect. The Appellant has been treated in accordance with law / rules / policy.

PRAYER:

It is therefore humbly prayed that on acceptance of the comments, the instant Appeal may very graciously be dismissed with cost.

Secretary Health, Khyber Pakhtunkhwa.
Respondent No. 02

Director General Health Services,
Khyber Pakhtunkhwa.
Respondent No. 03

OFFICE OF THE DIRECTOR GENERAL HEALTH SERVICES, KARAK.

GOVERNMENT OF KARAK HEALTH DEPARTMENT
Dated Besh: the 16.3.1998.

No. SOH-IV/3-10/VOL-I. In consultation with services and general Administration Department, Government of NWFP, the competent authority is pleased to place the services of Dr. Saeed-ur-Rehman (BS-17) Medical Officer, Civil Hospital Bahader Khel District Karak District Karak at the disposal of Government of the Punjab, Health Department for a period of 3 years on deputation basis.

His terms and conditions of deputation will be settled later on with Finance Department.

SECRETARY HEALTH DEPT.

Encl: No. SOH-IV/3-10/93/VOL-I Dated 16.3.1998.

Copy forwarded to the:-

1. Secretary to Govt of the Punjab, Health Department, Lahore w/r to his letter No. SO-II/Misc/52/98 dated 24.2.1998. He is requested to send the terms and condition of deputation of the officer concerned as soon as possible so as to settle it with Finance Department NWFP.

2. Director General Health Services, NWFP, Peshawar. He is requested to relieve the doctor concerned to enable him join his new assignment in the Govt of Punjab Health Department. Accountant General, NWFP, Peshawar.

4. Accountant General, Govt of the Punjab, Lahore.

5. Section Officer (R-II) Govt of NWFP, SGA Department w/r to his letter No. SOH-II(SGAD)1(258/95 dated 16.3.98.

6. Distt: Accounts Officer, Karak.

7. Dr. Saeed-ur-Rehman, MO C.H. Bahader Khel District.

SECTION OFFICER (H-17)
AMIR HANJAN
SECRETARY HEALTH DEPT.

OFFICE OF THE DE HEALTH SERVICES, NWFP, PESHAWAR.

No. 6700-701/E.1, Dated Besh: the 17.03.98.

Copy forwarded to the:-

1. D.D.H.S Kohat.

2. DHO, Karak. For information and necessary action.

SA/XXXXXXXXXX
for Director General Health Services NWFP, Peshawar.

OFFICE OF THE DISTRICT HEALTH OFFICER, KARAK.

Encl: No. 52-52/PF/Bsh

Dated Karak the 17.03.1998. Copy forwarded to the:-

1. Medical Officer Incharge O.H. Bahader Khel District.

2. Dr. Saeed ur Rehman Medical Officer O.H. Bahader Khel District.

3. District Accounts Office, Karak.

GOVERNMENT OF PUNJAB
HEALTH DEPARTMENT

Dated Peshawar the 07/2001

13

Amex B
5

NOTIFICATION

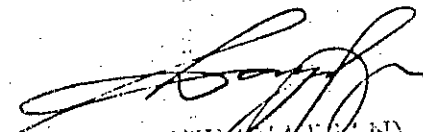
NO. SOH (IV) 5-10-2000 KC. In continuation of this department notification of even number dated 16.3.1998 and with the approval of Special Selection Board, (S&GAD), the competent authority is pleased to extend further extension in deputation for a period of two years (4th & 5th years) w.e.f. from 19.3.2001 to 18.3.2003 in respect of Dr. Saad-Ur-Rehman, ex-Medical Officer Civil Hospital Bahadar Khel (District Karak)

SECRETARY HEALTH.

Endst. No & Date as above.

Copy forwarded for information and necessary action to:-

- 1) The Secretary to Govt. of Punjab Health Department w.r to his letter No. SO (C.II) Misc/5-2/98 dated 14/12/2000.
- 2) Director General Health Services, NWFP Peshawar
- 3) The Accountant General, Govt. of Punjab, Lahore.
- 4) Section Officer (R. II) S&GAD w.r to his letter No. S&GAD/11(255) dated 7.2.2001.
- 5) Doctor concerned


(SAYED HUSSAIN)
SECTION OFFICER HEALTH (IV)

Better copy D

(13) 6

GOVERNMENT OF N.W.F.P

HEALTH DEPARTMENT

Dated Peshawar 08.02.2001

Notification

NO.SOH(IV)3-10-2000-KC In Continuance of the department notification of even number dated 16.03.1998 and with the approval of special selection Board, (S&GAD), the competent authority is pleased to accord further extension in deputation for a period of two years (4th & 5th years) w.e. from 19.02.2001 to 18.03.2003 in respect of Dr.Saeed-Ur-Rehman, Ex-Medical Officer Civil Hospital Bahdar Khel (District Karak).

SECRETARY HEALTH



DIRECTORATE GENERAL HEALTH SERVICES
KHYBER PAKHTUNKHWA PESHAWAR

All communications should be addressed to The Director General
Health Services Peshawar and not to any official by name.
Office Ph (091-9210269 Exchange Ph 091-9210187, 091-9210196 Fax (091-9210230
No. 8427-78 /E.I Dated: 15/3/2014

REGISTERED

To,

Dr. Saeed-Ur-Rehman S/O Ghulam Rasool Khan,
Village Alwar Bandar PO Shaheden Banda Tehsil & Distt:
Karak.

Subject: - service status of Dr. Saeed-Ur-Rehman S/O Ghulam Rasool
Khan MO (B-17) Health Department.

Section officer (South) Govt: of the Punjab Health
Department directed the EDO (Health) Khanewal to relieve you on
expiry of deputation on 19.03.2014 vide their letter dated
15.03.2014, but as per record of this Directorate your present
service status is not known.

Through this notice you're directed to intimate you
present service status to update the record of this Directorate.

[Signature]
15/4/14
Assistant Director (P-I)
DIRECTORATE GENERAL HEALTH
SERVICES KHYBER PAKHTUNKHWA PESHAWAR

Cc:-

AE-II DGHS KPK Peshawar for information.