

22nd Sept 2022

Learned counsel for the appellant present. Mr. Muhammad Jan, District Attorney alongwith Miss. Sabia Nazeer, DEO(F) Haripur present.

After arguing the appeal the presence of the DEO(F) Haripur was felt to assist the Tribunal regarding repatriation letter issued to the Secretary to Government of Khyber Pakhtunkhwa Education Department on 29.08.2019 passed after few years of the impugned order of removal from service of the appellant passed on 23.04.2016 and again dismissal of appeal by the Secretary to Government of Khyber Pakhtunkhwa Education Department on 26.01.2021. DEO (F) Haripur Sabia Aziz put appearance and sought some time to verify the situation. To come up for arguments on 17.11.2022 before D.B at camp court Abbottabad.



(Fareeha Paul)
Member (Executive)





(Kalim Arshad Khan)
Chairman
Camp Court Abbottabad

21th July 2022

Appellant alongwith her counsel present.
Kabiruallah Khttak, Addl: AG and Mr. Noor Zaman
Khattak, District Attorney for respondents present.

Learned counsel for the appellant has submitted
rejoinder which is placed on file. A copy of the same is
handed over to the learned Addl: AG, who requested for
adjournment to go through the rejoinder and argue the
case on the next date. Adjourned. To come up for
arguments on 22.09.2022 before D.B at camp court
Abbottabad.


(Salah Ud Din)
Member (Judicial)


(Kalim Arshad Khan)
Chairman
Camp Court Abbottabad

16.05.2022

Counsel for the appellant. Mr. Asif Masood Ali Shah, Deputy District Attorney along with Mr. Ahmad Sultan, ADEO (Lit) for the respondents present.

Written reply/comments on behalf of respondent No. 1 to 3 submitted which is placed on file. To come up for rejoinder as well as arguments on 15.06.2022 before D.B at camp court Abbottabad.



Fareeha Paul
Member (E)
Camp Court, Abbottabad

15.06.2022

Appellant in person present.

Muhammad Adeel Butt, learned Additional Advocate General alongwith Jehangir Akhtar Litigation Assistant for respondents present.

Both the parties were ready for arguments but record is incomplete. Learned counsel for the appellant requested for time to submit record. Adjourned. To come for record/arguments on 21.07.2022 before D.B at Camp Court, Abbottabad.



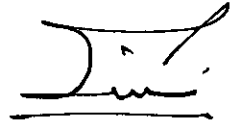
(Fareeha Paul)
Member (E)
Camp Court, A/Abad



(Rozina Rehman)
Member (J)
Camp Court, A/Abad

18.01.2022

Learned counsel for the appellant present. Mr. Kabirullah Khattak, Additional Advocate General for the respondents present and sought time for submission of written reply/comments. Adjourned. To come up for written reply/comments on 19.04.2022 before S.B at Camp Court Abbottabad.

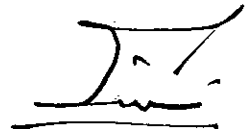


(Salah-ud-Din)
Member (J)
Camp Court A/Abad

19.04.2022

Learned counsel for the appellant present. Mr. Kabirullah Khattak, Additional Advocate General present.

Notices be issued to the respondents through registered post with the directions to submit written reply/comments on the next date positively, failing which their right for submission of written reply/comments shall be deemed as struck off. Adjourned. To come up for submission of written reply/comments on 16.05.2022 before the S.B at Camp Court Abbottabad.



(Salah-Ud-Din)
Member (J)
Camp Court Abbottabad

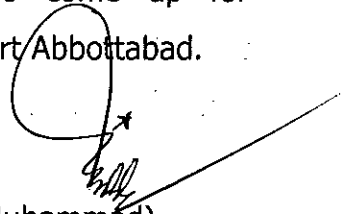
25.11.2021

Counsel for the appellant present. Preliminary arguments have been heard.

Learned counsel for the appellant while highlighting background of her service stated that the appellant was appointed as Trained Teacher (BS-07) on 08.08.1989 in respondent-department. The appellant had been on deputation to the Federal Directorate of Education from 24.08.2005 to 25.08.2010 (initial 03 years and further extended 02 years). Thereafter, her repatriation order dated 25.11.2011 was withdrawn in pursuance of Establishment Division letter dated 16.04.2012, on 25.05.2012. The case of her permanent absorption in the Federal Directorate of Education was taken up with the parent department (respondent-department) on 12.09.2013. The Federal Directorate of Education approached the respondent-department on 17.07.2019 with the plea that appellant has been on deputation whose deputation period of five years completed on 25.08.2010 and no NOC beyond that date had been issued therefore regularization of deputation period beyond 25.08.2010 till date as well as further extension for two years till 16.07.2021 was requested for. During correspondence between Federal and Provincial Government, the appellant stood repatriated to parent department vide order dated 29.08.2019. She was also repatriated by the Federal Directorate of Education vide office order dated 06.03.2020 and reliving report to this effect issued on 31.08.2020. The appellant therefore submitted arrival/joining report in parent department on 31.08.2020. However, her joining report was not accepted by respondent No.3. The appellant approached to respondent No.1 who sought "views and comments within two days" on 10.02.2021. She also requested respondent No.3 on 19.03.2021 for copies of appellate order on her appeal. During this period an impugned letter dated 26.01.2021 from respondent No.3 to respondent No.1 has been

issued terming the appellant's service automatically terminated after five years continuous absence, under FR-18 and Rule-12 of the Khyber Pakhtunkhwa Civil Servants revised leave Rules 1987. The appellant preferred departmental appeal to respondent No.2 on 10.02.2021 which is not responded within the statutory period hence, the service appeal filed on 20.08.2021. An application for condonation of delay has been submitted with memo of service appeal. Learned counsel for the appellant submitted an application for fixation of the instant service appeal at camp court Abbottabad. Application is allowed and the instant service appeal to be fixed before camp court Abbottabad for the date fixed.

The appeal is admitted to regular hearing subject to all just legal objections including limitation. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to respondents for submission of reply/comments. To come up for reply/comments on 18.01.2022 before S.B at camp court Abbottabad.


(Mian Muhammad)
Member(E)

Appellant Deposited
Security & Process Fee

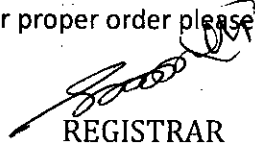

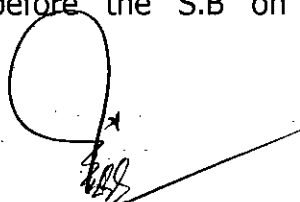
25/1/22

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 7290 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	20/08/2021	<p>The appeal of Mst. Jamshid Akhter presented today by Mr. Mohammad Aslam Tanoli Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p> REGISTRAR</p>
2-		<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>11/10/21</u>.</p> <p> CHAIRMAN</p>
	11.10.2021	<p>Learned counsel for the appellant present.</p> <p>Learned counsel for the appellant seeks adjournment due to General Strike of the Peshawar Bar Association. Adjourned. To come up for preliminary hearing before the S.B on 25.11.2021.</p> <p> (MIAN MUHAMMAD) MEMBER (E)</p>

**BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR
CHECK LIST**

Case Title: Mst Jamshed Akhtar vs Secretary ESS Education K.P.K & others

S.#	Contents	Yes	No
1.	This appeal has been presented by: <u>Mohammed Aslam Tanzeel Advise</u>	✓	
2.	Whether Counsel / Appellant / Respondent / Deponent have signed the requisite documents?	✓	
3.	Whether Appeal is within time?	✓	
4.	Whether the enactment under which the appeal is filed mentioned?	✓	
5.	Whether the enactment under which the appeal is filed is correct?	✓	
6.	Whether affidavit is appended?	✓	
7.	Whether affidavit is duly attested by competent oath commissioner?	✓	
8.	Whether appeal/annexures are properly paged?	✓	
9.	Whether certificate regarding filing any earlier appeal on the subject, furnished?	✓	
10.	Whether annexures are legible?	✓	
11.	Whether annexures are attested?	✓	
12.	Whether copies of annexures are readable/clear?	✓	
13.	Whether copy of appeal is delivered to A.G/D.A.G?	✓	
14.	Whether Power of Attorney of the Counsel engaged is attested and signed by petitioner/appellant/respondents?	✓	
15.	Whether numbers of referred cases given are correct?	✓	
16.	Whether appeal contains cuttings/overwriting?		✓
17.	Whether list of books has been provided at the end of the appeal?		
18.	Whether case relate to this Court?	✓	
19.	Whether requisite number of spare copies attached?	✓	
20.	Whether complete spare copy is filed in separate file cover?	✓	
21.	Whether addresses of parties given are complete?	✓	
22.	Whether index filed?	✓	
23.	Whether index is correct?	✓	
24.	Whether Security and Process Fee deposited? on		
25.	Whether in view of Khyber Pakhtunkhwa Service Tribunal Rules 1974 Rule 11, notice along with copy of appeal and annexures has been sent to respondents? on		
26.	Whether copies of comments/reply/rejoinder submitted? on		
27.	Whether copies of comments/reply/rejoinder provided to opposite party? on		

It is certified that formalities/documentation as required in the above table have been fulfilled.

Name:

Mohammed Aslam Tanzeel Advise

Signature:

M. Aslam

Dated:

20/08/2021

BEFORE HONOURABLE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL PESHAWAR

Appeal No.....7290.....

Mst. Jamshid Akhtar Ex-M.T.T. BPS-7 (GGMS Bandi Muneem) Education Department (Female) Haripur presiding residing Block No. 34-B. Flate No.16, D-9/II, Islamabad.

Appellant

VERSUS

1. Secretary, Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar.
2. Director, Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (Female) Haripur.

Respondents

SERVICE APPEAL

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Appellant

Through


(Mohammad Aslam Tanoli)
Advocate High Court
at Haripur

Dated: 20-08-2021

**BEFORE HONOURABLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR**

Appeal No.....

Mst. Jamshid Akhtar Ex-M.T.T. BPS-7 (GGMS Bandi Muneem) Education Department (Female) Haripur presently residing Block No. 34-B, Flat No.16, D-9/II, Islamabad.

Appellant

VERSUS

1. Secretary, Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar.
2. Director, Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (Female) Haripur.

Respondents

SERVICE APPEAL UNDER SECTION-4 OF KPK SERVICE TRIBUNAL ACT 1974 AGAINST THE ORDER DATED 26-01-2021 OF THE DEPUTY DIRECTOR (FEMALE) S&SE KPK PESHAWAR AND ORDER DATED 23-04-2016 OF DEO (FEMALE) HARIPUR (COPY OF WHICH WAS NEVER PROVIDED TO APPELLANT) WHEREBY THE APPELLANT HAS BEEN TERMINATED FROM SERVICE ILLEGALLY, UNLAWFULLY, CONTRARY TO THE DEPARTMENTAL RULES & REGULATIONS IN A WHIMSICAL AND ARBITRARY MANNER WITHOUT ANY PROOF.

PRAYER: ON ACCEPTANCE OF INSTANT SERVICE APPEAL IMPUGNED ORDERS DATED 26-01-2021 OF THE DEPUTY DIRECTOR (FEMALE) S&SE KPK PESHAWAR AND ORDER DATED 23-04-2016 OF DEO (FEMALE) HARIPUR MAY GRACIOUSLY BE SET ASIDE AND THE APPELLANT BE RE-INSTATED IN SERVICE FROM THE DATE OF TERMINATION WITH ALL CONSEQUENTIAL SERVICE BACK BENEFITS AS THE APPELLANT HAS RENDERED MORE THAN 30 YEARS SERVICE.

Respectfully sheweth,

1. That appellant was appointed as Trained Teacher (BPS-07) in the Schools and Literacy Department, N.W.F.P. Peshawar on 08-08-1989 and was posted in Govt. Middle School Bandi Muneem District Haripur.

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2. That the Federal Directorate of Education, Islamabad vide its letter No. F. 4-9/2005 (W)FDE dated 21-05-2005 borrowed the services of the appellant on deputation as Metric Trained Teacher initially for a period of 03 years with some terms and conditions along with "NOC & Lien Retention Certificate". **(Copy of letter dated 21-05-2005 is attached as Annex-"A")**.
3. That in accordance with afore mentioned letter, the Schools and Literacy Department, N.W.F.P. Peshawar vide its order No. SO (PE) 5-2/98/2005 (Mrs. Jamshid Akhtar) dated 24-08-2005 placed the services of appellant at the disposal of the Federal Directorate of Education, Islamabad on deputation basis for a period of 03 years with the condition that pension contribution will be payable according to Appendix-3 of Accounts Code Volume-I and she was relieved to join her new assignments. **(Copy of Order dated 24-08-2005 is attached as Annex-"B")**.
4. That consequent upon relieving of appellant from her parent department the Federal Directorate of Education, Islamabad allowed her to join new assignment in F.G. Girls Model School Presidential Estate Islamabad against a vacant post vide Office Order No. F-4-9/205 (W) FDE dated 17-09-2005. **(Copy of Office Order dated 17-09-2005 is attached as "C")**.
5. That in pursuance of the NOC contained in letter No. SORI (E&AD)1-14/82 (VOL-XIII) dated 19-06-2008, the Government of NWFP Elementary & Secondary

Education Department Peshawar vide its order No. SO(PE)5-2/98/05/(Mst. Jamshid Akhtar) dated 03-07-2008 extended the appellant's initial deputation period for further 02 years i.e. up to 25-08-2010. **(Copy of Order dated 03-07-2008 is attached as Annex-"D")**.

6. That the Federal Directorate of Education, Islamabad vide its order No. F. 1-91/2008 (W) FDE dated 30th August 2008 also agreed to extend appellant's deputation for further 02 years upto 25-08-2010. **(Copy of Order dated 30-08-2008 is attached as Annex-"E")**.
7. That the Federal Directorate of Education, Government of Pakistan Islamabad vide its Office Order No. F. 4-9/2005 (W) FDE dated 25-05-2012 cancelled/withdrawn the repatriation order dated 25-11-2011 of appellant till further order and did not relieve her to join parent department. **(Copy of Order dated 25-05-2012 is attached as Annex-"F")**.
8. That in the light of approval of the Prime Minister of Pakistan, the Federal Directorate of Education, (FDE) Islamabad vide its letters No. F. 2013/PA-Dep/14-16-17 (W) FDE dated 12-09-2013 demanded NOC for permanent absorption of appellant from the Section Officer (Primary) Elementary & Secondary Education Department, Got of KPK, Peshawar. **(Copies of Order dated 12-09-2013 are attached as "G")**.
9. That on 17-07-2019 once again the Federal Directorate of Education, Government of Pakistan Islamabad

requested the Elementary & Secondary Education Department, Govt of KPK, Peshawar for NOC of the appellant for her extension in deputation period. **(Copy of Order dated 17-07-2019 is attached as Annex-"H")**.

10. That thereafter the Competent Authority, Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar vide its Order No. SO(PE)/5-2/IPT/Haripur/Mst.Jamshid Akhtar TT/2013 dated 29-08-2019 repatriated the appellant from Federal Directorate of Education, Government of Pakistan Islamabad to Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar with immediate effect with a copy to DEO(Female) Haripur to adjust appellant against vacant post in District Haripur. **(Copy of order dated 29-08-2019 is attached as Annex-"I")**.
11. That then another Office Order dated 21-07-2020 was passed by the Govt. of KPK, Elementary & Secondary Education Department Peshawar directing the District Education Officer (Female) Haripur that on repatriation from Federal Directorate of Education, Islamabad to adjust the appellant in her home district Haripur immediately. **(Copy of order dated 21-07-2020 is attached as Annex-"J")**
12. That in accordance with Office Order Dated 06th March 2020 of Govt of Pakistan Federal Directorate of Education Islamabad as well as the Principal, Islamabad Model School for Girls (I-X) Colony G-5 Islamabad vide letter No. D-127/2020-202/IMSG(PE)

(5)

dated 31-08-2020 the appellant was relieved on 31-08-2020 from her borrowing department. **(Copies of the order dated 06-03-2020 and 31-08-2020 are attached as Annex-"K&L")**.

13. That on relieving from Islamabad Model School for Girls (I-X) Colony G-5 Islamabad the appellant reported for duty to the District Education Officer (Female) Haripur, but her duty report was rejected and she was not allowed to join duty. Even appellant has also submitted her duty reports to Director's Office as well as Secretary Education office Peshawar by TCS/registered post but all in vain. **(Copies of deputy reports are attached as Annex-"M")**.
14. That the Deputy Director (Female) E&SE Khyber Pakhtunkhwa Peshawar vide his letter No.4320/P.File/Jamshid Akhtar TT dated 26-01-2021 in the light of report of DEO Haripur dated 09-10-2020 has reported that the appellant has been terminated from service vide order dated 23-04-2016 and she is no more employee of this department; **(Copy of the order dated 26-01-2021 is attached as Annex-"N")**.
15. That aggrieved of the order dated 26-01-2021 the appellant also filed a departmental appeal dated 10-02-2021 before the Secretary, Elementary & Secondary Education, KPK Peshawar of which decision is still awaited. Appellant incessantly been moving to the Office of Secretary E&SE KPK at Peshawar as well as District Education Officer (Female) at Haripur for the

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copy of her appellate order, if appeal has been decided, but she is not provided the same on one or the other pretext despite the fact that appellant has learnt that her appeal has been decided. Appellant has been made a rolling stone by the Education Department despite rendering her 30 years service. She has been deprived of her legitimate right service, salary, promotion, gratuity and pension including other allied benefits and that too for no fault on her part. Education and future of her children is in a great danger as she has been rendered unemployed and has no source of income. Neither she is taken on duty nor given any reply of his appeal/requests. This is a case of hardship in eyes of law and needs sympathetic consideration. **(Copy of departmental appeal dated 10-02-2021 is attached as Annex-"O")**.

16. That hence instant service appeal, inter alia, on the following grounds:-

GROUND:

- A) That order dated 26-01-2021 of the Deputy Director (Female) E&SE Khyber Pakhtunkhwa Peshawar and order dated 23-04-2016 of District Education Officer (Female) Haripur (Copy of which was never provided to appellant) are void-abinitio, illegal, unlawful, without lawful authority, against the departmental rules and regulations, passed slipshod, cursory, superficially, arbitrary and whimsical in manner, hence liable to be set aside.

- B) That it is incorrect that the appellant remained willful absent rather she was transferred on deputation to the Federal Directorate of Education, Government of Pakistan Islamabad properly. Therefore, her deputation cannot be counted as willful absence.
- C) That appellant's as well as her borrowing department i.e. Federal Directorate of Education, Government of Pakistan Islamabad's address were very much available with appellant's parents department and she could easily be contacted and properly repatriated when her deputation came to an end. But no such proper procedure, manner and practice was ever adopted and according to DEO Haripur the so-called disciplinary action was taken and appellant was terminated from service in the year 2016 which is incorrect, false and fabricated.
- D) That both the borrowing and lending departments remained in correspondence with each other with regard to appellant's deputation and her permanent absorption in borrowing department.
- E) That no proper inquiry was ever conducted by either borrowing or lending department to terminate the services of appellant. There had been some correspondence between both the departments during the year 2019 to 2021 with regard to appellant's repatriation and relieving etc. But after getting relieved her from the borrowing department

the appellant's parent department has started tactics not to take her on duty without any reason.

- F) That repatriation orders of appellant which was passed by appellant's parent department on 29-08-2019 and 21-07-2020 could be passed well in time on expiry of deputation and sent to appellant's borrowing department to relieve her. As subsequently the repatriation orders dated 29-08-2019 and 21-07-2020 of the appellant was directly addressed to the authorities of borrowing department and in the same way it could also be addressed earlier. Appellant has been terminated from services with no fault on her part. She has been deprived of her legitimate right of service and earning livelihood.
- G) **That appellant has served both the lending and borrowing departments for more than 30 years. She has unblemished rather meritorious service record at here credit. But she has been terminated without any fruit of 30 years service.**
- H) That the respondents have not treated the appellant in accordance with law, departmental rules & regulations and policy on the subject and have acted in violation of Article-4 of the constitution of Islamic Republic of Pakistan 1973 and unlawfully issued the impugned orders, which are unjust, unfair hence not sustainable in the eyes of law.

- I) That the appellate authority has also failed to abide by the law to reply the grounds taken by him in the memo of departmental appeal. The act of appellate authority is in negation and derogation to the rules as laid down in the KPK Govt Servants deputation rules, other departmental rules regulations read with section 24-A of General Clause Act 1897 read with Article 10A of the Constitution of Islamic Republic of Pakistan 1973.
- J) That since 01-09-2020, the appellant is out of service and her salary has been stopped. She is running from pillar to post for joining her duty but neither she is allowed her duty nor given any reply. She is forcibly stopped from joining her duties without any reason. This is a case of hardships and appellant is hanging between the sky and earth.
- K) Appellant and her children are badly suffering financially. Besides this her children's education is at stake and being destroyed for want of money in this era of high dearness while the prices of commodities are speaking with the sky.
- L) That instant appeal is well within time and this honorable Service Tribunal has got every jurisdiction to entertain and adjudication upon the same.

PRAYER:


It is, therefore, humbly prayed that on acceptance of instant Service appeal both the orders dated 26-01-2021 and 23-04-

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2016 of respondent may graciously be set aside and appellant be re-instated in his service with all consequential service back benefits as the appellant has rendered more than 30 years qualifying service in both the Education Departments. Any other relief which this Honourable Tribunal may deem fit in circumstances of the instant case may also be granted.

Through:


Appellant


(Mohammad Aslam Tanoli)
Advocate High Court
At Haripur

Dated 20-08-2021

VERIFICATION

It is verified that the contents of instant Service Appeal are true and correct to the best of my knowledge and belief and nothing has been concealed thereof.

Dated 20-08-2021


Appellant



BEFORE HONOURABLE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL PESHAWAR

Mst. Jamshid Akhtar Ex-M.T.T. BPS-7 (GGMS Bandi Muneem) Education Department (Female) Haripur presiding residing Block No. 34-B. Flate No.16, D-9/II, Islamabad.

Appellant

VERSUS

1. Secretary, Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar.
2. Director, Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (Female) Haripur.

Respondents

SERVICE APPEAL

AFFIDAVIT:

Mst. Jamshid Akhtar, appellant do hereby solemnly declare and affirm on oath that the contents of the instant Service Appeal are true and correct to the best of my knowledge and belief and nothing has been suppressed from this Honourable Service Tribunal.

Deponent/Appellant

Dated: 20-08-2021

Identified By:

Mohammad Aslam Tanoli
Advocate High Court
At Haripur

Dated 20-08-2021

Appellant

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BEFORE HONOURABLE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL PESHAWAR

Mst. Jamshid Akhtar Ex-M.T.T. BPS-7 (GGMS Bandi Muneem) Education Department (Female) Haripur presiding residing Block No. 34-B. Flate No.16, D-9/It, Islamabad.

Appellant

VERSUS

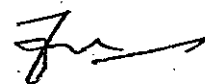
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2. Director, Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (Female) Haripur.

Respondents

SERVICE APPEAL

CERTIFICATE

It is certified that no such Appeal on the subject has ever been filed in this Honourable Service Tribunal or any other court prior to the instant one.



APPELLANT

Dated: 20-08-2021

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BEFORE HONOURABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Mst. Jamshid Akhtar Ex-M.T.T. BPS-7 (GGMS Bandi Muneem) Education Department (Female) Haripur presiding residing Block No. 34-B. Flate No.16, D-9/II, Islamabad.

Appellant

VERSUS

1. Secretary, Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar.
2. Director, Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (Female) Haripur.

Respondents

APPLICATION FOR CONDONATION OF DELAY IN FILING SERVICE APPEAL BEFORE THIS HONOURABLE SERVICE TRIBUNAL.

Respectfully Sheweth:

1. That applicant/appellant has filed today Service Appeal, which may be considered as part and parcel of this application, against order dated 26-01-2021 and 23-04-2016 passed by respondents whereby appellant terminated from service and she is not being taken on duty after repatriation to parents department.
2. That as the orders have been passed in violation and derogation of the statutory provisions of law, rules and regulations governing the terms and conditions of service of the appellant; therefore causing a recurring cause of action to the applicant/appellant can be challenged and questioned irrespective of a time frame.
3. That impugned orders passed by the respondents on 26-01-2021 and 23-04-2016 are void abinitio, illegal, without lawful authority and whimsical in manner. The applicant/appellant had filed departmental appeal in time but did not respond by respondents and appellant has rigorously been pursuing his case. The delay, if any, in filing departmental as well as service appeal needs to be condoned.
4. That instant application is being filed as an abundant caution for the condonation of delay, if any. The impugned orders are liable to be set aside in the interest of justice.

It is, therefore, respectfully prayed that on acceptance of the instant application the delay, if any, in filing of above titled appeal may graciously be condoned.

Through:

[Signature]
Applicant/Appellant
[Signature]
(Mohammad Aslam Tanoli)
Advocate High Court
At Haripur

Dated 7th -08-2021

VERIFICATION:

It is verified that the contents of the instant application/appeal are true and correct to the best of my knowledge & belief & nothing has been suppressed.

Dated 20-08-2021

[Signature]
Applicant/Appellant

14

Annex-A'

No. F.4-9/2005(W)FDE
Government of Pakistan
Federal Directorate of Education

Islamabad, May 21, 2005.

The Section Officer (Primary),
Schools & Literacy Department,
Government of N.W.F.P.,
Peshawar.

Subject: TRANSFER ON DEPUTATION UNDER THE FEDERAL DIRECTORATE OF EDUCATION, ISLAMABAD.

The competent authority has been pleased to borrow the services of Mrs. Jamshed Akhtar under the Government of N.W.F.P. on deputation as Matric Trained Teacher under the Federal Directorate of Education, Islamabad on the following terms and conditions:-

- a) She will be on deputation initially for a period of three (03) years or till the joining of a regular selectee, which ever is earlier.
- b) On the completion of deputation period, she will stand repatriated to her parent department without any notice. Prior to her joining under this directorate, she will also submit an undertaking on stamp paper duly attested by the magistrate class-I to the effect that she will neither claim for permanent absorption nor file an appeal / writ petition in the court for permanent absorption.
- c) The Federal Government has the right to revert her to her parent department at any time without prior notice.
- d) She shall draw her own pay in her own scale / grade.
- e) She shall be entitled to draw allowances and other fringe benefits as admissible to other Federal Government employees.
- f) No. T.A. / D.A will be admissible on her joining in this Department or repatriation to her parent department.
- g) She will not be paid any deputation allowance.
- h) The parent department will retain her lien for the said deputation period as admissible under the rules and is bound to accept her as and when she is repatriated from this Directorate.
- i) There will be no possibility of her transfer within a period of deputation after joining.
- j) In case of her promotion in parent department, she will be reverted before completion of her deputation period.
- k) She will be posted in Rural Area of Islamabad.

02. Since Mrs. Jamshed Akhtar, is working under the administrative control of your department, it is requested that she may be relieved off and directed to report to the undersigned within "30-days" from the date of issuance of this letter alongwith "N.O.C & Lien retention certificate" from your department, if the above terms and conditions are acceptable to her and the department.

03. This is issued with the approval of Director General (Education).

(RIZWANA WAQAR)
DEPUTY DIRECTOR (W)

Copy to:-

- i) The A.G.P.R, Islamabad.
- ii) Personal file.
- iii) Office order file.
- iv) Mrs. Jamshed Akhtar,
C/o: Ahmad Afzal, Pak P.W.D,
Block No. 34-B H.No. 16, G-9/2
Islamabad.
- 1) Govt. Girls High School, Bandi
Maneem Haripur Hazara.

Attested
Jm

(15)

Annex-B

WED, 24 AUG 05 14:08

SECRETARY SL PAK

892 91 9211419

F.01

GOVERNMENT OF N.W.F.P
SCHOOLS AND LITERACY DEPARTMENT

ORDER


NO. SO(PE)5-2/98/2005 (Mrs. Jamshid Akhtar). In pursuance of the Federal Directorate of Education Islamabad Letter No. F.4-9/2005(W)FDE dated 21/5/2005, the services of Mrs. Jamshed Akhtar, TT Government Middle School Bandi Maneem, District Haripur are hereby placed at the disposal of the Federal Directorate of Education, Islamabad on deputation for initial period of 03 years on the terms & conditions contained in the above quoted letter. She is relieved to join her new assignment subject to the condition that pension contribution will be payable according to Appendix-3 of Account Code Vol.I.

SECRETARY TO GOVT. OF NWFP
SCHOOLS AND LITERACY DEPARTMENT

Endst.No. NO. SO(PE)5-2/98/2005 (Mrs. Jamshid Akhtar)/ Dated 24.08.2005

Copy forwarded to the:

1. Secretary to Government of NWFP, Establishment Department w/r to his letter No. SOR-1/E&AD/I-14/82(A)(Vol.VIII) dated 20.6.2005.
2. Secretary to Government of NWFP, Finance Department w/r to his letter No. SOSR.III/FD/S-14/2004 dated 04/07/2005.
3. Director Schools and Literacy, NWFP, Peshawar.
4. Executive District Officer, Schools and Literacy Haripur with reference to her letter No.17389/Misc: (Female) Cases Dated 01.08.2005, with the request to relieve and direct the teacher concerned to report to the Federal Directorate of Education Islamabad.
5. The Director Federal Directorate of Education Islamabad w/r to his letter No.F.4-9/2005(W)FDE dated 21/5/2005.
6. District Accounts Officer, Haripur.
7. Mrs. Jamshed Akhtar, TT Teacher, GMS, Bandi Maneem District Haripur.


SECTION OFFICER (PRIMARY)

Attested
Fu

16

Annex-C

No. F-4-9/2005(W/FDE
Government of Pakistan
Federal Directorate of Education

Islamabad, September 17, 2005

OFFICE ORDER

Consequent upon her relieving from the parent department i.e. Education department, Government of N.W.F.P., Mrs. Jamshed Akhtar, Theology Teacher, Govt. Middle School, Bandi Maneem, District Haripur taken on deputation as M.T.T. (in her own pay and grade) for a period of three (03) years vide this Directorate's letter of even number dated 21.05.2005 is hereby posted in F.G. Girls Model School Presidential Estate, Islamabad against a vacant post..

2. She is allowed to join her duty w.e.f. 26.08.2005.
3. This is issued with the approval of Director General (Education).

(MRS. RIZWANA WAQAR)
DEPUTY DIRECTRESS (W)

Copy to:-

- i. The A.G.P.R., Islamabad.
- ii. Head concerned.
- iii. Mrs. Jamshed Akhtar, Block No.34/B, House No.16, G-9/2, Islamabad.
- iv. Section Officer (Primary), Schools & Literacy Department, Government of N.W.F.P. Peshawar w.r.t. their order bearing No.SO(PE)5-2/98/2005 (Mrs. Jamshed Akhtar) dated 24.08.2005.
- v. Personal File.
- vi. Office Order File.

(MANZOOR MASIH KHOKHAR)
ADMINISTRATIVE OFFICER (W)

Attested
Fu

(17)

Annex-D

37 SECRETARY SL PAK

092 91 9211419

P. 01

GOVERNMENT OF NWFP
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

ORDER.

NO. SO(PE)5-2/98/05/Mst. Jamshed Akhtar TT. In pursuance of the NOC issued by Establishment Department Govt. of NWFP contained in letter No. SORI(E&AD) 1-14/82(VOL-XIII) dated 19-6-2008, the competent authority is pleased to approve further extension of 2 years (wef. 26-8-2008 to 25-08-2010) in deputation period of Mst. Jamshed Akhtar TT GGPS Bandi Maneem Haripur now on deputation to the Federal Directorate of Education Islamabad on the terms and conditions contained in this department order of even No. dated 24-08-2005.

SECRETARY TO GOVT. OF NWFP
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Endst. No. SO (PE)5-2/98/05/Jamshed Akhtar Dated Pesh: the, 03-7-2008

Copy forwarded to:-

- 1/ The Secretary to Govt. of NWFP Establishment Department w/r to his letter No. cited above.
- 2/ The Director Federal Directorate of Education Islamabad w/r to his letter No. F.4-9/2005-Dep(W)FDE dated 12-4-2008.
- 3/ The Director Elementary & Secondary Education NWFP, Peshawar.
- 4/ The Executive District Officer Elementary & Secondary Education Haripur w/r to his letter No. 5614 dated 7-5-2008.
- 5/ The Distt: Accounts Officer Haripur.
- 6/ Mst. Jamshed Akhtar TT GGPS Bandi Maneem Haripur.

SECTION OFFICER (PRIMARY)

Attested
For

3
3-7-08

18

Annex-E

No.F.1-91/2008 (W) FDE
Government of Pakistan
Federal Directorate of Education


Islamabad, the 30th August, 2008.

OFFICE ORDER

The tenure of deputation in respect of Mrs. Jamshaid Akhtar, M.T.T, F.G. Girls Model School, Presidential Estate (F.A) Islamabad is hereby extended for a period of 02-year upto 25.08.2010 on same terms of condition of her initial deputation.

2. On the expiry of above period, she shall automatically stand repatriated to her parent department.

3. This is issued with the approval of Director General (Education).


(DR. SHAHNAZ A. RIAZ)
DIRECTOR SCHOOLS (F)

Copy forwarded to:

- The A.G.P.R., Islamabad.
- The Section Officer (Primary) Schools and literacy Department, Govt. NWFP, Peshawar.
- Head concerned.
- Person concerned.
- Personal file.
- Office order file.

(DR. SHAHNAZ A. RIAZ)
DIRECTOR SCHOOLS (F)

Attested
For

19

Annex-F

No.F.9-14-DEP/4-57-W/FDE
Government of Pakistan
Federal Directorate of Education

Islamabad, the 25th May, 2012.

OFFICE ORDER

In pursuance of Establishment Division letter No.10/30/97-R-2 dated 16-04-2012, conveyed by CA&D Division letter No.F.4-57/2011(Education), dated 09-05-2012, the repatriation Office Order No.F. 1-9/91-Dep/MTT(W)/FDE dated 25.11.2011 in respect of Mst. Jamshad Akhtar, MTT (Deputationist), Islamabad Model School for Girls (I-X), Presidential Estate G-5, Islamabad is hereby cancelled / withdrawn w.e.f. 25.11.2011 till further orders.

2. This order will be cancelled / modified, withdrawn as and when found necessary.
3. This issues with the approval of Director Général (Education).

(AMNA TARIQ)
ASSISTANT DIRECTOR SCHOOLS (Female)

Copy to:-

- AGPR, Islamabad
- Head Concerned with the direction to release her salary since her repatriation date.
- Person concerned
- Personal File.

Attested
For

(RIASAT ALI)
ADMN OFFICER (Female)

20

Annex-9

MOST IMMEDIATE

No. F.2013/P.A-Dep/14-16-17/(W) FDE
Government of Pakistan
Federal Directorate of Education

Islamabad the 12th September, 2013.

To,
The Section Officer (Primary),
Elementary & Secondary Education Department,
Government of KPK,
Peshawar.

Subject: NO OBJECTION CERTIFICATE FOR PERMANENT ABSORPTION

I am directed to refer to the subject noted above and to say that, Mrs. Jamshad Akhtar D.O.B 19.03.1969 D/O Muhammad Nazir was taken on deputation under FDE on 26.08.2005 in her own pay/grade & scale i.e MTT (B-07).

2. Now, in the light of approval of the Prime Minister of Pakistan, the FDE is preparing the case for permanent absorption of the deputationist for onward transmission to CA&D Division for DPC/DSC. In this regard, the NOCs of parent department for permanent absorption of the deputationists are required.

3. You are requested that, the NOC / consent of your's department for permanent absorption in respect of Mrs. Jamshad Akhtar may be furnished to this Directorate upto 30.09.2013 for further process please. Beyond 30.09.2013 the NOC/consent will not be acceptable.

Attention: The name of above teacher will be considered for permanent absorption in the light of recruitment rule subject to approval by the Departmental Selection Committee / CA&D Division Islamabad on the condition that, completion of 05-years deputation period, meet the wedlock policy, fulfillment of codal & procedural formalities, availability of posts. If the services of above name teacher not absorbed on permanent basis by DSC / CA&DD due to lack of academic / professional qualification OR not fall in the recruitment rule OR any other deficiencies then FDE will be not bound to absorb her services on permanent basis under FDE on the basis of this letter.

4. This letter does not confer any right or claim of permanent absorption.

5. This is issued with the approval of Director General (Edu).

Copy to:

- ↓ E.D.O concerned.
- ↓ D.E.O concerned.
- ↓ Person concerned.

Attended
For

(HASAN IMRAN BAIG)
Dy. Director Schools (FEMALE)

Hasan
(HASAN IMRAN BAIG)
Dy. Director Schools (FEMALE)

21

Annex-H

Government of Pakistan
Federal Directorate of Education

Islamabad, the 17th July 2019

From: Agha Nadeem Khan,
Admn Officer Schools (Female),
Federal Directorate of Education,
Rohtas Road, Sector G-9/4, Islamabad.

To: Section Officer (Primary),
Elementary & Secondary Education Department,
Govt. of Khyber Pakhtunkhwa,
Peshawar.

Subject: NOC FOR EXTENSION IN THE DEPUTATION PERIOD

Dear Sir:

I am directed to refer to the subject noted above and to state that the services of Ms. Jamshed Akhtar, TT (BS-07), Govt. Girls High School, Bandi Muncim, District Haripur were borrowed by Federal Directorate of Education (FDE), Islamabad on deputation basis initially for a period of 03-years i.e. from 26.08.2005 to 25.08.2008 to facilitate the posting of serving husband/wife at the same station as laid down in the Establishment Division, Islamabad's guidelines circulated vide O.M. No 10/30/97-R-I dated 13.05.1998 (Annex-I). The initial period of deputation of the incumbent was further extended for 02-years and on 25.08.2010 (Annex-II) she has completed her maximum period of deputation i.e. 05-years.

2. Federal Directorate of Education has not received further NOC for deputation beyond 25.08.2010 from Elementary & Secondary Education Department, Govt. of Khyber Pakhtunkhwa whereas Ms. Jamshed Akhtar is still serving on deputation basis under Federal Directorate of Education, Islamabad.

3. Therefore, the Elementary & Secondary Education Department, Govt. of KPK is requested to furnish FDE with NOC for regularization of deputation period of Ms. Jamshed Akhtar beyond 25.08.2010 till date and further extension for a period of two years till 16.07.2021. In case her services are required by the Elementary & Secondary Education Department, Govt. of KPK being the lending department, this may be clearly communicated to FDE so that she may be repatriated accordingly.

4. A prompt response in this regard is awaited, please.

Encl: As above

Jamshed Akhtar
25-7-19

Accepted



(Agha Nadeem Khan)
Admn Officer Schools (Female)

Copy to:

- Director, Elementary & Secondary Education Department, Govt. of Khyber Pakhtunkhwa, Peshawar.
- District Education Officer (Female) District Haripur.
- APS to Director General (FDE), Islamabad.
- Area Education Officer, Sector Urban-I, FDE, Islamabad.
- Principal, Islamabad Model School for Girls (I-X), Presidential Estate Colony G-5, Islamabad.

Better Copy

Government of Pakistan
Federal Directorate of Education

Islamabad, the 17th July 2019

From: Agha Nadeem Khan
Admn Officer Schools (Female)
Federal Directorate of Education,
Rohtas Road, Sector-G-9/4, Islamabad.

To: Section Officer (Primary),
Elementary & Secondary Education Department,
Government of Khyber Pakhtunkhwa,
Peshawar.

Subject:- NOC FOR EXTENSION IN THE DEPUTATON PERIOD.

Dear Sir,

I am directed to refer to the subject noted above and to state that the Services of Ms. Jamshed Akhtar, TT(BS-07), Got. Girls High School, Bandi Muneem District Haripur were borrowed by Federal Directorate of Education (FDE), Islamabad on deputation basis initially for a period of 03 years i.e. from 26-08-2005 to 25-08-2008 to facilitate the posting of serving husband/wife at the same station as laid down in the Establishment Division, Islamabad's guidelines circulated vide O.M.No.10/30/97-R.H dated 13-05-1998 (Annex-I). The initial period of deputation of the incumbent was further extended for 02 years and on 25-08-2010 (Annex-II) she has completed her maximum period of deputation i.e. 05 years.

2. Federal Directorate of Education has not received further NOC for deputation beyond 25-08-2010 from the Elementary & Secondary Education Department Got. Of Khyber Pakhtunkhwa whereas Ms. Jamshed Akhtar is still serving on deputation basis under Federal Directorate of Education, Islamabad.

3. Therefore, the Elementary & Secondary Education Department, Got. of KPK is requested to furnish FDE with NOC for regularization of deputation period of Ms. Jamshed Akhtar beyond 25-08-2010 till date and further extension for a period of two years till 16-07-2021. In case her services are required by the Elementary & Secondary Education Department, Got. Of KPK being the lending department, this may be clearly communicated to FDE so that she may be repatriated accordingly.

4. A prompt response in this regard is awaited, lease.

Encl: As above.

Sd/-
(Agha Nadeem Khan)
Admn Officer Schools (Female)

Copy to:

- Director, Elementary & Secondary Education Department, Got. Of Khyber Pakhtunkhwa Peshawar.
- District Education Officer (Female) District Haripur.
- APS to Director General (FDE), Islamabad.
- Area Education Officer, Sector Urban-I, FDE, Islamabad.
- Principal, Islamabad Model School for Girls (I-X), Presidential Estate Colony, G-5, Islamabad.

22

Annex-9



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Dated Peshawar the 29.08.2019

ORDER

No.SO(PE)/5-2/IPT/Haripur/Mst. Jamshid Akhtar TT/2013:- The Competent Authority has been pleased to repatriate Mst. Jamshed Akhtar, TT, Govt. Girls Middle School Bandi Muneem, District Haripur (working in Federal Directorate of Education, Government of Pakistan on deputation basis) to her parent Department i.e Elementary & Secondary Education Department Khyber Pakhtunkhwa, District Haripur, with immediate effect.

SECRETARY

Endst. No. & Date as above.

Copy forwarded to:-

1. The Secretary Establishment & Admn. Department Govt. of Khyber Pakhtunkhwa, Peshawar.
2. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar, with the request to adjust the above mistress against vacant post in District Haripur.
3. The Admn. Officer Schools (Female), Federal Directorate of Education, Government of Pakistan, Islamabad w/r to his letter No. F.1-9/91-MTT. (D) FDE dated 17.07.2019 with the request to repatriate the lady teacher immediately.
4. The District Education Officer (F), District Haripur, with the request to adjust the above mistress against vacant post in District Haripur.
5. The District Accounts Officer, District Haripur.
6. PS to Secretary, Elementary & Secondary Education Department, Peshawar.
7. Mst. Jamshed Akhtar, MTT, Islamabad Model College for Girls (I-X), Presidential Estate Colony, G-5, Islamabad

Attested
Fu

SECTION OFFICER (PRIMARY)

Jamshid
21-9-19

23

Annex-5



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT
No. SO(PE)5-2/IPT/ Haripur/Mrs. Jamshid Akhtar TT/2013
Dated Peshawar the 21.07.2020

To
The District Education Officer (Female),
Haripur.

Subject: - OFFICE ORDER AND APPLICATION IN RESPECT OF MRS. JAMSHID AKHTAR

Dear Madam,

I am directed to refer to the subject noted above and to enclose herewith a copy of an Office Order bearing No. F.1-9/91-MTT(D)FDE dated 06.03.2020 alongwith her application and other necessary documents in respect of Mrs. Jamshid Akhtar, TT, GGMS Bandi Muncem, District Haripur.

You are requested to adjust her in her home district Haripur on repatriation from Federal Directorate of Education, Islamabad immediately.

Yours faithfully,

SECTION OFFICER (PRIMARY)

Encl: as above.

Copy for information to:

1. Director General, Federal Directorate of Education, Islamabad.
2. The Director E&SE Khyber Pakhtunkhwa, Peshawar, for similar necessary action.
3. The Admin Officer (HR-II F), FDE, Islamabad w/r to his/her letter quoted above.
4. Principal, IMSG (I-X), P.F. Colony, G-5, Islamabad.
5. PS to Secretary, Elementary & Secondary Education Department, Peshawar.

EDDEC (F) Haripur

[Handwritten signature]

22/9/20

SECTION OFFICER (PRIMARY)

Attested
[Handwritten signature]

24

Annex-K

REGISTERED AD

No.F.1-9/91-MTT (D) FDE
Government of Pakistan
Federal Directorate of Education

Islamabad, the 6th March, 2020.

OFFICE ORDER


Ms. Jamshed Akhtar, Theology Teacher (TI), Government Girls Middle School, Bandi Muncem, District Haripur presently serving on deputation basis in Islamabad Model School for Girls (I-X), Presidential Estate Colony, G-5, Islamabad under Federal Directorate of Education, Islamabad is hereby repatriated to her parent department i.e Elementary & Secondary Education Department, Govt. of the KPK, Peshawar.

2. This issues with the approval of Director General (FDE).

(Ali Azhar)
Asstt. Director (HR-II F)

Copy to:-

- ✓ AGPR, Islamabad.
- ✓ Section Officer (Primary), Elementary & Secondary Education Department, Govt. of the KPK, Peshawar.
- ✓ District Education Officer (Female), Haripur.
- ✓ APS to DG (FDE), Islamabad.
- ✓ APS to Director (HR), FDE, Islamabad.
- ✓ Area Education Officer, Sector Urban-I, FDE, Islamabad.
- ✓ Principal, IMSG (I-X), P.E Colony, G-5, Islamabad.
- ✓ Lady Teacher concerned.
- ✓ Personal file.


(Muhammad Shakeel)
Admn. Officer (HR-II F)

BETTER COPY

REGISTERED AD

**No.F.1-9/91-MIT (D) FDE
Government of Pakistan
Federal Directorate of Education**

Islamabad the 6th March 2020

OFFICE ORDER

Ms. Jamshed Akhtar, Theology Teacher (TT) Government Girls Middle School, Bandi Muneem, District Haripur presently serving on deputation in Islamabad Model School for Girls(I-X), Presidential Estate Colony, G-5, Islamabad under Federal Directorate of Education, Islamabad is hereby repatriated to her parent department i.e. Elementary & Secondary Education Department Got of the KPK Peshawar.

- 1. This issues with the approval of Director General (FDE).**

**Sd/-
Asstt. Director (HR-II F)**

Coy to:-

- AGPR Islamabad.**
- Section Officer (Primary) Elementary & Secondary Education Department, Got. Of the KPK Peshawar.**
- District Education Officer (Female), Haripur.**
- APS to DG (FDE) Islamabad.**
- Area Education Officer, Sector Urban-IFDE Islamabad.**
- Principal, IMSG (I-X) P.E. Colony G-5 Islamabad.**
- Lady Teacher concerned.**
- Personal file.**

**Sd/-
(Muhammad Shakel)
Admn Officer (HR-II F)**

(25)

Annex-L

**ISLAMABAD MODEL SCHOOL FOR GIRLS (I-X), P.E,
G-5, ISLAMABAD**

No.D.127/2020-2021/IMSG,P.E,

Islamabad the 31st August, 2020

Relieving Report

01.	No. in Seniority list	
02.	Name of Government Servant.	Mst. Jamshaid Akhtar (deputationist)
03.	Father/Husband Name.	Mr. Nazir Muhammad
04.	Address.	Flat No. 16, Block No.34, B, G-9/2, Islamabad
05.	Designation.	M.T.T. (BPS-07) Deputationist
06.	Qualification.	M.A, Education B.Ed
07.	Domicile.	KPK Haripur
08.	Date of Birth.	19-03-1969
09.	Pay scale in full.	Bps-07
10.	Date of Appointment in Govt. Service.	08-08-1989
11.	Date of Appointment in F. G. Service.	Nil
12.	Date of Appointment in Present Grade.	08-08-1989
13.	Date of Reliving	31-08-2020
14.	Hour of Reliving	After Noon
15.	Reason of Reliving	Transfer /repatriated to parent department
16.	Institution to From transferred	District Education Office (Female) Haripur.
17.	Reference of Office order No. Date	No F.1-9/91-MTT(D)FDE dated 6-03-2020

Copy:-

01. Deputy Director (Female)FDE
02. A.G.P.R, Islamabad TA-6
03. District Education Officer (Female) Haripur.
04. Personal Concern.
05. Personal file.

Fauzia Tariq
MRS. FAUZIA TARIQ
Principal
IMSG (I-X P.E G-5,
Islamabad

Accepted
Fu

26

Annex M

To,

The Section Officer

(Primary), Elementary & Secondary

Education Department, Govt. of the KPK

Subject: Joining Report

The undersigned has been repatriated by Federal Directorate of Education (FDE) (Copy enclosed), therefore the Principal of Islamabad Model Girls School Presidential Estate relived undersigned on 31-08-2020 (Reliving report is enclosed).

Accordingly the undersigned joined her duty as a MTT Teacher in Elementary & Secondary Education Department Khyber Pakhtunkhwa today on 31-08-2020.


Jamshed Akhtar

MTT Teacher

Date: 31-08-2020

Copy:

01. ~~Deputy Director (Female) FDE~~

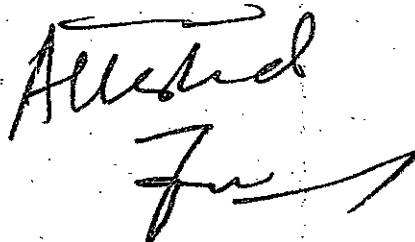
02. ~~Principal, Islamabad Model~~

03. District Education Officer (Female) Haripur.

04. The Secretary Establishment and Admin Department Khyber Pakhtunkhwa Peshawar.

05. The Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar.

06. District Accountant officer, District Haripur.



بخدمت جناب سیکرٹری آف ایجوکیشن KPK پشاور

جناب عالی!

مودبانہ گزارش ہے کہ سائلہ مس حمید اختر بطور ٹیچر گورنمنٹ ہائی سکول فار گرلز ایوان صدر (I-X) اسلام آباد میں اپنے فرائض سرانجام دے رہی تھی سائلہ کی سروس 30 سال ہو چکی ہے۔ 15 سال ہری پور میں اور 15 سال FDE اسلام آباد میں۔ سائلہ کے خاوند اسلام آباد میں گورنمنٹ ملازم ہیں سب گھروالے بھی ان ہی کے ساتھ رہائش پذیر تھے۔ چھوٹے چھوٹے بچوں کو ہری پور گھر میں اکیلے چھوڑنا اور ڈیوٹی سرانجام دینا انتہائی مشکل تھا۔ جسکی وجہ سے سائلہ نے ویڈیو لاک پالیسی کے تحت FDE اسلام آباد میں ٹرانسفر کروائی یہ پریڈ 2010 میں ختم ہو چکا تھا۔ ہم نے 2011 میں دوبارہ Extension کے لیے کوشش جاری رکھی لیکن NOC نہیں ملی۔ (لیٹر کی کاپی درخواست کے ساتھ لف ہے)

اب پھر FDE نے 2019 میں مزید Extension کے لیے پشاور لیٹر لکھا تو اس کے جواب میں ایجوکیشن ڈیپارٹمنٹ پشاور نے اسلام آباد FDE کو مورخہ: 29-8-2019 کو Repatriate کا لیٹر لکھا۔ یہ Process میں تھا۔ کہ دوسرا لیٹر 21-7-2020 کو ایجوکیشن ڈیپارٹمنٹ پشاور نے FDE اسلام آباد کو لکھا اب اس لیٹر کے مطابق سائلہ نے Relieving سے پہلے 6-8-2020 کو اپنی حاضری رپورٹ ڈسٹرکٹ آفس ہری پور میں دی ہے۔ اب جبکہ 31-8-2020 کو اسلام آباد ہائی سکول فار گرلز ایوان صدر (I-X) اسلام آباد سے Relieve کر دیا ہے۔ سائلہ نے Joining Report ہری پور ڈسٹرکٹ آفس میں دی اور ساتھ ہی پشاور سیکرٹری آفس اور ڈائریکٹر آفس پشاور میں TCS کر دی۔ لیکن DEO ہری پور نے جو اننگ رپورٹ لینے سے انکار کر دیا، پھر میں نے درخواست اور تمام کاغذات لگا کر پشاور ڈائریکٹوریٹ میں جمع کروادی۔ اب 6 ماہ ہو چکے ہیں ابھی تک ایڈجسٹمنٹ نہیں ہوئی۔ برائے مہربانی آپ ایڈجسٹمنٹ کریں۔ میری تنخواہ بند ہے بچے پڑھ رہے ہیں ان کی فیس کی ادائیگی کے لیے پیسے نہیں ہیں۔ گھر کے حالات خراب ہو رہے ہیں۔

آپ کی عین نوازش ہوگی

العارضہ

مس حمید اختر

سائلہ مس حمید اختر

IMSG (I-X) پریڈیشنل کالونی اسلام آباد

SCOPE

For views & Comments

in two days

10-2-21

کتاب مقدس در کتاب اگوستین (تفسیر فیلیپس) اثر کارل

عزیزان :- در کتاب اگوستین در باب ۱۰۰ فصل ۱۰۰

ص ۱۰۰ - در کتاب اگوستین

۱- کتاب مقدس در کتاب اگوستین در باب ۱۰۰ فصل ۱۰۰
ص ۱۰۰ - در کتاب اگوستین در باب ۱۰۰ فصل ۱۰۰
۲۰۲۱

۲- کتاب مقدس در کتاب اگوستین در باب ۱۰۰ فصل ۱۰۰
ص ۱۰۰ - در کتاب اگوستین در باب ۱۰۰ فصل ۱۰۰
ص ۱۰۰ - در کتاب اگوستین در باب ۱۰۰ فصل ۱۰۰

کتاب مقدس در کتاب اگوستین در باب ۱۰۰ فصل ۱۰۰
ص ۱۰۰ - در کتاب اگوستین در باب ۱۰۰ فصل ۱۰۰

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کتاب مقدس در کتاب اگوستین در باب ۱۰۰ فصل ۱۰۰

کتاب مقدس در کتاب اگوستین در باب ۱۰۰ فصل ۱۰۰

ف

29

No. 202

RGL58287290

Rs. Ps.

For Insurance
Stamps affixed except in case of
uninsured letters of not more than
the initial weight prescribed in the
Post Office Guide or on which no
acknowledgement is due

TO

SON

Received a registered*
addressed to

Date-Stamp

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

Insured for Rs. (in figures) 200 (in words) Two hundred

If insured.

Insurance fee Rs. Ps. Weight Kilos Grams
(in words) 100
Name and address of sender
123 78 45 - 5 - 12

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Annex-N

**DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION
KHYBER PAKHTUNKHWA PESHAWAR**

No. 4320 /P.File/Jamshid Akhtar TT

Dated Peshawar the 26/11/2020

To

The Secretary to Govt: of
Khyber Pakhtunkhwa (E&SE) Department

Subject:-

**OFFICE ORDER AND APPLICATION IN RESPECT OF MST. JAMSHID
AKHTAR TT**

I am directed to refer to the No. SO (PE) 5-2/IPT/Haripur/Jamshid Akhtar TT/2013 dated 21-07-2020 on the subject cited above and to enclose herewith a report from DEO (female) Haripur Vide No. 4376 dated 09-10-2020 in respect of Mst. Jamshed Akhtar TT GGMS Bandi Muneem District Haripur.

Mst Jamshid Akhtar TT was on deputation w.e.f 26-08-2005 vide no.SO(PE)5-2/98/2005(Jamshid Akhtar) dated 24-08-2005 from GGPS Bandi Muneem District Haripur to FDE of Islamabad for initial 3 years which was extended for 2 years upto 25-08-2010 vide no.SO(PE)5-2/98/05/Jamshed Akhtar dated 03-07-2008. After expiry of deputation she remained absent w.e.f 21-01-2016.

This directorate directed DEO (F) vide latter no.3511 dated 22-05-2015 to initiate disciplinary action against her for unauthorized absence form duty. Annexure (A)

The DEO (F) Haripur served upon her absent notice vide no 571 dated 21-1-2016 and Published her Absent Notice in the Daily News Paper AAJ & Mashriq on 25-02-2016. Annexure (B)

The DEO (F) Haripur issued Notification vide. 3758-65 Dated 23-04-2016 stating that the services of Mst. Jamshid Akhtar TT has automatically been terminated as per Section-9 (SLC No.1 (4.C) of Khyber Pakhtunkhawa (appoint promotion transfer Rules1989) Annexure (C)

"After five years of continuous absence service of a Civil Servant shall automatically stand terminated under FR.18 and Rule 12 Khyber pakhtunkhwa Civil Servants Revised Leave Rules.1981.in the light of Rule 12 ibid, a willful absence of more than five years shall not converted into leave without pay."

Hence report is submitted to your office for information, she is no more employee of this department please.

Hms
Deputy Director (Female)
E&SE Khyber Pakhtunkhwa

Endst No. _____

Copy to the:-

1. PA to Director E&SE Khyber Pakhtunkhwa Peshawar.

Hms
Deputy Director (Female)
E&SE Khyber Pakhtunkhwa

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Annex-0

**BEFORE THE DIRECTOR ELEMENTARY & SECONDARY
EDUCATION KHYBER PAKHTUNKHWA PESHAWAR.**

**DEPARTMENTAL APPEAL AGAINST THE ORDER DATED 26-01-2021
PASSED BY THE DEPUTY DIRECTOR E&SE KPK ESHAWAR.**

Respected Sir,

With most reverence and humble submission the following few lines are laid down before your kind honour for sympathetic consideration and favorable order:-

1. That appellant was inducted as T.Teacher (BPS-7) in the Schools and Literacy Department, N.W.F.P. Peshawar on 08-08-1989 and was posted in Government Middle School Bandi Muneem District Haripur.
2. That the Federal Directorate of Education, Islamabad vide its letter No. F. 4-9/2005 (W)FDE dated 21-05-2005 borrowed the services of the appellant on deputation as Matric Trained Teacher initially for a period of 03 years with some terms and conditions inserted therein alongwith "NOC & Lien Retention Certificate". **(Copy of the letter dated 21-05-2005 is attached as "A")**.
3. That in accordance with aforementioned letter, the Schools and Literacy Department, N.W.F.P. Peshawar vide its order No. SO (PE) 5-2/98/2005 (Mrs. Jamshid Akhtar) dated 24-08-2005 placed the services of appellant at the disposal of the Federal Directorate of Education, Islamabad on deputation basis for a period

of 03 years with the condition that pension contribution will be payable according to Appendix-3 of Accounts Cod Volume-I and she was relieved to join her new assignments. **(Copy of Order dated 24-08-2005 is attached as "B")**.

4. That the Federal Directorate of Education, Islamabad consequent upon the relieving of appellant from her parent department allowed her to join new assignment in F.G. Girls Model School Presidential Estate Islamabad against a vacant post vide Office Order No. F-4-9/205 (W) FDE dated 17-09-2005. **(Copy of Office Order dated 17-09-2005 is attached as "C")**.
5. That in pursuance of the NOC contained in letter No. SORI (E&AD)1-14/82 (VOL-XIII) dated 19-06-2008, the Government of NWFP Elementary & Secondary Education Department Peshawar vide its order No. SO(PE)5-2/98/05/(Mst. Jamshid Akhtar) dated 03-07-2008 extended the appellant's initial deputation period for further 02 years i.e. up to 25-08-2010. **(Copy of Order dated 03-07-2008 is attached as "D")**.
6. That the Federal Directorate of Education, Islamabad vide its order No. F. 1-91/2008 (W) FDE dated 30th August 2008 also agreed to extend appellant's deputation for further 02 years upto 25-08-2010. **(Copy of Order dated 30-08-2008 is attached as "E")**.

7. That the Federal Directorate of Education, Government of Pakistan Islamabad vide its Office Order No. F. 4-9/2005 (W) FDE dated 25-05-2012 cancelled/withdrawn the repatriation order of the appellant till further order and did not relieve her to join parent department. **(Copy of Order dated 25-05-2012 is attached as "F")**.
8. That the Ministry of Capital Administration and Development Government of Pakistan Islamabad vide its Order No. F.4-57/2011 (Education) dated 16-03-2013 sought some information from the Director General Federal Directorate of Education, (FDE) Islamabad regarding absorption of staff under Federal Directorate of Education Islamabad working on deputation basis. **(Copy of Order dated 16-03-2013 is attached as "G")**.
9. That the Federal Directorate of Education, (FDE) Islamabad vide its letters No. F. 2013/PA-Dep/14-16-17 (W) FDE dated 12-09-2013 and 06-11-2013 demanded NOC for permanent absorption of appellant from the Section Officer (Primary) Elementary & Secondary Education Department, Got of KPK, Peshawar on Most Immediate Basis. **(Copies of Order dated 12-09-2013 and 06-11-2013 are attached as "H & I")**.
10. That thereafter the matter with regard to appellant's permanent absorption in the Federal Directorate of Education, (FDE) Islamabad or repatriation to her parent department Elementary & Secondary Education

Department, Got of KPK, Peshawar remained dead for a long period and there was no information to the appellant about her future.

11. That on 17-07-2019 once again the Federal Directorate of Education, Government of Pakistan Islamabad requested Elementary & Secondary Education Department, Got of KPK, Peshawar for NOC of the appellant for her extension in deputation period. **(Copy of Order dated 17-07-2019 is attached as "J")**.
12. That thereafter the Competent Authority, Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar vide its Order No. SO(PE)/5-2/IPT/Haripur/Mst.Jamshid Akhtar TI/2013 dated 29-08-2019 repatriated the appellant from Federal Directorate of Education, Government of Pakistan Islamabad to Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar and posted in Got. Girls Middle Bandi Mueem, District Haripur with immediate effect. **(Copy or order dated 29-08-2019 is attached as "K")**
13. That the afore mentioned order was in process when another Office Order dated 21-07-2020 was passed by the Section Officer (Primary) Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar with the direction to the District Education Officer (Female) Haripur to adjust the appellant in her home district Haripur immediately. **(Copy or order dated 21-07-2020**

is attached as "L")

14. That the appellant was relieved on 31-08-2020 (A/N) by the Principal, Islamabad Model School for Girls (I-X) Colony G-5 Islamabad vide letter No. D-127/2020-202/IMSG(PE) dated 31-08-2020. **(Copy of the order dated 31-08-2020 is attached as "M")**.
15. That on relieving from Islamabad Model School for Girls (I-X) Colony G-5 Islamabad the appellant reported for duty to the District Education Officer (Female) Haripur, but her duty report was rejected and she was not allowed to join duty. The appellant has also submitted her duty reports to Director office as well as Secretary Education office Peshawar through TCS but all in vain.
16. That the Deputy Director (Female) E&SE Khyber Pakhtunkhwa Peshawar vide his letter No.4320/P.File/Jamshid Akhtar, TT dated 26-01-2021 in the light of report of DEO Haripur dated 09-10-2020 has reported that the appellant has been terminated from service vide order dated 23-04-2016 and she is no more employee of this department; **(Copy of the order dated 26-01-2021 is attached as "N")**, hence instant departmental appeal on the following grounds:-

GROUND:

- A) That order dated 26-01-2021 of the Deputy Director

(Female) E&SE Khyber Pakhtunkhwa Peshawar and order dated 09-10-2020 of District Education Officer (Female) Haripur are illegal, unlawful, without lawful authority, against the departmental rules and regulations, passed slipshod, cursory, superficially, arbitrary and whimsical in manner, hence liable to be set aside.

- B) That it is incorrect that the appellant remained on willful absence rather she was transferred on deputation to the Federal Directorate of Education, Government of Pakistan Islamabad properly. Therefore, her deputation cannot be counted as willful absence.
- C) That appellant's service address as well as her employer i.e. Federal Directorate of Education, Government of Pakistan Islamabad's address were available with appellant's parents department and she could easily be contacted for her repatriation when her deputation came to an end. But such manner and practice was not adopted and according to DEO Haripur the so-called disciplinary action was taken and appellant was terminated from service in the year 2016.
- D) That no charge sheet and show cause notice was issued to her despite having appellant's service as well as her employer address. Neither she was

provided with the copy of inquiry report, if any, nor was she afforded the opportunity of personal hearing and she was terminated unheard.

- E) That both the borrowing and lending departments had regularly been in correspondence with each other with regard to appellant's deputation and her permanent absorption in borrowing department.

- F) That repatriation order of appellant which was passed by appellant's parent department on 29-08-2019 and 21-07-2020 could be passed well in time on expiry of deputation which were sent to appellant borrowing department similarly during the course of so-call disciplinary action the appellant could easily be contacted. As subsequently the repatriation orders dated 29-08-2019 and 21-07-2020 of the appellant was directly addressed to the authorities of borrowing department similarly the same could be addressed earlier. But the appellant was deliberately and intentionally terminated from services by resorting to illegal and unlawful course. Appellant has been terminated from services with no fault on her part. She has been deprived of her legitimate right of service and earning livelihood.

- G) That appellant has served both the lending and borrowing departments for more than 30 years. She has unblemished rather meritorious service record at

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here credit. But she has been terminated without any fruit of 30 years service.

- H) That while terminating the appellant from service it is a lame excuse on the part of her parents department the appellant stands automatically terminated from service because there had been pension contribution to the parent department from borrowing department as per terms and conditions of deputation.
- I) That since 01-09-2020, the appellant is out of service and her salary has been stopped. Appellant and her children are badly suffering financially. Besides this her children's education is being destroyed for want of money in this era of high dearness while the prices of commodities are speaking with the sky

In view of the aforementioned facts and circumstances it is humbly requested that the District Education Officer (Female) Haripur may graciously be directed to take the appellant on duty and adjust her home district Haripur and save appellant and her family from starvation. The appellant shall pray for your long life and prosperity.



(Jamshid Akhtar)
M.T.T. (BPS-7)

Education Department (Female)
Haripur

Address: Block NO. 34-B, Flat
NO. 16, D-9/II, Islamabad.

Dated: 10-02-2021

وکالت نامہ

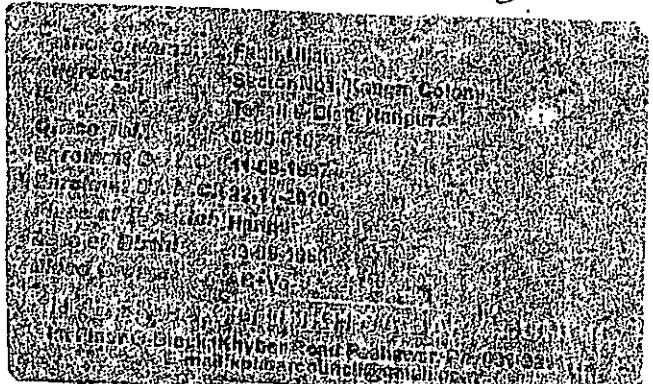
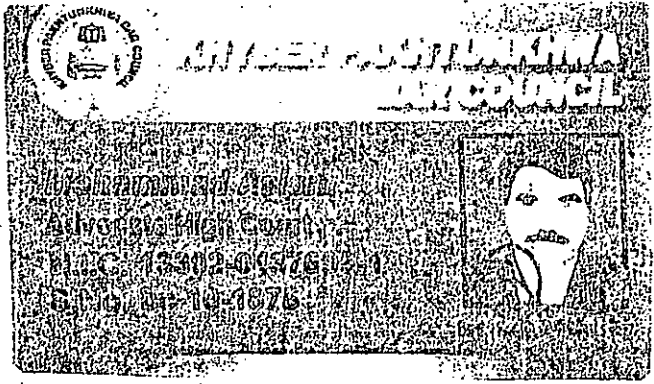
کورٹ فیس
قیمتی

بعدالت جناب مستر منجھڑا - مستر منجھڑا کی فون سے مستر منجھڑا سے مستر منجھڑا سے
 منجھڑا اسٹریٹ بلدیہ مستقل مستقل مستقل مستقل مستقل مستقل مستقل مستقل مستقل
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دعویٰ یا جرم مستقل مستقل مستقل مستقل مستقل مستقل مستقل مستقل مستقل مستقل مستقل مستقل
 مندرجہ بالا عنوان میں اپنی طرف سے بیروی و جوابدہی مقام اسٹریٹ بلدیہ مستقل مستقل مستقل مستقل مستقل مستقل مستقل مستقل مستقل مستقل

ایڈووکیٹ بدیں شرط وکیل مقرر کیا۔ کہ میں ہر پیشی پر خود یا بذریعہ مختار خاص
 رو برو عدالت حاضر ہوتا ہوں گا۔ اور بوقت پکارے جانے وکیل صاحب موصوف کو اطلاع دے کر حاضر کروں گا۔ اگر کسی
 پیشی پر مظہر حاضر نہ ہوا۔ اور حاضری کی وجہ سے کسی وجہ پر مقدمہ میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ
 ہونگے۔ نیز وکیل صاحب موصوف صدر مقام پچھری کے علاوہ کسی اور جگہ یا پچھری کے مقرر اوقات سے پہلے یا بروز
 تعطیل بیروی کرنے کے مجاز نہ ہونگے۔ اگر مقدمہ مقام پچھری کے کسی اور جگہ سماعت ہونے یا بروز پچھری کے اوقات
 کے آگیا یا پیچھے ہونے پر مظہر کو کوئی نقصان پہنچے تو ذمہ دار یا اس کے رابطے کسی معاوضہ ادا کرنے مختار نامہ واپس کرنے کے
 بھی صاحب موصوف ذمہ دار نہ ہونگے۔ مجھے کل ساختہ پرواختہ صاحب مثل کردہ ذات خود منظور و قبول ہوگا اور صاحب
 موصوف کو عرضی دعویٰ اور درخواست اجراءے ڈگری و نظر ثانی اپیل نگرانی دائر کرنے نیز ہر قسم کی درخواست پر دستخط تصدیق
 کرنے کا بھی اختیار ہوگا۔ اور کسی حکم یا ڈگری کے اجراء کرنے اور ہر قسم کاروبار وصول کرنے اور رسید دینے اور داخل کرنے
 کا ہر قسم کا بیان دینے اور سپروٹاشی و راضی نامہ و فیصلہ برخلاف کرنے اقبال دعوے کا اختیار ہوگا۔ اور بصورت اپیل و
 برآمدگی مقدمہ یا منسوخی ڈگری یکطرفہ درخواست حکم امتناعی یا ڈگری قبل از فیصلہ اجراءے ڈگری بھی صاحب موصوف کو
 بشرط ادا تنگی علیحدہ بیروی مختار نامہ کرنا مجاز ہوگا۔ اور بصورت ضرورت اپیل یا اپیل کے واسطے کسی دوسرے وکیل یا بیرسٹر
 کو بجائے اپنے ہمراہ مقرر کریں اور ایسے مشیر قانونی کو بھی اس امر میں وہی اختیارات حاصل ہونگے جیسے صاحب
 موصوف کو۔ پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا۔ تو صاحب موصوف کو پورا اختیار ہوگا کہ مقدمہ کی بیروی نہ
 کریں اور ایسی حالت میں میرا مطالبہ صاحب موصوف کے برخلاف نہیں ہوگا۔ لہذا مختار نامہ لکھ دیا ہے کہ سند ہے مضمون

مختار نامہ بن لیا ہے اور اچھی طرح سمجھ لیا اور منظور ہے۔
 مورخہ: 20/8/2021
Accepted
M. Ad
 ال محمد ال محمد ال محمد



"B"

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

No.

TB

Appeal No. 7290 of 20 21

Mst. Jamshid Akhtar Appellant/Petitioner
Versus

Secy. Edu. M.P.C. Pesh. Respondent
Respondent No. 3

Notice to: — Distt. Education Office (Funds)
Haripur

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 18-1-2022 at 8.00 A.M. If you wish to urge anything against the appellat/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 11th Day of Decr. 2021

at Court A Head

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.

713

Appeal No. 7290 of 2021

Mst. Jamshed Akhtar Appellant/Petitioner.

Versus

Seyy. Edna. M. P. P. Respondent.

Respondent No. I

Notice to:

Court of M.P. Seyy. Education
Eh: & Sec: Peshawar.

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 18-1-2022 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 7/12

Day of Dec 2021

at Camp Court Ashad
[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.

713

Appeal No. 7290 of 2021

Mst. Jam Shad Akhtar Appellant/Petitioner
Versus

Seyf Edn. P.P. Pesh. Respondent
Respondent No. 2

Notice to: - Director, Ele. 2 Sec. Education Govt. of
Ppl Peshawar

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 18-1-2022 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 along with 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. 2 dated 2

Given under my hand and the seal of this Court, at Peshawar this 7/1/21

Day of Dec 2021

at Camp Court A Road
5-1-22

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.

TB A/Abad

Appeal No.....7290..... of 20 21

..... Jamshid Mikhay Appellant/Petitioner
Versus

..... Secy. (E8SE) Peshawar Respondent

Respondent No...../.....

Notice to:

- Secretary (E8SE) 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.

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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.....27.....

Day of.....20 22

at Camp Court
D. A/Abad.

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. *A/Abad*

Wageel
No.

7290

21

Appeal No. *Mst Jamshud Akhtay* of 20

Appellant/Petitioner

Secy: *CESE* *Pesh*

Respondent

3

Respondent No.

District Education Office (Female)

Notice to: —

HANIPUR

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.

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Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No.....dated..... *27*

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

Day of.....20

at camp court
A/Abad

[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.

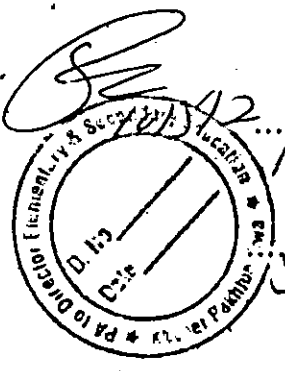
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KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.
JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR.

No.

TB A/Abad

Appeal No. 7290 of 20 21



Mst Jamshid Khan Appellant/Petitioner

Versus

Secy. (E&SE) Pesh Respondent

Respondent No. 2

Notice to: Director (E&SE) 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.

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Given under my hand and the seal of this Court, at Peshawar this 27

Day of..... 4 20 22

at Camp Court
A/Abad

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.