#### 10.06.2019

Mr. Taimur Ali Khan, Advocate for Mr. Inayatullah Khan Advocate, counsel for the appellant  $\rho$  defined,

Request for adjournment is made due to nonavailability of learned counsel for the appellant. Adjourned to Ø11.07.2019 before the D.B.

in strates

Chairman

Chairman

Chairmal

11.07.2019

Counsel for the appellant present.

Learned counsel for the appellant requests for adjournment. Adjourned to 04.09.2019 for preliminary hearing before S.B.

#### 04.09.2019

Nemo for appellant.

It is already past 1.20 PM and no one is in attendance on behalf of the appellant despite repeated calls.

Dismissed for non-prosecution. File be consigned to the record room.

Announced: 04.09.2019

#### Service Appeal No. 514/2018

31.12.2018

Clerk of counsel for the appellant present and requested for adjournment on the ground that learned counsel for the appellant is not available today. Adjourned. To come up for preliminary arguments for 11.02.2019 before S.B.

Muhammad Amin Khan Kundi

Member

Member.

11.02.2019

Clerk to counsel for the appellant present and seeks adjournment as learned counsel for the appellant is not in attendance. Adjourn. To come up for preliminary hearing on 15.03.2019 before S.B.

15.03.2019

Clerk of counsel for the appellant present and seeks adjournment on the ground that learned counsel for the appellant is not available today. Adjourned. To come up for preliminary hearing on 19.04.2019 before S.B.

> (MUHAMMAD AMIN KHAN KUNDI) MEMBER

#### 19.04.2019

Clerk to counsel for the appellant present and seeks adjournment as learned counsel for the appellant is not in attendance. Adjourn. To come up for preliminary hearing on 10.06.2019 before S.B. 16.08.2018

Neither appellant nor his counsel present. Case to come up for preliminary hearing on 20.09.2018 before S.B.

2018 Due to Moherrannel Marra Vacatta, the core was not heard on 20-9-2000 12-11-2018 (Refale)

.

## 26.09.2018

Mr. Samiullah, Clerk of counsel for the appellant present and requested for adjournment. Granted. To come up for preliminary hearing on 12.11.2018 before S.B.

Chairman

12-11-2018

 $\odot$ 

Due to Retirement of Honosable Chaerman The Triburd is non functional therefore the case is adjourned to come up for the Same on 31-12-2018 Redden

# Form-A

# FORMOF ORDERSHEET

	Case No.	514/2018
S.No.	Date of order proceedings	Order or other proceedings with <b>signature</b> of judge
1	2	3
1	12/04/2018	The appeal of Mr. Yaseen Ullah presented today by Mr.
-		Inayatullah Advocate may be entered in the Institution Register and put up to the Learned Member for proper order please. REGISTRAR V
2-	15/05/18.	This case is entrusted to $3$ S. Bench for preliminary hearing to be put up there on $2105$ ).
		MA MEMBER
. P.	1.05.2018	Clerk of the counsel for appellant present and see
		adjournment. Adjourned. To come up for prelimina hearing on 17.07.2018 before S.B. MMM
		(Muhammad Amin Khan Kundi Member
	•	
	17.07.20	18 Junior to counsel for the appellant present and seeks adjournment on the ground that senior counsel is not in attendance. Adjourned. To come up for preliminary hearing on 16.08.2018 before S.B

Member

BEFORE THE PROVINCIAL SERVICE TRIBUNAL, KPK, PESHAWAR.

# S.A.No. 514/2018

# Versus

Inspector General of Prisons, Khyber Pakhtunkhwa, Peshawar & another..... Respondents

S.No.	Description of documents.	Annexure	Pages.	
1,	Grounds of appeal.		1-6	
2	Affidavit.		7	
3	Addresses of the parties.		8	
4	Copy of impugned original order dated 29.11.2017	A	9 A1+1	6 A
5	Copy of departmental appeal and impugned final order passed by respondent No.1.	B-C	10 - 11	
6	Copy of revised last pay certificate.	D	12	•
7	Wakalatnama.	[		

## INDEX

Appellant

through

Inayat Ullah Khan Advocate High Court LL.M (U.K) Cell: 0333-9227736

Dated: 12.04.2018

#### BEFORE THE PROVINCIAL SERVICE TRIBUNAL, KPK, PESHAWAR

Service Appeal No.\_514 /2018

Khyber Pakhtuki Service Tribungi Diary No. Y G So Dared 12-4-2018

..... Respondents

#### Yaseen Ullah son of Haider Khan

Ex-Warder, office of the Superintendent Circle (Eastern) HQs Prison Haripur.

R/O Sarki Khel, P.O. Kotka Muhammad Khan Tehsil and District Bannu...... Appellant

#### <u>Versus</u>

 Inspector General of Prisons, Khyber Pakhtunkhwa, Peshawar.

2) Superintendent Circle (Eastern) HQs Prison, Haripur.

ledto-dav

Appeal u/s 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 against the impugned original order dated 29.11.2017 and against final order dated 19.03.2018 but both orders were not communicated to the appellant. The final order dated 19.03.2018 was obtained by the appellant on 25.03.2018 against which this service appeal is filed before this hon'ble Tribunal within a period of 30 days since 25.03.2018, which is well within time.

Note: It is pertinent to mention that the office of Inspector General of Prison did not officially communicate the impugned final order dated 19.03.2018 to the appellant. Prayer:

On acceptance of this service appeal, the impugned original order dated 29.11.2017 and impugned final order dated 09.03.2018 which was obtained by the appellant through his office colleague on 25.03.2018 may kindly be set aside and the appellant may be reinstated in service with all consequential back benefits and specifically direct the official respondents to also pay the appellant the salary from the period 01.02.2017 to 31.03.2017 for the duties which were performed by him.

Any other relief to whom the appellant is found entitled during course of hearing may also be granted.

## Respectfully Sheweth;

Brief facts giving rise to the instant appeal are as under:-

- That the appellant was appointed on 10.04.2004 as Warder and as such resumed his duties at Central Prison D.I.Khan.
- 2) That the appellant has more than 13 years service at his credit when he was unceremoniously removed from his service vide order No.3651 dated 29.11.2017 on the charges of willful absence from duty. (Copy of impugned original order dated 29.11.2017 is as Annex: "A").
- 3) That the appellant preferred his departmental service appeal dated 08.01.2018 against the impugned original order dated 29.11.2017 before the appellate authority i.e. the Inspector General of Police, KP, Peshawar, which was declined vide order Endst No.8060 dated 09.03.2018. The

office of respondent No.1 did not officially communicate the impugned final order dated 09.03.2018 to the appellant but the same was obtained by him through his office colleague on 25.03.2018 from the concerned office. (Copy of departmental appeal and impugned final order passed by respondent No.1 are attached as Annex: "B & C")

3

4) That the appellant feeling aggrieved against the original impugned order dated 29.11.2017 and impugned final order dated 09.03.2018 which was obtained by the appellant through his official colleague on 25.03.2018, constrained to file the instant service appeal for his reinstatement in service on the following amongst other grounds:

#### GROUNDS FOR APPEAL:

a) That the impugned orders dated 29.11.2017 and 09.03.2018 are against the law, facts and material available on record, hence not tenable in the eyes of law, which is violative of Article 4 of the Constitution of Islamic Republic of Pakistan.

# "All citizens shall be treated in accordance with law".

b) That the respondent No.2 has passed a combined order by dent of which 82 Warders were punished by inflicting different punishments of different magnitude including the appellant appearing at Sr.No.61 who was removed from service on the charges of willful absence from duty without passing a separate order viz-a-viz each Warder which is legally speaking cannot be tenable within the four corners of law. The respondent No.2 was legally bound to pass a separate order, hence this mandatory requirements has not been fulfilled, therefore, the impugned original order and the final order are liable to be set aside alone on this ground.

- c) That the impugned orders are also violative of section 24-A of General Clauses Act as the competent authority and appellate authority failed to pass a speaking order with reasons viz-a-viz the allegations without holding a regular inquiry.
- d) That competent authority has initiated the summary proceedings on the basis of vague and unspecific and onesided allegations as no inquiry was conducted while making observation that the appellant absented himself from 22.03.2017 to 28.11.2017 for a period of 8 months, which was treated as extraordinary leave without pay.
- e) That no initial show cause notice nor any final show cause notice was served upon the appellant before imposition of the major penalty of removal from service which factum is against all the canons of justice, fair play and equity. Equity demands that sufficient opportunity of providing defence should have been provided by conducting a regular inquiry, which mandatory exercise has not been carried out, therefore, the impugned orders are bereft of any legal sanctity, which can be termed as void ab-initio.
  - That **no statement of allegation nor any charge sheet** was served upon the appellant before imposition of the major penalty of removal from service bypassing the mandatory procedure which is a nullity in law.

f)

g) That the allegations as contained in the impugned order are vehemently denied by the appellant *firstly*, for the reason that the appellant was regularly attending his official duties at Central Prison, but his salary was illegally withheld by the respondents from 01.02.2017 to31.03.2017 for a period of two months and *Secondly*, that the official respondent No.2 has forcefully restrained the appellant from performing his duties at Central Prison, Haripur and he was asked to join his

duties at Sub Jail Dassu, Kohistan against the genuine request of the appellant that his mother and young kids were seriously ill during those days but the respondent No.2 rudely and sarcastically abused the appellant and told him not to come for his duties not only at Central Prison Haripur but also sub jail, Dassu Kohistan by ignoring his genuine request which behaviour of respondent No.2 is not only against Code of Conduct to treat subordinate but also inhuman as subordinate staff deserve leniency keeping in view exception circumstances of hardship while performing toughest job of watch and guard duties. The appellant never refused to join even his duties at Sub Jail Dassu but he was restrained from joining his duties by the rude and sarcastic behaviour of respondent No.2, hence the charge cannot be termed as willful absence from duty, as mentioned in the impugned original order and impugned final order.

- h) That no opportunity of personal hearing was afforded by the competent authority nor by the appellate authority, which is another instance, which could be considered as a flagrant violation of the E&D Rules or any other concerned rules hence, the impugned orders are against the well recognized principles of natural justice which sufficient to vitiate the entire disciplinary proceedings carried out against the appellant at his back in his absence.
  - That the competent authority was required under the rules to conduct a regular inquiry through an inquiry officer or inquiry committed which procedure has altogether has been scraped and acted as complainant, inquiry officer and judge by imposing the penalty of removal from service in a fashion alien to law which functions could not be validly undertaken by the competent authority alone.

j)

i)

That the impugned order is also violative of the mandatory provisions of *Article 10-A* of the Constitution of Pakistan.

It is settled preposition of law that when a thing requires to be done in a particular manner it had to be done in that manner, otherwise the same would be a nullity in law.

5

That the malafide of the impugned orders can be reflected from the fact that the salary of the appellant was illegally withheld from 01.02.2017 to 31.03.2017 for a period of 2 months and thereafter illegal charges of willful absence were leveled against the appellant. (Copy of revised last pay certificate is Annex: "D").

That additional grounds will be raised at the bar with kind permission of this Hon'ble Tribunal.

Keeping in view, what has been stated above, it is, therefore, humbly requested the impugned original order dated 29.11.2017 and impugned final order dated 09.03.2018 which was obtained by the appellant through his office colleague on 25.03.2018 may kindly be set aside and the appellant may be reinstated in service with all consequential back benefits and specifically direct the official respondents to also pay the appellant the salary from the *period 01.02.2017 to 31.03.2017 for the duties which were performed by the appellant.* 

Any other relief, which has not been specifically asked for and to whom the appellant is found entitled may also be granted.

in ou

Appellant Yaseen Ullah Ex-Warder Central Prison, Haripur

Through

**Inayat Ullah Khan** Advocate High Court LL. M (U.K)

1)

Dated: 12.04.2018

k).

BEFORE THE PROVINCIAL SERVICE TRIBUNAL, KPK, PESHAWAR.

S.A.No.\_\_\_/2018

Versus

Inspector General of Prisons, Khyber Pakhtunkhwa, Peshawar & another..... Respondents

## **AFFIDAVIT**

I, Yaseen Ullah son of Haider Khan Ex-Warder, office of the Superintendent Circle (Eastern) HQs Prison Haripur R/O Sarki Khel, P.O. Kotka Muhammad Khan Tehsil and District Bannu do hereby affirm and declare on oath that the contents of the application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.

MAHMOC Deponent <u>3L</u>10 ~ STANDAR HIGH

BEFORE THE PROVINCIAL SERVICE TRIBUNAL, KPK, PESHAWAR.

Ċ.

والمراجع والمراجع

S.A.No.\_\_\_/2018

Seen Ullah..... Appellant

Versus

Inspector General of Prisons, Khyber Pakhtunkhwa, Peshawar & another..... Respondents

ADDRESSES OF THE PARTIES

#### APPELLANT:

Yaseen Ullah son of Haider Khan

Ex-Warder, office of the Superintendent Circle (Eastern) HQs Prison Haripur. R/O Sarki Khel, P.O. Kotka Muhammad Khan

Tehsil and District Bannu

RESPONDENTS:

- 1) Inspector General of Prisons, Khyber Pakhtunkhwa, Peshawar.
- 2) Superintendent Circle (Eastern) HQs Prison, Haripur.

Appellant

through

Inayat Ullah Khan Advocate High Court LL.M (U.K)

Dated: 12.04.2018

×	AXXX
OFFICE OF THE	SUPERINTENDENT
CINCLE (EASTERN) 1 Fax: 0995-611198-	Os PRISON HARIPP
	Daled, 29/11/2012

#### ORDER

22.98

WHEREAS, the following accused Watch and Warder staff attached to the Jails as noted against each were proceeded against under Rule-3 of Khyber Pakhtunkhwa Government Servants(Efficiency & Discipline) Rules, 2011 for the charges of their misconduct as mentioned in the Show cause Notices served upon them.

AND WHEREAS, they furnished their replies being time barred (except officials at S.No. 04,07,08,10, 11, 12, 13, 14, 17, 19,20, 23, 24, 25, 28, 29, 30,31,33, 34,35,36,37, 38, 39, 40, 41,42, 44,45, 46, 47, 48, 50, 52, 55, 56,58, 59, 60 and 62 as Ex-parte action) which were also not found satisfactory.

AND WHEREAS, The accused officials completely failed to defended their cases with any proof/evidence (except above official as Ex-parte action)

NOW THEREFORE, in exercise of powers conferred under Rule-14(5) of Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rule 2011, having considered the charges, evidence on record, the explanation of the accused officials(except as above Ex-parte action). The undersigned being the competent authority do hereby awarded the major minor penalties as mentioned below:-

		s as mentioned below	7
S.no	Name of the	Attached to Jail	Pusishment awarded
	accused		
	official Asim Khan	C.P Haripur	(a) CENSURE
· ·	Ashirkhan	(Now attached to	(b) Absence Period from 31-05-2017 to 05-06-2017
i		District Jail	(06 days) is here by treated as extra ordinary
1		Abbottabad)	leave without pay.
· · · · · · · · · · · · · · · · · · ·	Hikmat Ullah	Attached to	(a) Stoppage of one annual increment without
	1 TIKI ST. CHAN	Central Prison	future effect
s	4	Haripur	(b) Absence Period from 13-05-2017 to 28-05-2017
:		(Suspended)	(16 days) is here by treated as extra ordinary
	1	(0.11)	leave without pay.
	Pir Subhan	Attached to C.P.	(a) Stoppage of two annual increments without
-	Ali Shah	Haripur	future effects.
ļ		· · · · · · · · · · · · · · · · · · ·	(b) Absence period from 14-03-2017t to 04-04-
:			2017 and 06-05-2017 to 15-05-2017 (31 days)
:			is here by treated as extra ordinary leave
. 3			without pay.
i	Azhar lqbal	C P Haripur	(a) CENSURE
•		· · ·	(b) Absence Period from 07-05-2017 to 11-05-2017
ł			(4 days) is here by treated as extra ordinary
	4		leave without pay.
	Muhaminad	C.P Haripur	(a) Stoppage of three annual increments without future
i i	Perviz	a fair	effect. (b) Absence Period from 30-03-2017 to 15-05-2017 (47
1			days) is here by treated as extra ordinary leave without
	S Arshad Ali	Attached to	pay. (a) CENSURE
	Aronan Wit	Central Prison	(b) Absence Period from 07-05-2017 to 09-05-2017
		Haripur	(02 days) is here by treated as extra ordinary
	3	- Parts 1.	leave without pay.
	Head Warden	Sub Jail Dassu	(a) Stoppage of one annual increment without
	P Fim Dad	Kohistan.(Now	future effect.
	i	Attached to	(b) Absence Period from 07-08-2017 to 24-08-2017
	Ì	District Jail	(16 days) is here by treated as extra ordinary
	7	Abboitabad)	leave without pay.
	Warder	Attached to Sub	(a) Stoppage of one annual increment without
	Hussan Dad	Jail Dassu	future effect.
l	ļ	Kohistan	(b) Absence Period from 02-08-2017 to 22-08-2017
1	1		(21 days) is here by treated as extra ordinary
	8		leave without pay.

e 1≠0518 8105 '0≆[S

561119: 'ON X83

AURINER 95: MORE

ATTRETISE.

					• • • •
			•	cu	OFFICE OF THE SUPERINTENDENT RCLE (BASTERN) HQs PRISON HARIPUR Fox: 0995-611196-612402
	PART.	12-04 	Ehtisham	Attached to Sub	(a) Stoppage of one annual increment without
		1	LIUSIAII	Jail Dessu	(a) Stoppage of one annual increment wintout future effect.
		i	1	Kohistan	(b) Absence Period from 12-09-2017 to 21-09-
		61	+ 2 +		2017 (10 days) is here by treated as extra ordinary leave without pay.
6 1	1		Yaseenullah	Attached to Sub	(a) Removal from Service
				Jail Dassu	(b) Absence Period from 22-03-2017 up to date i.e.
				Kohistan	28-11-2017 (08 months) is here by treated as extra ordinary leave without pay.
		62	Wandan	C.P Haripur	CENSURE
2753) 2726) 7727		63	Warder Wasif yousaf	C.r nanput	
	· · · ·	<u> </u>	Warder	do	CENSURE
	1 	64	Qasim Shah		
	-		Warder Shafi	do	CENSURE
4 (1961) 48 4 5 7 7	_	65	Ullah		CENSURE
			Warder Mehtab	Do .	
			Hussain Shah	i	
		66	; Warder	do	CENSURE
	Į		Khuram		
3	: 1	67	Shahzad	. <u> </u>	CENSURE
			Head warder	do	CENSORE
	••	<u> 68</u>	Varder	Do	CENSURE
and the second sec		69	Farman Ullah	1	
		· · · · ·	Wärder	Do	CENSURE
		1 1	Muhamanad		
		70			CENSURE
2-16-2	:	1 71	Head Warder Altaf Hussain		CENSULE
	•	1	Warder Mir	C.P Bannu	(Upon cancellation of his transfer order by the
			Qaid Ayaz		competent authority the disciplinary proceeding
		i · ·			pertains to the superintendent circle Head Quarters
		1			Prison D.I.Khan). Therefore, the absence Period from
A STACTE		72	1		07-07-2017 to 10-10-2017, leads to disciplinary action by the competent authority.
	•	1	Warder	C.P Bannu	(Upon cancellation of his transfer order by the
14	•	Ì	Asghar Syed		competent authority the disciplinary proceeding
	.,	4		144 - 1 154 - 14	pertains to the superintendent circle Head Quarters
		1			Prison D.I.Khan). Absence Period from 09-06-2017 to
	•	73	:		11-07-2017, leads to disciplinary action by the competent authority.
			Warder	C.P Bannu	(Upon cancellation of his transfer order by the
		ļ	Abdul Azim		competent authority the disciplinary propagation
					perially to the superintendent circle Used Output
					1 1901 U.L. Man). Incretore the phenomenatical control of the
	देखेर <b>स्वत्य</b> ्र !	74			07-07-2017 to 03-08-2017, leads to disciplinary action by the competent authority.
5. Y		i	Warder	Do	(Upon cancellation of his transfer and a little
En Ariti	k.	i	Abdul Tajdar		
A CALL OF	l.	ŀ	1		
		¦			
					15-06-2017 to 19-10-2017, leads to disciplinary action by the competent authority.
		į.	Warder	District Jail Laki	(Upon cancellation of his much
		1	Mahmood Khan	Marwat	competent authority the disciplinary proceeding
	Ň	l		1	pertains to the superintendent circle Head Quarters
Telle 'n rant i sel					Prison D.I.Khan). Therefore, the absence Period from
107 3 8		76	1	1	
AND ADDRESS OF TAXABLE PARTY.	6	•			by the competent authority.

,





#### OFFICE OF THE SUPERINTENDENT CIRCLE (EASTERN) HQS PRISON HARIPUR Fax: 0905-611196-612402

	Warder Musadiq	Sub Jail Dassu Kohistan	CENSURE
·	Khwaja		
	Warder Raza	Do	CENSURE
	<u>Khan</u>	ļ.	
. '	Warder	Do	CENSURE
	Ehtisham		
$\odot$	Nawaz		
	Warder	Do	CENSURE
- độ	Sahadat Mian		· ·
	Warder	Do	CENSURE
31 1	Hamid Ullah		
	Warder	C.P Haripur	(a) Stoppage of two annual increments without
	Framan Ullah		future effect.
	** *		(b) Absence Period from 12-07-2017 to 03-08-2017
	-		and 04-08-2017 to 09-08-2017 (27 days) is here
÷			by treated as extra ordinary leave/without pay.

SUPERINTEN CIRCLE H.Q. PHISON WARIPUR

4

A & USIA

Endst: No. 3652 - 37474

Copy of the above is forwarded to:-

- 1. The Inspector General of Prisons Khyber Pakhtunkhwa Peshawar for information pleases.
- 2. The superintendent Circle Head Quarters Prison D.I.Khan for information and necessary action with the request that strict disciplinary action may be initiated against the officials mentioned at S.No 72,73,74,75 and 76 as they badly failed to report for duty at Central Prison Haripur on their transfers.
- 3. The SuperintendentCentral Prison Haripur, Peshawar, Mardan, Bannu, District Jail. Abbottabad, Laki Marwat, Sawabi and District Jail Mansehra, Sub Jail Battagram and Sub Jail Dassu Kohistan, Necessary entry may please be made in the Service Book of official concerned under proper attestation, Under infimation to all concerned for record and to avoid any future complications.
- 4. The Accountant General Khyber Pakhtunkhiva Peshawar for information and necessary action please.
- 5. The District Accounts Officers concerned for information and necessary action.
- 6. Officials concerned C/O concerned Jails for information.

SUPERINTENDENT CIRCLE H.Qs. P ARIPUR

2 1941 5018 312564 -3

967779: 'OH XHH

ALIMSIM

AUPINEH SD: MEAR

Departmental Appeal = And B - 10-

The Inspector General of Prison,

Khyber Pakhtunkhwa,

Peshawar.

#### Application For Service Re-instatement

Dear Sir,

Subject .

With due respect, it is stated that I Yasin Ullah S/O Haider Khan, has served prison service as Prison Warder for the last fourteen years. Before 8 months Iwas transferred from Haripur Jail to Kohistan Jail, which was very difficult to run the service in such like remote district where I have full fledge family including my parents due to which it is very economically impossible to pull on all these financial and social burden in that days of high prices.

Dear Sir, I tried my best to cancel my transfer and to serve on the same place but my application was rejected miny-times. So because of family problems I did not continue my. services in Kohistan jail and the Department issued my Termination Letter without sending me any Notice

-Dear sir, as you know Falready served Prison Department Government of Khyber Pakhtunkhwa from the last fourteen years, so I humbly requesting to reinstate My service and give me one more chance to continue my service as prison warder under your kindness . I shall be very thankful to you for your this kindness act.

With best regards.

Oated:- 08/01/2018

Yours Faithfully.

Yasin Ullah, S/O Haider, Khan (Prison Warder) You ean cellin

ATTESTE



#### **OFFICE OF THE** INSPECTOR GENERAL OF PRISONS KHYBER PAKHTUNKHWA PESHAWAR

091-9210334, 9210406 091-9213445 760 No.Estb/Ward-/Orders/ 103 Dated

#### ORDER

29 29

ter and the second

WHEREAS, warder Yaseenullah S/O Haider Khan attached to Sub Jail Dassu Kohistan, was awarded the major penalty of "Removal from Service" by the Superintendent Headquarters Prison Haripur vide his office order No.3651 dated 29-11-2017 for his willful absence from duty.

AND WHEREAS, the said warder preferred his departmental appeal for setting-aside the penalty awarded to him, which was examined in light of the available record of the case and it was observed that the appellant remained absent for long period and legal/ procedural formalities as required under the E&D Rules -2011 have also been observed by the competent authority.

AND WHEREAS, he was afforded an opportunity of personal hearing on 06-03-2018. During the course of hearing he failed to justify his innocence.

NOW THEREFORE, keeping in view the facts on record, the provision of rules in vogue and in exercise of power conferred under Rule-5 of Khyber Pakhtunkhwa Civil Servants Appeal Rules 1986, the decision of the competent authority is upheld and appeal of the appellant is hereby rejected being without any substance.

INSPECTOR GENERAL OF PRISONS, KHYBER PAKHTUNKHWA, PESHAWAR.

END\$T;NO.\_\_\_\_8061-63

Copy of the above is forwarded to :-

Anna C-

1. The Superintendent, Headquarters Prison Haripur for information and necessary action with reference to his letter No.324 -WE dated 09-02-2018.

- 2. The Superintendent, Sub Jail Dassu Kohistan for information and necessary action with reference to the Superintendent HQ Prison Haripur order referred to above.He is directed to inform the appellant accordingly and also to make necessary entry in his Service Book under proper attestation.
  - 3. Mr.Yaseenullah Ex-warder C/O Superintendent Sub Jail Dassu Kohistan for information.

ASSISTANT DIRECTOR(ADMN) R INSPECTOR GENERAL OF PRISONS, HYBER PAKHTUNKHWA PESHAWAR.

/ Will of the inpugned order dt 9/03/2018 was obtained

from the officer through his colleague on 25/3/2018. te: The office of magnetor Greneral of Olid not officially the communicate the order to the Junder-Synid.

ATTESTEB

Note:

Page#86

Anx. D - -12-



## OFFICE OF THE SUPERINTENDENT CENTRAL PRISON, HARIPUR

No. 1251-1-15 Dated 6

Phone No. 0995-612402 Fax No. 0995-611196

The Superintendent, Central Prison Bannu.

Subject: - **REVISED LAST PAY CERTIFICATES.** Memo,

Enclosed please find herewith Revised Last Pay Certificate/Original Payment Authority for drawl of duty period with effect from 01-02-2017 to 31-03-2017 (02 months) of below noted officials duly verified by the District Accounts Officer Haripur in original for your further necessary action.

Moreover pay of the said duty period was not drawn at this office.

S.No	Name	Duty Period
1	Gul Shah Wali	From 01-02-2017 to 31-03-2017 (02 months)
2	Asmat Ullah	From 01-02-2017 to 31-03-2017 (02 months)
3	Muhammad Jillani	From 01-02-2017 to 31-03-2017 (02 months)
4	Sami Ullah	From 01-02-2017 to 31-03-2017 (02 months)
5	Manzoor khan	From 01-02-2017 to 31-03-2017 (02 months)

أولي: واردر نركت على عر تكمل - عرفوم شايد رتبه و ما سعد الله و حول مع الله مع الله مع يريور جل من وحول Please acknowledge it's receipt.

JI YOlk

SUPERINTENDENT CENTRAL PRIŠON HARIPIIR

Copy of above is forwarded to the worthy Inspector General Prison Khyber Pakhtunkhwa Peshawar for information with reference to his No.28650 dated 28-11-2017 please.

a ITESTED

SUPERIN **CENTRAL PRISON HARIPUR** 

tont بعرالت 12-4-2018 المورد مقدمه دعوكى جرم : باعث تحريراً نكه مقدمه مندرجه عنوان بإلامين ابخ طرف سيروا سطح بيردي وجواب دبي دكل كاردائي متعلقه Tن مقام مستشرك و مسلط ي من مدين مرمد مرمد من الم الم الم الم مقررکر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ، دگا۔ نیز وسیل صاحب کوراضی نامه کرنے وتقرر ثالت ہ فیصلہ برحلف دیہتے جواب دہی اورا قبال دعوی اور بسورت ذكرى كرلي اجراءا ورصولى جبيك ورويبيار عرضى دعوى اور درخواست برتتم كي تفيديق زرای پردستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم بیروی یا ڈگری بیطرفہ با ایل کی برا مدگی ادرمنسوخی نیز دائر کرنے اپیل نگرانی دنظر ثانی د پیروی کرنے کا اختیار ہوگا۔از بصورت ضرورت مقد مہ مذکور کے ایج دوی کاروائی کے داسط اور دیک یا مختار قانونی کواپنے ہمراہ یا اپنے بجائے تقرر کا اختیار موگا اور مها حب مفرر شده کوجهی و به جمله ندکور ، با اختیارات حاصل موں مے اور اس کا ساختہ برواخته منظور قبول موكاردوران مقدمه مي جوخر چدد مرجانه التوائي مقدمه سيسب سے دموكار کوئی تاریخ بیشی مقام دورہ پر ہویا حد ۔۔ باہر ہوتو دکیل ساحب پابند ہوں ہے۔ کہ بیروی مدکور کریں۔لہدادکالت نامہ کھدیا کہ سندرہے، ·2018 - " کے لئے منظور ہے۔